

DECISION AB n° [NN]/2014

**OF THE ADMINISTRATIVE BOARD OF THE AGENCY FOR THE
COOPERATION OF ENERGY REGULATORS**

of [DD] [Month] 2014

on the application of the flexibility rule for the modification of the establishment plan

THE ADMINISTRATIVE BOARD OF THE AGENCY FOR THE COOPERATION OF ENERGY REGULATORS,

HAVING REGARD to Regulation (EC) No 713/2009 of the European Parliament and of the Council of 13 July 2009 establishing an Agency for the Cooperation of Energy Regulators¹, and, in particular, Articles 1(1), 3, and 13(4) thereof,

HAVING REGARD to Decision AB No 22/2013 of the Administrative Board of the Agency for the Cooperation of Energy Regulators on the adoption of the Financial Regulation of the Agency for the Cooperation of Energy Regulators of 12 December 2013 and, in particular, Article 38 thereof,

HAVING REGARD to European Parliament's Definitive Adoption of the European Union's general budget for the financial year 2014² of 20 February 2014, (2014/67/EU, Euratom),

WHEREAS:

- (1) It is appropriate to adapt the establishment plan of the Agency so as to meet its current operational needs, and therefore ensure the proper implementation of the annual work programme, missions and tasks.
- (2) The modification of the establishment plan does not affect the grades AD 16, AD15, AD14 and AD 13, the volume of staff appropriations corresponding to a full financial year and the limit of the total number of posts authorised.
- (3) The Agency intends to complete the benchmarking exercise in 2015 when the methodology will be adopted by the DG HR and the DG BUDG.

¹ OJ L 211, 14.8.2009, p. 1.

² OJ L 51, 20.2.2014

- (4) The benchmarking exercise for the financial year 2015, as initiated by the Commission's staff screening exercise, will be reported in the 2015 Annual Activity Report and the 2016-2018 Multiannual Staff Policy Plan,

HAS ADOPTED THIS DECISION:

Article 1

The establishment plan of the Agency shall be modified in respect to grades AD8, AD7, AD6 and AD5 as follows:

- (a) An established post, currently vacant, within the grade AD7 is upgraded to grade AD8;
- (b) An established post, currently vacant, within the grade AD6 is downgraded to grade AD5.

Article 2

1. This Decision shall be implemented by means of filling the posts in respective grades as per amended establishment plan.
2. This Decision shall enter into force on the day following its adoption and shall have effects from the 1st January 2015.

Done at Ljubljana, on [DD] [Month] 2014.

For the Administrative Board:

Razvan Eugen Nicolescu
Chairman of the Administrative Board