

Appointment of evaluation committee

Title of contract: *Provision of IT hosting services for the Agency for the Cooperation of Energy Regulators*

Reference: *Invitation to tender No. ACER/OP/MMD/04/2016*

THE CONTRACTING AUTHORITY,

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, Article 17(1) thereof,

Having regard to Decision AB No 22/2013 of the Administrative Board of the Agency for the Cooperation of Energy Regulators of 12 December 2013 on the adoption of the Financial Regulation of the Agency for the Cooperation of Energy Regulators, and, in particular, Article 85 thereof,

Having regard to Regulation (EU, Euratom) No 966/2012 of the European Parliament and of the Council of 25 October 2012 on the financial rules applicable to the general budget of the Union² and repealing Council Regulation No 1605/2002 as amended, and, in particular, Article 111(5) thereof,

Having regard to Commission Delegated Regulation No 1268/2012 of 29 October 2012 on the rules of application of Regulation 966/2012 of the European Parliament and of the Council on the financial rules applicable to the general budget of the Union³ as amended, and, in particular, Article 158(1) and (2) thereof,

Whereas:

- (1) An Evaluation Committee should be appointed in order to give an advisory opinion on the award of the abovementioned contract as regards the award criteria.

¹ OJ L 211, 14.8.2009, p.1.

² OJ L 298, 26.10.2012, p.1.

³ OJ L 362, 31.12.2012, p.1.

HAS ADOPTED THIS DECISION:

Article 1

I hereby appoint the following persons as members of the Evaluation Committee for the above mentioned contract:

Name	Role	Department
Tomaž ZAPLOTNIK	Voting member	Market Monitoring Department
Stefano BRACCO	Voting member	Director's Office
Aleksandra ZGORZAK	Voting member	Market Monitoring Department

Article 2

Each member must sign a declaration of absence of conflict of interest and of confidentiality before starting the evaluation (see attachment).


Alberto POTOTSCHNIG
Director

Encl.: *Declarations of absence of conflict of interest and of confidentiality*
Copy: *persons appointed*

Declaration
of absence of conflict of interests and of confidentiality

Title of contract: *Provision of IT hosting services for the Agency for the Cooperation of Energy Regulators*

Reference: *Invitation to tender No. ACER/OP/MMD/04/2016*

I, the undersigned Tomaž ZAPLOTNIK, having been appointed as a voting member to the evaluation committee given the responsibility of assessing the award criteria for the abovementioned public contract, declare that I am aware of Article 57 of the Financial Regulation, which states that:

“1. Financial actors and other persons involved in budget implementation and management, including acts preparatory thereto, audit or control shall not take any action which may bring their own interests into conflict with those of the Union.

Where such a risk exists, the person in question shall refrain from such action and shall refer the matter to the authorising officer by delegation who shall confirm in writing whether a conflict of interests exists. The person in question shall also inform his or her hierarchical superior. Where a conflict of interests is found to exist, the person in question shall cease all activities in the matter. The authorising officer by delegation shall personally take any further appropriate action.


2. For the purposes of paragraph 1, a conflict of interests exists where the impartial and objective exercise of the functions of a financial actor or other person, as referred to in paragraph 1, is compromised for reasons involving family, emotional life, political or national affinity, economic interest or any other shared interest with a recipient.”

I hereby declare that, to my knowledge, I have no conflict of interests with the operators who have submitted a tender for this procurement, including of a group in case of joint tender, or the subcontractors proposed.

I confirm that if I discover during the evaluation that such a conflict exists, I will declare it immediately as indicated above. If a conflict of interests is found to exist, I shall cease all activities related to the committee.

I also confirm that I will keep all matters entrusted to me confidential. I will not communicate outside the committee any confidential information that is revealed to me or that I have discovered or any information relating to the views expressed during the evaluation. I will not make any adverse use of information given to me.

Date: 18 July 2016

Signature: 

Declaration
of absence of conflict of interests and of confidentiality

Title of contract: *Provision of IT hosting services for the Agency for the Cooperation of Energy Regulators*

Reference: *Invitation to tender No. ACER/OP/MMD/04/2016*

I, the undersigned Stefano BRACCO, having been appointed as a voting member to the evaluation committee given the responsibility of assessing the award criteria for the abovementioned public contract, declare that I am aware of Article 57 of the Financial Regulation, which states that:

"1. Financial actors and other persons involved in budget implementation and management, including acts preparatory thereto, audit or control shall not take any action which may bring their own interests into conflict with those of the Union.

Where such a risk exists, the person in question shall refrain from such action and shall refer the matter to the authorising officer by delegation who shall confirm in writing whether a conflict of interests exists. The person in question shall also inform his or her hierarchical superior. Where a conflict of interests is found to exist, the person in question shall cease all activities in the matter. The authorising officer by delegation shall personally take any further appropriate action.

2. For the purposes of paragraph 1, a conflict of interests exists where the impartial and objective exercise of the functions of a financial actor or other person, as referred to in paragraph 1, is compromised for reasons involving family, emotional life, political or national affinity, economic interest or any other shared interest with a recipient."

I hereby declare that, to my knowledge, I have no conflict of interests with the operators who have submitted a tender for this procurement, including of a group in case of joint tender, or the subcontractors proposed.

I confirm that if I discover during the evaluation that such a conflict exists, I will declare it immediately as indicated above. If a conflict of interests is found to exist, I shall cease all activities related to the committee.

I also confirm that I will keep all matters entrusted to me confidential. I will not communicate outside the committee any confidential information that is revealed to me or that I have discovered or any information relating to the views expressed during the evaluation. I will not make any adverse use of information given to me.

Date: *LSD, 18th July 2016*

Signature: *Stefano Bracco*

Declaration
of absence of conflict of interests and of confidentiality

Title of contract: *Provision of IT hosting services for the Agency for the Cooperation of Energy Regulators*

Reference: *Invitation to tender No. ACER/OP/MMD/04/2016*

I, the undersigned Aleksandra ZGORZAK, having been appointed as a voting member to the evaluation committee given the responsibility of assessing the award criteria for the abovementioned public contract, declare that I am aware of Article 57 of the Financial Regulation, which states that:

"1. Financial actors and other persons involved in budget implementation and management, including acts preparatory thereto, audit or control shall not take any action which may bring their own interests into conflict with those of the Union.

Where such a risk exists, the person in question shall refrain from such action and shall refer the matter to the authorising officer by delegation who shall confirm in writing whether a conflict of interests exists. The person in question shall also inform his or her hierarchical superior. Where a conflict of interests is found to exist, the person in question shall cease all activities in the matter. The authorising officer by delegation shall personally take any further appropriate action.

2. For the purposes of paragraph 1, a conflict of interests exists where the impartial and objective exercise of the functions of a financial actor or other person, as referred to in paragraph 1, is compromised for reasons involving family, emotional life, political or national affinity, economic interest or any other shared interest with a recipient."

I hereby declare that, to my knowledge, I have no conflict of interests with the operators who have submitted a tender for this procurement, including of a group in case of joint tender, or the subcontractors proposed.

I confirm that if I discover during the evaluation that such a conflict exists, I will declare it immediately as indicated above. If a conflict of interests is found to exist, I shall cease all activities related to the committee.

I also confirm that I will keep all matters entrusted to me confidential. I will not communicate outside the committee any confidential information that is revealed to me or that I have discovered or any information relating to the views expressed during the evaluation. I will not make any adverse use of information given to me.

Date: 18 July 2016

Signature: A. Zgorzak