Basic information

2005/2208(DEC) DEC - Discharge procedure	Procedure completed
2004 discharge: EC general budget, European Data Protection Supervisor **Subject** 8.70.03.07 Previous discharges	

Key players

European Parliament

Committee responsible	Rapporteur	Appointed
CONT Budgetary Control	LUNDGREN Nils (IND/DEM)	20/04/2005

Committee for opinion	Rapporteur for opinion	Appointed
JURI Legal Affairs	The committee decided not to give an opinion.	
LIBE Civil Liberties, Justice and Home Affairs	DEPREZ Gérard (ALDE)	23/01/2006

European Commission

Commission DG	Commissioner
Budget	

Key events

Date	Event	Reference	Summary
07/10/2005	Non-legislative basic document published	N6-0027/2005	Summary
15/11/2005	Committee referral announced in Parliament		
21/03/2006	Vote in committee		Summary
28/03/2006	Committee report tabled for plenary	A6-0117/2006	
26/04/2006	Debate in Parliament		
27/04/2006	Decision by Parliament	T6-0165/2006	Summary
27/04/2006	Results of vote in Parliament		
27/04/2006	End of procedure in Parliament		
06/12/2006	Final act published in Official Journal		

Technical information

Procedure reference	2005/2208(DEC)
Procedure type	DEC - Discharge procedure
Legal basis	Rules of Procedure EP 102
Stage reached in procedure	Procedure completed
Committee dossier	CONT/6/31659

Documentation gateway

European Parliament

Document type	Committee	Reference	Date	Summary
Committee draft report		PE369.893	03/02/2006	
Committee opinion	LIBE	PE367.667	24/02/2006	
Amendments tabled in committee		PE370.137	28/02/2006	
Committee report tabled for plenary, single reading		A6-0117/2006	28/03/2006	
Text adopted by Parliament, single reading		T6-0165/2006	27/04/2006	Summary

Council of the EU

Document type	Reference	Date	Summary
Supplementary non-legislative basic document	05971/2006	23/02/2006	Summary

European Commission

Document type	Reference	Date	Summary
Non-legislative basic document	N6-0027/2005	07/10/2005	Summary

Additional information

Source	Document	Date
European Commission	EUR-Lex	

Final act

Budget 2006/0817
OJ L 340 06.12.2006, p. 0049-0049 Summary

2004 discharge: EC general budget, European Data Protection Supervisor

2005/2208(DEC) - 23/02/2006 - Supplementary non-legislative basic document

PURPOSE : to present the Council recommendation on the discharge to be given to the other institutions in respect of the implementation of the general budget of the European Communities for the financial year 2004.

CONTENT : having regard to the observations made by the Court of Auditors, the Council calls on the European Parliament to give a discharge to all of the other EU institutions (other than the Commission).

If overall the observations made by the Council are positive as regards expenditure, the Council believes that the implementation of the budget calls for a series of comments on the discharge which should be followed up.

The Council welcomes the fact that the errors identified by the Court did not materially affect the legality and regularity of administrative expenditure as a whole.

It notes with satisfaction the efforts and the progress made by the Institutions to adapt their supervisory systems and controls to the new Financial Regulation, but underlines that they have not fully implemented the Internal Control Standards.

The Council takes note that the 2004 financial year has introduced specific risks resulting from the adoption of the new staff regulations, the introduction of a new system for calculating staff remuneration and the implementation of the new system in the framework of the new Financial Regulation at the same time.

In this context, the Council shares the Court's view that particular attention should be paid to the various technical weaknesses detected in the implementation of the NAP (new payroll system), to an accurate application of the staff regulations in respect of travel allowances, to the improvement of the control systems concerning the transfer of part of the staff.

2004 discharge: EC general budget, European Data Protection Supervisor

2005/2208(DEC) - 07/10/2005 - Non-legislative basic document

PURPOSE : presentation of the final annual accounts of the European Community for the financial year 2004 – Other institutions : Section VIII (B) - European Data Protection Supervisor (EDPS).

CONTENT : this document sets out the amount of expenditure and the financial statement of the EDPS for 2004 and presents an analysis of its financial management. The available appropriations set out in the Supervisor’s 2004 budget amounted to roughly EUR 2 million, with a 77,5% utilisation rate.

Main axes of 2004 expenditure : the 1st institution's budget : to recall, the EDPS was appointed for a 5 year mandate and has a threefold mission:

1. **consultation** : to give advice to community bodies on all issues relating to data protection;
2. **monitoring** : to monitor the processing of personal data while protecting the individuals and to examine complaints and carry out investigations;
3. **cooperation** : to cooperate with national monitoring authorities and bodies to improve the coherence of data protection.

The main issues of the 2004 budget implementation can be summarised as follows:

- setting up the EDPS in the European Parliament and the secondment of a head of unit from the Commission to set up the Secretariat;
- establishment of a work programme and the recruitment of staff;
- signature of an interinstitutional cooperation and administrative agreement (3 years, renewable for 2 years), with a view to setting out the terms of assistance provided by the European Parliament (essentially material), negotiation of an agreement with the Council for assistance with translation and general guidelines with the Commission for assistance in the field of human resources and budgetary execution. It is the Commission who carries out the accounting tasks of the EDPS.

DETAILED SYNTHESIS OF 2004 EXPENDITURE: this detailed synthesis analyses the breakdown of the EDPS’s expenditure for the financial year 2004. The figures mentioned can also be found in the “Final annual accounts of the European Communities - Financial year 2004 – Volume III”.

Implementation rate in 2004 :

- Appropriations available in 2004 via **2 amending budgets (2/2004 + 10/2004)** : EUR **1.942.279;**
- Appropriations committed amounted to EUR 1.505.353, a 77,5% utilisation rate;
- Appropriations paid amounted to EUR 1.061.783,61.

Note : only 54,67% of the budget was paid in 2004 due to delayed decisions concerning the budget (the 2nd amending budget showing the final budget for the institution was adopted on 14 October 2004) which made it difficult to commit appropriations (in particular for meeting costs, training costs, studies and publications).

2004 discharge: EC general budget, European Data Protection Supervisor

2005/2208(DEC) - 27/04/2006 - Final act

PURPOSE: to grant discharge to the European Data Protection Supervisor for the 2004 financial year. LEGISLATIVE ACT: Decision 2006/817/EC of the European Parliament on the discharge for implementation of the European Union general budget for the financial year 2004 (Section VIIIB - European Data Protection Supervisor).

CONTENT: with the present decision, the European Parliament grants the European Data Protection Supervisor discharge in respect of the implementation of the budget for the financial year 2004.

This decision is in line with the European Parliament’s resolution adopted on 27 April 2006 and comprises a series of observations that form an integral part of the discharge decision (please refer to the summary of the opinion of 27/04/2006).

2004 discharge: EC general budget, European Data Protection Supervisor

2005/2208(DEC) - 27/04/2006 - Text adopted by Parliament, single reading

The European Parliament adopted a resolution drafted by Nils **LUNDGREN** (IND/DEM, SE) and granted the European Data Protection Supervisor discharge in respect of the implementation of the budget for the financial year 2004. (Please see the summary of 21/03/2006 for Parliament’s remarks in the accompanying statement.) Parliament noted that in 2004, the European Data Protection Supervisor (EDPS) administered a budget of EUR 1 942 279 with an utilisation rate of 54.67 %.