



Minutes
of the
13th ENISA Management Board Meeting

04 June 2008 18h00 – 21h00
05 June 2008 13:45-14:30

Hersonissos, Crete

Participants:

Member States Representatives: Reinhard POSCH (Chairman, AT), Rudi SMET (Alternate, BE), Slavcho MANOLOV (Alternate BG), Antonis ANTONIADES (Alternate, CY), Marie SVOBODOVÁ (Alternate, CZ), Flemming FABER (Member, DK), Jaak TEPANDI (Alternate, EE), Mari HERRANEN (Member FI), Patrick PAILLOUX (Member, FR), Jörn-Uwe HEYDER (Alternate, DE), Nikolaos VLASSOPOULOS (Member, EL), Constantine STEPHANIDIS (Alternate, EL), Ferenc SUBA (Vice Chair, HU), Valdemaras SALAUSKAS (Member, LT) Edgar R. DE LANGE (Member, NL), Krzysztof SILICKI (Member, PL), Manuel Filipe PEDROSA DE BARROS (Alternate, PT), Peter BIRO (Member, SK), Denis TRČEK, (Alternate SI), Pernilla SKANTZE (Member, SE)

Management Board Commission Representatives: Francisco García Morán (Member, Director General DG Informatics), Andrea SERVIDA (DG INFSO June 5th only)

Management Board Stakeholders' Representatives: Markus BAUTSCH (Member, Consumer Rep.), Kai RANNENBERG (Member, Academic Rep.)

ENISA: Andrea PIROTTI (Executive Director), Tim MERTENS (Secretariat to the Board), Ronald DE BRUIN, Alain ESTERLE, Andreas MITRAKAS, Giorgos DIMITRIOU, Aristidis PSARRAS, Aimilia FILIPPIDI

Other Participants: Rogier HOLLA (DG INFSO)

Apologies: Mr. Colasanti, Mr. Macgann, Mr. Soriano Maldonado, Mr. Alcolea Muñoz, Mr. Tabone

1. Opening of the meeting and announcements of the Chair

The Chair welcomed everybody and thanked ENISA for the organisation of the meeting. He welcomed new members and alternates to the Board:

Slovenia: Mr. Denis Trček (Alternate)

European Commission: Mr. Andrea Servida (Alternate - replacing Mr. Niebel)

Mr. García Morán was appointed acting as proxy by Mr. Paulger.

Mrs. Skantze was appointed acting as proxy by U.K.

Mr. De Barros was appointed acting as proxy by Ireland.

2. Adoption of the Agenda

The agenda was **adopted** without any comments.

3. Closed Session

4. Report by the ED on the Sustaining and Increasing of NIS competence and staff

The Chairman announced that item 6 of the agenda had to be postponed for the following day due to the lack of time. The Chair asked the ED to report about the actions taken to sustain and increase NIS competence of staff since the last MB meeting. Furthermore, he requested specific information about the measures that the Executive Director has taken and their effectiveness.

Mr. Pirotti informed the Management Board Members that the Agency's budget for 2009 will be reduced by 4.7% due to the horizontal cut affecting all the Agencies as a result of the funding of the Galileo project. Therefore, the draft budget that was presented to the Board at last meeting had to be changed.

Mr. Pirotti explained that title 1 and 2 of the Agency's budget, reflecting fixed costs, will remain unchanged although title 3 will be reduced. He specified that there will be no horizontal decrease of all the budget lines in title 3. He gave the example of the budget line corresponding to the MTP's that will remain unchanged since the Agency tries to maintain the network information security at the same level.

More specifically, Mr. Pirotti presented the following changes:

- Decrease of the budget for the horizontal activities.
- No event sponsoring by ENISA in the future except from the ISSE conference which is considered as a flag conference for ENISA. He justified this decision by saying that the Agency is known enough and receives enough invitations of attendance to conferences.
- Reduction of the number of PSG meetings- three meeting per year.

- Decrease of the budget for Directorate/CSD department's missions, ED's meetings, representation expenses, investment in the technology cabinet, funds for translations.

Mr. Pirotti informed the Board members that he is currently evaluating the possibility of reallocating a post to be made available as of 1st of September 2009 in order to recruit a technical expert instead. He stated that he is open for any comments regarding this matter. Concerning the staff of the Agency, the Executive Director also referred to the increase of the number of contract agents and Seconded National Experts. He mentioned the number of temporary agents has remained unchanged based on the establishment plan: the only change was the post of the Press & Communication Officer that has been transferred to the Cooperation & Support Department. He explained that he had tried to maximize the activity and the resources of the Agency. He added that training courses are offered to the staff of the Agency.

While the report was welcomed the Chair made clear that this did not address the actions taken since the last MB meeting as requested. The Chair requested clarifications about the percentage of the staff in the Technical Department with comparison to the staff of the other departments. He wondered whether the concern of the Board about the increase of the capacity of the Technical Department has been addressed. Mr. Pirotti replied that the Agency has recruited contract agents and Seconded National Experts in the Technical Department in order to increase its capacity as asked by the Board.

The Chair requested information about the size of the Administration Department. More specifically, he wondered whether its size had been reduced or remained unchanged. Mr. Pirotti explained that the Agency follows the recommendations of the Court of Auditors according to which the Agency's administration department should have certain functions that correspond to certain posts. Due to this reason the size of this department had remained unchanged. The arguments did not convince the Board which restated that these are functions and there is no reason not to assign more functions to one person.

5. Future directions (Recruitment procedure for the Executive Director of the next period – report by the Commission; report by the “Expert Group”)

Recruitment procedure for the Executive Director of the next period – report by the Commission

Mr. Garcia Morán referred to article 7 of the ENISA Regulation about the term of office of five years of the Director. He informed the Board members that the Director's contract will end in October 2009. He clarified that there was no provision made in the ENISA Regulation that would allow extension of the mandate of the current Director. He explained that the recruitment procedure that will be launched is based on Article 7 of the ENISA Regulation and is similar to the one used for comparable posts at the Commission. Mr. Garcia Morán also said that the selection procedure for the new director will be initiated after political

agreement has been reached in the European Parliament and the Council on the extension of ENISA's mandate. He added that the last selection procedure lasted 7 months from the date of the publication of the post.

The Chair requested more information about the time when the European Commission will request the Management Board to appoint an observer for the selection procedure. Mr. Servida replied that the observer will have to be appointed after the Summer, following the establishment of the pre-selection committee.

The Chair reminded the members that at the next MB meeting a decision will have to be taken about the person who will be appointed as observer.

Mr. Servida added that the Board will also need to agree on the text of the vacancy notice.

Report by the "Expert Group"

The Chair thanked UK, France, Greece, Germany and generally all the members who have contributed to the interim text of the report by the "Expert Group" and asked Mrs. Skantze to present it.

Mrs. Skantze presented the report to the meeting. She emphasized the need for the Board to reach a decision on what has to be done as the future of the Agency beyond 2012 is unclear.

Mr. Stephanidis pointed out that the third version of the report, including the future directions, should be discussed more in detail. He highlighted that the process followed to reach this text was not the one decided at the last MB meeting in Athens. He commented the fact that he did not receive the second version of the report of the sub group.

Mr. Stephanidis referred to previous statements that he had made about transparency. He stressed out the fact that no e-mail address should be omitted at the stage of the consultation process. He stated that his contribution was not reflected in the third version of the text. He concluded by saying that the essence is to provide the Chair and the MB with some comments. He wondered about the validity of the past MB recommendations and whether they should be updated. He clarified that the issue raised by him doesn't concern the lack of use of the online consultation tool that he proposed and provided or the non inclusion of his contributions. He stated that the agreed consultation process was not followed.

The Chair replied that the proposed online tool was so far taken up slowly. He thanked Mr. Stephanidis for offering this tool and wondered about the fact that the second version of the document did not reach the Greek member. Furthermore, he proposed organising an additional meeting of the sub group on 16 October in Paris. A revision of the report will be necessary in light of new developments as for instance the result about the COM proposal about the creation of EECMA and

the extension of the ENISA mandate by 3 years by European Parliament and Council.

Mr. De Barros welcomed the report of the sub group. However, he observed that the text cannot be considered as final as it needs more work.

6. Any other business

Concerning the annual accounts 2007, the Chair reminded to the Board about the actions that have to be taken as follows:


- In accordance with Article 129(1) of the general Financial Regulation, the Court of Auditors shall, by 15 June at the latest, make its observations on the provisional accounts of the Agency. The Agency will send these observations to the Chair by 17 June the latest.
- On receiving the Court of Auditors' observations on the provisional accounts of the Agency, the Executive Director shall draw up the final accounts of the Agency, under his/her own responsibility, and send them to the Management board of the Agency, which shall give an opinion on these accounts through a written procedure that will be launched by the Chair. The Chair will open the written procedure that will last until 27 June and send the results of the written procedure to the Executive Director by 30 June.
- The Executive Director shall send the final accounts, together with the opinion of the Management board, to the Commission's accounting officer and to the Court of Auditors, the European Parliament and the Council, by 1 July the latest.

Mr. Stephanidis recommended uploading the already exchanged e-mails concerning the report of the subgroup on the consultation tool.

The Chair requested information about the vacancy notice for the post of the Head of Technical Department. Mr. Pirotti informed the Board about the details of the procedure.

7. Closing of the meeting

The Chair thanked the members for their fruitful participation and closed the meeting.


For the Management Board,
Reinhard Posch
Chairman