2020

Annual report on EU agencies for the financial year 2020
# Contents

List of EU agencies and other Union bodies covered by this report 6

Chapter 1 The EU agencies and the ECA’s audit 8

Introduction 9

The EU agencies 11

Different types of agencies help the EU design and implement EU policies 11

Decentralised agencies address specific policy needs 14

European Commission executive agencies implement EU programmes 14

Other bodies have specific mandates 14

Agencies are financed from various sources and under different MFF headings 15

Budgetary and discharge arrangements are similar for all agencies, except for EUIPO, CPVO and SRB 21

The EU Agencies Network facilitates inter-agency cooperation and communication with stakeholders 21

Our audit 25

Our mandate covers annual audits, special audits and opinions 25

Our audit is designed to assess key risks 25

Other risks 27

We report suspected fraud to the relevant EU bodies OLAF and EPPO 27

Digitalisation of audit procedures at the ECA 27

Chapter 2 Overview of audit results 32

Introduction 33

Results from the annual agency audits for the financial year 2020 are positive overall 34

‘Clean’ opinions on the reliability of all agencies’ accounts 34
‘Emphasis of matter’ paragraphs are important for understanding the accounts of EMA and SRB

‘Other matter’ paragraph addresses an issue of specific importance for Chafea

‘Clean’ opinions on the legality and regularity of the revenue underlying all agencies’ accounts

‘Emphasis of matter’ paragraph helps to better understand the revenue of SRB

‘Other matter’ paragraphs address an issue of specific importance for ESMA and SRB

‘Clean’ opinions on the legality and regularity of the payments underlying the agencies’ accounts, except for ACER, eu-LISA and ENISA

‘Other matter’ paragraphs on issues of specific importance for ACER, ENISA, EIGE and EASO

Our observations address areas for improvement in 23 agencies

Internal controls are the most error prone area

Public procurement weaknesses remain the main source of irregular payments

Budgetary management weaknesses on the increase

Variety of observations raised concerning human resources management

Agencies adapted well to the COVID-19 unprecedented situation

Agencies are following up on previous years’ audit observations

Other agency-related products issued by the ECA

The EU agencies network’s reply

Chapter 3 Statements of Assurance and other agency-specific audit results

3.1. Information in support of the statements of assurance

Agencies funded under MFF heading 1a – Competitiveness for growth and jobs

3.2. The European Union Agency for the Cooperation of Energy Regulators (ACER)

3.3. The Agency for Support for Body of European Regulators for Electronic Communications (the BEREC Office)

3.4. European Centre for the Development of Vocational Training (Cedefop)

3.5. European Union Aviation Safety Agency (EASA)

3.6. European Banking Authority (EBA)
3.7. The European Chemicals Agency (ECHA) 108
3.8. European Insurance and Occupational Pensions Authority (EIOPA) 115
3.9. European Institute of Innovation and Technology (EIT) 121
3.10. European Maritime Safety Agency (EMSA) 127
3.11. European Union Agency for Cybersecurity (ENISA) 134
3.12. European Union Agency for Railways (ERA) 143
3.13. The European Securities and Markets Authority (ESMA) 149
3.15. European Foundation for the Improvement of Living and Working Conditions (Eurofound) 162
3.16. European GNSS (Global Navigation Satellite System) Agency (GSA) 168

Agencies funded under MFF heading 2 – Sustainable growth: natural resources 173
3.17. European Environment Agency (EEA) 174
3.18. European Fisheries Control Agency (EFCA) 179

Agencies funded under MFF heading 3 – Security and citizenship 183
3.19. European Union Agency for Law Enforcement Training (CEPOL) 184
3.20. European Asylum Support Office (EASO) 190
3.21. European Centre for Disease Prevention and Control (ECDC) 200
3.22. European Food Safety Authority (EFSA) 205
3.23. European Institute for Gender Equality (EIGE) 210
3.24. European Medicines Agency (EMA) 217
3.25. European Monitoring Centre for Drugs and Drug Addiction (EMCDDA) 225
3.27. European Union Agency for Criminal Justice Cooperation (Eurojust) 238
3.28. European Union Agency for Law Enforcement Cooperation (Europol) 244
3.29. European Union Agency for Fundamental Rights (FRA) 250
3.30. European Border and Coast Guard Agency (Frontex) 255

Agencies funded under MFF heading 4 – Global Europe 270
3.31. European Training Foundation (ETF) 271

Agencies funded under MFF heading 5 – Administration 276
3.32. Euratom Supply Agency (ESA) 277

Self-financed Agencies 282
3.33. Community Plant Variety Office (CPVO) 283
3.34. European Union Intellectual Property Office (EUIPO) 288
3.35. Single Resolution Board (SRB) 296
3.36. Translation Centre for the Bodies of the European Union (CdT) 303

European Commission Executive Agencies 308
3.37. Education, Audiovisual and culture Executive Agency (EACEA) 309
3.38. Executive Agency for Small and Medium-sized Enterprises (EASME) 314
3.39. European Research Council Executive Agency (ERCEA) 319
3.40. Innovation and Networks Executive Agency (INEA) 325
3.41. Research Executive Agency (REA) 330
3.42. Consumers, Health, Agriculture and Food Executive Agency (Chafea) 335

ECA team 340
3.32. Euratom Supply Agency (ESA)

Introduction

3.32.1. The Euratom Supply Agency (“the Agency”, or “ESA”), located in Luxembourg, was created in 1958. Council Decision 2008/114/EC, Euratom, replaced the preceding Statutes of the Agency. The Agency's main task is to ensure there is a regular supply of nuclear materials, in particular nuclear fuels, to EU users, by means of a common supply policy based on the principle of equal access to sources of supply. Figure 3.32.1 presents key figures for the Agency.

Figure 3.32.1 – Key figures for the Agency

<table>
<thead>
<tr>
<th>Year</th>
<th>Budget (million euros)*</th>
<th>Staff (as at 31 December)**</th>
</tr>
</thead>
<tbody>
<tr>
<td>2020</td>
<td>0.4</td>
<td>16</td>
</tr>
<tr>
<td>2019</td>
<td>0.3</td>
<td>17</td>
</tr>
</tbody>
</table>

* Budget figures are based on the total payment appropriations available during the financial year.
** “Staff” includes EU officials, EU temporary agents, EU contract staff and seconded national experts, but excludes interim workers and consultants.

Source: Annual accounts of the Agency for the financial year 2019 and Final annual accounts of the Agency for the financial year 2020; Staff figures provided by the Agency.

Information in support of the statement of assurance

3.32.2. The audit approach taken by the ECA comprises analytical audit procedures, direct testing of transactions and an assessment of key controls of the Agency’s supervisory and control systems. This is supplemented by evidence provided by the work of other auditors and an analysis of information provided by the Agency’s management.

3.32.3. Please refer to section 3.1 of the report for the description of the basis for the opinion, responsibilities of management and those charged with governance and the auditor’s responsibilities.

References:


205 More information on the Agency’s competences and activities is available on its website: http://ec.europa.eu/euratom/index.html.
responsibilities for the audit of the accounts and underlying transactions. The signature on page 341 forms an integral part of the opinion.

The Court’s statement of assurance provided to the European Parliament and the Council – Independent auditor’s report

Opinion

3.32.4. We have audited:

(a) the accounts of the Euratom Supply Agency which comprise the financial statements and the reports on the implementation of the budget for the financial year ended 31 December 2020 and

(b) the legality and regularity of the transactions underlying those accounts,
as required by Article 287 of the Treaty on the Functioning of the European Union (TFEU).

Reliability of the accounts

Opinion on the reliability of the accounts

3.32.5. In our opinion, the accounts of the Agency for the year ended 31 December 2020 present fairly, in all material respects, the financial position of the Agency at 31 December 2020, the results of its operations, its cash flows, and the changes in net assets for the year then ended, in accordance with its Financial Regulation and with accounting rules adopted by the Commission’s accounting officer. These are based on internationally accepted accounting standards for the public sector.

---

206 The financial statements comprise the balance sheet, the statement of financial performance, the cash flow statement, the statement of changes in net assets and a summary of significant accounting policies and other explanatory notes.

207 The reports on implementation of the budget comprise the reports which aggregate all budgetary operations and the explanatory notes.
Legality and regularity of the transactions underlying the accounts

Revenue
Opinion on the legality and regularity of revenue underlying the accounts

3.32.6. In our opinion, the revenue underlying the accounts for the year ended 31 December 2020 is legal and regular in all material respects.

Payments
Opinion on the legality and regularity of payments underlying the accounts

3.32.7. In our opinion, the payments underlying the accounts for the year ended 31 December 2020 are legal and regular in all material respects.

3.32.8. The observations which follow do not call the ECA’s opinion into question.

Observations on budgetary management

3.32.9. Carry-overs of committed appropriations were high for Title II (administrative expenditure): they amounted to €177 445, or 80 % of the ESA’s appropriations for the entire Title. The carry overs were partially due to the effects of the Covid-19 pandemic. Nearly half (46 %) of the amount carried over from 2020 to 2021 was intended to be used for IT services provided in 2021. This creates risks on the implementation of the payment appropriations of 2021 considering that in the previous years there was high cancellation rate.

The ESA should have used its 2021 budget for those services. In order to respect the principle of annuality, the ESA should further improve its budget planning and its implementation cycles.

Follow-up of previous years’ observations

3.32.10. An overview of the action taken in response to the ECA’s observations from previous years is provided in the Annex.
### Annex – Follow-up of previous years' observations

<table>
<thead>
<tr>
<th>Year</th>
<th>ECA’s observations</th>
<th>Action taken to respond to ECA’s observations (Completed / Ongoing / Outstanding / N/A)</th>
</tr>
</thead>
<tbody>
<tr>
<td>2018</td>
<td>The cancellation rate of budget appropriations carried over from 2017 to 2018 is high, at 21 %, demonstrating unjustified commitments in the previous year.</td>
<td>Completed</td>
</tr>
</tbody>
</table>
The Agency’s reply

3.32.9. The Noemi project constitutes an investment (EUR 355 000 over 2019-2021) into IT application that will allow the Agency to securely hold and process sensitive data on nuclear contracts. The project replies to the repeated Discharge Authority requests to continue the digitalisation in order to cut down on bureaucracy.

The commitment in December 2020 ensured the continuity of the team to implement the approved project plan.

The Agency recognises the risks connected with the implementation and will proactively ensure monitoring of the project to its delivery.