



EURATOM SUPPLY AGENCY

The Director General

Luxembourg, 16 JAN. 2014
SK/sj/Arès(2014) 23052

Ms Emily O'Reilly
European Ombudsman
1, avenue du Président R. Schuman
Strasbourg
France



Médiateur européen

20 JAN. 2014

Date d'arrivée

Subject: Own-initiative inquiry OI/4/2013/CK concerning the EU Agencies

Dear Ms O'Reilly,

I am writing in response to Professor Diamandouros' letter, dated as of 12.8.2013, registered by the Euratom Supply Agency (ESA) under the reference Ares (2013)2875092, regarding the matter in subject.

I apologise for the delay in answering to you.

I would like to answer the European Ombudsman's questions, which pertain to the disclosure of the names of selection board members to candidates (the 1st one) and compliance with data protection requirements in the said context (the 2nd), as follows:

1. ESA (on which, please refer to <http://ec.europa.eu/euratom/index.html>) is a small Agency, set up directly by the Euratom Treaty, comprising, in total, its Director General, a Head of Unit and only 17 members of personnel. It operates under the supervision of, and in close cooperation with, the European Commission.

As per Article 4 of the Agency's Statutes (established by Council Decision 2008/114/EC, Euratom, of 12.2.2008, OJ L 41/15 of 15.2.2008), the Director General and the staff of ESA have to be, or to become, officials of the European Communities. They are appointed and remunerated, in accordance with the Staff Regulations in force, by the European Commission.

Therefore, ESA does not carry out personnel selection procedures of its own but depends on EPSO competitions.

Regarding appointment of its staff, the Agency is supported by, and relies on, the European Commission services, namely the Shared Resources Directorate (SRD) which is common to the Directorate-General for Energy (DG ENER), on the one hand, and Mobility and Transport (DG MOVE), on the other hand.

As a matter of consequence, the question of disclosing the names of selection board members is not relevant for ESA.

2. In the light of the answer provided to the 1st question, the 2nd question is not relevant for ESA, either.

I hope that this answers your questions.

Please, contact me again in case you or your services require any further clarification.

Yours sincerely,



Stamatios TSALAS