

## DECLARATION OF INTERESTS FORM

– YEAR 2024 –

This Form should be used for the Declaration of Interests, as referred to in the Decision of the Administrative Board of the Agency for the Cooperation of Energy Regulators No 02/2015 of 31 January 2015 and in the Guidelines on the prevention and management of conflict of interest for the Administrative Board and Board of Appeal of the European Union Agency for the Cooperation of Energy Regulators, and where relevant, reflecting the legislative background (Regulation (EU) No 2019/942, Directive (EU) 2019/944, and Directive 2009/73/EC).

Broadly speaking, there is a conflict of interest where the impartiality and objectivity of a decision, opinion or recommendation of the Agency and/or its bodies, is or might in the public perception be compromised by an interest held by, or entrusted to, an individual working for the Agency or his/her close family members. However, having an interest does not necessarily mean having a conflict of interest. In particular, high quality of expertise is by nature based on prior experience and knowledge acquired in the relevant domain. Declaring an interest does therefore not automatically disqualify someone or limit his/her participation in the activities of the Agency.

The Declaration of Interests form is intended to provide the public with transparency on all potential elements that might jeopardise the independence of those involved when working in or with the Agency.

The completed Declarations will be reviewed in accordance with the Agency's Policy for the prevention and management of conflicts of interest and the Guidelines on the prevention and management of conflict of interest for the Administrative Board and Board of Appeal of the European Union Agency for the Cooperation of Energy Regulators.

**Name:** Alain Marien

**Position in the Board or Agency:**

ALTERNATE MEMBER OF THE BOARD OF APPEAL

**I hereby declare the following interests that could be prejudicial to my independence (please specify the interest that you or your close family members<sup>1</sup> currently have or have had in the recent past<sup>2</sup>).**

### **I. EMPLOYMENT, CONSULTANCY, LEGAL REPRESENTATION OR ADVICE**

*In order to assess the possibility of a conflict of interest, please provide details of any employment (in any form, including self-employment), currently held or any other professional relationship entered into in the recent past<sup>3</sup> by you or your close family members<sup>4</sup> with a natural or legal entity<sup>5</sup> or other organisation<sup>6</sup> with an interest in the field of activity of the Agency and directly affected by the Agency's activities, or a trade associations of such persons.*

- I have nothing to declare in this respect  
 I declare the following interests:

| ACTIVITY                             | TIME PERIOD                | ORGANISATION | DESCRIPTION  |
|--------------------------------------|----------------------------|--------------|--|
| Scientific Advisor                   | January 2022 - August 2023 | CREG         | Scientific advisor on general principles of electricity market design, scarcity pricing and on the national development plan |
| Co-Chair of Future Policy Task Force | 2017-October 2021          | ACER/CEER    | Co-Chair of the Future Policy Task Force in charge of electricity market design and future policies                          |
| Chief Advisor                        | 2000 - 2021                | CREG         | Chief Advisor at CREG in charge of electricity market design issues and electricity cross-border cooperation                 |

## II. MEMBERSHIP OF MANAGING BODY, ADVISORY BODY OR EQUIVALENT STRUCTURE

*In order to assess the possibility of a conflict of interest, please provide details of any membership in a managing body, advisory body, or equivalent structure, by you or your close family members<sup>7</sup> in the recent past<sup>8</sup>, which means any participation in the internal decision-making body of an energy market participant directly and individually concerned by the Agency's activities, or a trade association of such persons, or membership of other organisations<sup>9</sup>.*

- I have nothing to declare in this respect  
 I declare the following interests:

| ACTIVITY | TIME PERIOD | ORGANISATION | DESCRIPTION |
|----------|-------------|--------------|-------------|
|          |             |              |             |

## III. OTHER MEMBERSHIP OR AFFILIATION

*In order to assess the possibility of a conflict of interest, please provide details of any membership or affiliation either of yourself or of your close family members<sup>10</sup> in the recent past<sup>11</sup>. For completeness, please also provide details of any other arrangements, other than those declared in Sections I and II above, which can be perceived as creating a potential conflict of interest.*

- I have nothing to declare in this respect  
 I declare the following interests:

| ACTIVITY | TIME PERIOD | ORGANISATION | DESCRIPTION |
|----------|-------------|--------------|-------------|
|          |             |              |             |

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#### IV. RESEARCH FUNDING

*In order to assess the possibility of a conflict of interest, please provide details of any support (including grants, rents, sponsorships, fellowships, non-monetary support) that you, your close family members<sup>12</sup> or any research entity to which you or your close family members belong(ed) has received in the recent past<sup>13</sup>, from a commercial entity or other organisation with an interest in the field of activity of the Agency.*

I have nothing to declare in this respect

I declare the following interests:

| ACTIVITY | TIME PERIO | ORGANISATIO<br>N | DESCRIPTION |
|----------|------------|------------------|-------------|
|          |            |                  |             |

#### V. INVESTMENTS

*In order to assess the possibility of a conflict of interest, please provide details of any current investment that you or your close family members<sup>14</sup> have in a commercial entity with an interest in the field of activity of the Agency<sup>15</sup> (including holding of stocks and shares, stock options, equity, bonds, partnership interest in the capital of such undertaking) or in one of its subsidiaries.*

I have nothing to declare in this respect

I declare the following interests:

| ACTIVITY | TIME PERIO | ORGANISATIO<br>N | DESCRIPTION |
|----------|------------|------------------|-------------|
|          |            |                  |             |

#### VI. OTHER RELEVANT INFORMATION

*In order to assess the possibility of a conflict of interest, please indicate any other elements that could be seen as jeopardising your independence when working for the Agency.*

I have nothing to declare in this respect

I declare the following:

| ACTIVITY | TIME PERIO | ORGANISATIO<br>N | DESCRIPTION |
|----------|------------|------------------|-------------|
|          |            |                  |             |

I, hereby, declare that I have read Decision No 02/2015 containing the Agency's Policy for the prevention and management of conflicts of interest, as well as the Guidelines on the prevention and management of conflict of interest for the Administrative Board and Board of Appeal of the European Union Agency for the Cooperation of Energy Regulators ('the Guidelines'), and that the above Declaration of Interests is to my best knowledge complete and in compliance with such Decision No 02/2015 and the Guidelines, and where relevant, the legislative background.

I understand that the Declarations of Interest will be processed according to the Policy for the prevention and management of conflicts of interest and the Guidelines, and entered in a register held by the Agency.

The Declaration of Interest will also be published on the Agency's website. For security and data protection reasons the signatures provided on the Declaration of Interest will not be visible when it is published on the Agency's website.

Please note that the Agency will ensure that your personal data hereby submitted is processed in line with Regulation (EU) 2018/1725 of the European Parliament and of the Council of 23 October 2018 on the protection of natural persons with regard to the processing of personal data by the Union institutions, bodies, offices and agencies and on the free movement of such data<sup>16</sup>. For more details on the processing of your personal data, see the privacy statement applicable to your situation<sup>17</sup>.

If you include information on close family members, please inform them that the Agency will be processing data related to them.

Done at Huppaye on 16 January 2024

Signature: Alain Marien

<sup>1</sup> 'Close family members' means a partner in a stable relationship, siblings or a direct ascendant or descendant of persons subject to Decision AB No 02/2015 of the Administrative Board of the Agency for the Cooperation of Energy Regulators of 31 January 2015 laying down a policy for the prevention and management of conflict of interest and the Guidelines on the prevention and management of conflict of interest for the Administrative Board and Board of Appeal of the European Union Agency for the Cooperation of Energy Regulators. In case you add information on your close family members, please inform them that the Agency will be processing these data about them and that further information is available on the Agency's website.

<sup>2</sup> The Declaration must cover current interest, as well as those held over at least the last 5 years.

<sup>3</sup> See footnote 3.

<sup>4</sup> See footnote 2.

<sup>5</sup> This includes any commercial business, industry association, consultancy, research institution or other enterprise whose funding is significantly derived from commercial sources. It also includes independent own commercial businesses, law offices, consultancies or similar.

<sup>6</sup> This includes any governmental, international or non-profit organisations.

<sup>7</sup> See footnote 2.

<sup>8</sup> See footnote 3.

<sup>9</sup> It includes membership of the government of a Member State of the Union or of the European Economic Area, membership of the European Parliament, as well as membership of the Agency's Administrative Board, Board of Appeal, Board of Regulators, working groups and task forces.

<sup>10</sup> See footnote 2.

<sup>11</sup> See footnote 3.

<sup>12</sup> See footnote 2.

<sup>13</sup> See footnote 3.

<sup>14</sup> See footnote 2.

<sup>15</sup> In other words, investments in a market participant directly affected by the Agency's activities.

<sup>16</sup> OJ L 295, 21.11.2018, p. 39.

<sup>17</sup> [http://www.acer.europa.eu/en/The\\_agency/Pages/Data-Protection.aspx](http://www.acer.europa.eu/en/The_agency/Pages/Data-Protection.aspx).