

28th Ordinary Plenary Meeting of the BEREC Office Management Committee (MC)

Hosted by the Lithuanian Communications Regulatory Authority (RRT)

Conclusions

Chair: **Wilhelm Eschweiler**
Vice-President of
Bundesnetzagentur (BNetzA)

7 October 2016

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Annex - List of final documents approved by the 28th MC ordinary plenary meeting for publication in compliance with the BEREC Regulation and the MC transparency rules.

Main Results of the 28th BEREC Office MC Meeting

The BEREC Office Management Committee held its 28th ordinary plenary meeting on 7 October 2016 in Vilnius.

During the meeting the MC discussed and agreed on the following:

1. Documents approved for publication:

The BEREC Office MC discussed all issues related to the functioning of the BEREC Office and approved the following documents for publication:

- [BEREC Office MC Decision on the non-application of the Commission Decision on the maximum duration for the recourse to non-permanent staff in the Commission services;](#)
- [BEREC Office MC Decision on setting up a Staff Committee and repealing Decision MC/2012/8 of the BEREC Office MC on setting up a Staff Committee of the BEREC Office;](#)
- [BEREC Office MC Decision on the designation of two Reporting Officers for the annual appraisal of the BEREC Office Administrative Manager;](#)
- [BEREC Office MC Decision on the prolongation of the mandate of the BEREC Office Administrative Manager;](#)
- [BEREC Office MC Decision on a financing decision for the purchase of a study on Net Neutrality;](#)

2. Documents submitted to the MC for information and discussion

The MC took note of the information provided in the following documents:

- BEREC Office Report on operation and budget execution January – June 2016;
- [Transfers by the BEREC Office Administrative Manager in the BEREC Office Budget in the period April-June 2016](#)
- Up-dated draft Programming Document of the BEREC Office activities for the period 2017-2019;

The MC was briefed on the following subjects:

- recent activities of the BEREC Office Advisory Group (BAG);
- activity of the BEREC Vice-Chair in his capacity of appointing authority for the BEREC Office staff

3. Next meeting

The next MC meeting will take place on **8 and 9 December 2016 in Berlin (Germany)** and will be hosted by the German (BnetzA).

Introduction and participation

The BEREC Office MC held its 28th ordinary plenary meeting on 7 October 2016 in Vilnius, Lithuania. The meeting was hosted by the RRT.

The meeting was attended by the heads and/or high-level representatives of the National Regulatory Authorities (NRAs) with primary responsibility for overseeing the day-to-day operation of the markets for electronic communications networks and services established in each Member State of the European Union (EU), and the Commission. Heads and high-level representatives of the NRAs from the EFTA States and the candidate countries for EU accession also took part in the meeting.

List of documents

The list of final documents approved by the meeting for publication in compliance with the BEREC Regulation and the MC transparency rules is included in Annex.

Items discussed

A short overview of the information presented under each agenda item and a record of the conclusions reached by the MC under each agenda item is presented below.

1. Opening of the meeting and adoption of the agenda

Document(s)	MC (16) 102 Draft MC Agenda
Introduction by	BEREC Chair
Information presented	The BEREC Chair opened the meeting and introduced the agenda for approval by the MC meeting. The MC members were invited to suggest any additional issues to be raised or presented under “Any other business” (AOB). The agenda was approved without any changes.
Conclusions	The MC approved the agenda.

2. List of the ‘A’ items

Document(s)	MC (16) 103 Draft BEREC Office MC Decision on the non-application of the Commission Decision on the maximum duration for the recourse to non-permanent staff in the Commission services MC (16) 104 Draft BEREC Office MC Decision on setting up a Staff Committee and repealing Decision MC/2012/8 of the BEREC Office MC on setting up a Staff Committee of the BEREC Office MC (16) 105 Draft BEREC Office MC Decision on the designation of two Reporting Officers for the annual appraisal of the BEREC Office Administrative Manager
Introduction by	BEREC Chair
Information presented	The Chair presented the list of “A” items as set out above. The Chair informed the MC members that, if needed, they could make statements for the minutes on any of the “A” items.

Conclusions	The MC approved the documents included in the 'A' item list for publication.
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3. Oral up-date on the recent BAG activities and of the BEREC Vice-Chair in his capacity of appointing authority

Document(s)	No documents
Introduction by	BAG Chair and BEREC Vice-Chair
Information presented	<p>The BAG Chair and the BEREC Vice-Chair (ARCEP) informed the MC on the recent BAG activities and the activity of the BEREC Vice-Chair in his capacity of appointing authority for the BEREC Office staff.</p> <p>The BAG also reviewed the BEREC Office Report on operation and budget execution January - June 2016 and the Explanatory Note on the transfers by the BEREC Office AM in the 2016 BEREC Office Budget in the period April - June 2016.</p>
Conclusions	The MC took note of the information.

4. BEREC Office operations 2016

Document(s)	<p>MC (16) 106 BEREC Office Report on operation and budget execution January - June 2016</p> <p>MC (16) 107 Explanatory note on the transfers by the BEREC Office Administrative Manager in the 2016 BEREC Office Budget in the period April - June 2016</p> <p>MC (16) 110 Draft BEREC Office MC Decision on a financing decision for the purchase of a study on net neutrality</p>
Introduction by	BEREC Office Administrative Manager
Information presented	<p>The BEREC Office AM briefed the MC on the following subjects:</p> <ul style="list-style-type: none"> – BEREC Office Report on operation and budget execution January - June 2016 – Transfers by the BEREC Office AM in the BEREC Office Budget in the period April-June 2016 – Draft MC Financing Decision for the purchase of a study on net neutrality
Conclusions	The MC took note of the information and approved the financing decision for the purchase of the study on Net Neutrality.

5. Programming Document of the BEREC Office for the period 2017-2019

Document(s)	MC (16) 95 European Commission Opinion on the draft Programming Document of the BEREC Office for the period 2017-2019
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	MC (16) 108 Up-dated draft Programming Document of the BEREC Office for the period 2017-2019
Introduction by	BEREC Office Administrative Manager
Information presented	<p>The AM recalled the procedure for the adoption of the annual and multi-annual programming document of the BEREC Office and its link to the procedure for the adoption of the general budget of the EU.</p> <p>The MC was informed that the Commission provided its opinion on the draft programming document for 2017-2019, which contains very useful proposals for improving the document. Therefore the BEREC Office intends to take them into account as far as possible.</p>
Conclusions	The MC took note of the information and requested the BEREC Office to submit a final draft Programming Document 2017-2019 for approval by the MC in electronic voting procedure as soon as possible.

6. BEREC Office staff matters

- Prolongation of the mandate of the Administrative Manager

Document(s)	MC (16) 109 Draft BEREC Office MC Decision on the prolongation of the mandate of the BEREC Office Administrative Manager
Introduction by	BEREC Chair
Information presented	The MC discussed the extension of the term of office of the BEREC Office Administrative Manager. The MC agreed to prolong the AM mandate.
Conclusions	The MC approved the decision for publication.

7. AOB

- Information on the next MC plenary meeting (8-9 December 2016, Berlin)

Document(s)	No documents
Introduction by	Representatives of the meeting host (BNetzA)
Information presented	Representative of the meeting host, BNetzA informed the meeting on the logistics of the final Plenary meeting in 2016.
Conclusions	The MC took note of the information.

List of final documents approved by the 28th MC ordinary plenary meeting for publication in compliance with the BEREC Regulation and the MC transparency rules

Document number	Document title/hyperlink to published version	Document author
MC/2016/10	<u>BEREC Office MC Decision on the non-application of the Commission Decision on the maximum duration for the recourse to non-permanent staff in the Commission services;</u>	BEREC Office MC
MC/2016/11	<u>BEREC Office MC Decision on setting up a Staff Committee and repealing Decision MC/2012/8 of the BEREC Office MC on setting up a Staff Committee of the BEREC Office;</u>	BEREC Office MC
MC/2016/12	<u>BEREC Office MC Decision on the designation of two Reporting Officers for the annual appraisal of the BEREC Office Administrative Manager;</u>	BEREC Office MC
MC/2016/13	<u>BEREC Office MC Decision on a financing decision for the purchase of a study on Net Neutrality;</u>	BEREC Office MC
MC/2016/14	<u>BEREC Office MC Decision on the prolongation of the mandate of the BEREC Office Administrative Manager;</u>	BEREC Office MC
MC (16) 107	<u>Transfers by the BEREC Office Administrative Manager in the BEREC Office Budget in the period April-June 2016</u>	BEREC Office

Vilnius, 7 October 2016