

43rd Ordinary Plenary Meeting of the BEREC Office Management Board (MB)

Hosted virtually

Conclusions

Chairperson: Dan Sjöblom

Director-General

[Swedish Post and Telecom Authority \(PTS\)](#)

Contents

- Contents..... 1
- Main Results of the 43rd BEREC Office MB Meeting..... 2
- Introduction and participation 3
- List of documents 3
- Items discussed 3
- 1. Opening of the meeting and adoption of the agenda..... 3
- 2. List of 'A' items..... 3
- 3. Recent activities of the BEREC Office Advisory Group (BAG)..... 4
- 4. Oral update on COVID-19 implications for the BEREC Office operations 4
- 5. Oral update on the progress of the negotiations on the BEREC Office Headquarters agreement..... 5
- 6. AOB..... 5
- 6.1. Information on the 44th MB ordinary meetings (30 September - 2 October 2020, Dublin, Ireland) 5

Annex I - List of documents

Main Results of the 43rd BEREC Office MB Meeting

The BEREC Office Management Board held its 43rd Ordinary Plenary Meeting virtually on 12 June 2020.

During the Meeting, the MB discussed and/or approved the following documents:

1. Documents approved as 'A' items:

For information:

- Ares(2020)1725729 Final report of the Internal Audit Service (IAS) of the European Commission (EC) from the IAS audit on procurement, missions, and reimbursement of experts in the Agency for Support for BEREC (BEREC Office)
- Ares(2020)1701867 Audit report on the provisional accounts for the year ended 31/12/2019
- MB (20) 42 2018 Discharge reports (specific for the BEREC Office and "horizontal" – for all Agencies).

For publication:

- MB (20) 40 Draft MB Decision on the approval of the new Mission Charter of the IAS in relation to bodies set up under the TFEU and the EURATOM Treaty and having legal personality and receiving contributions charged to the Budget
- Ares(2020) 1803251 Mission Charter of the IAS in relation to bodies set up under the TFEU and the EURATOM Treaty, having legal personality and receiving contributions charged to the Budget
- MB (20) 41 Draft BEREC Office MB Decision on the non-application of the Commission Decision on the maximum duration for the recourse to non-permanent staff in the Commission.

2. Documents submitted for information:

- MB (20) 43 Conclusions of the 2nd BAG meeting
- MB (20) 44 Draft Progress Report on the status of the joint project with the Government of Latvia for a Headquarters agreement
- MB (20) 45 Draft Headquarters agreement between the Government of Latvia and the BEREC Office.

3. Other topics discussed:

The Management Board of the BEREC Office was updated on the recent activities of BAG and on the progress of negotiations on the new BEREC Office Headquarters Agreement as well as the impact of the COVID-19 crisis on the BEREC Office budget.

4. Next Meeting

The next Ordinary Plenary Meeting of the MB will take place on **30 September - 2 October 2020 in Dublin, Ireland** and will be hosted by the [Commission for Communications Regulation](#) (COMREG).

Introduction and participation

The BEREC Office MB held its 43rd Ordinary Plenary Meeting virtually on 12 June 2020.

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 by the European Commission. Heads and high-level representatives of the NRAs whom BEREC has concluded working arrangements with were also present.

List of documents

The list of documents discussed by the meeting is presented in Annex to the Conclusions in compliance with the BEREC Regulation and the MB transparency rules.

Items discussed

A short overview of the information presented under each agenda item, a summary record of the proceedings and a record of the conclusions reached by the MB are presented below.

1. Opening of the meeting and adoption of the agenda

Document(s)	MB (20) 39 Draft MB Agenda
Introduction by	MB Chairperson (PTS)
Information presented	The MB Chairperson opened the meeting and presented the agenda for approval by the MB. The MB members were invited to suggest any additional issues to be raised or presented under "Any other business" (AOB).
Conclusions	The MB adopted the agenda.

2. List of 'A' items

Document(s)	<p><u>Approval for publication:</u></p> <p>MB (20) 40 Draft MB Decision on the approval of the new Mission Charter of the IAS in relation to bodies set up under the TFEU and the EURATOM Treaty, having legal personality and receiving contributions charged to the Budget</p> <p>Ares(2020) 1803251 Mission Charter of the IAS in relation to bodies set up under the TFEU and the EURATOM Treaty, having legal personality and receiving contributions charged to the Budget</p> <p>MB (20) 41 Draft BEREC Office MB Decision on the non-application of the Commission Decision on the maximum duration for the recourse to non-permanent staff in the Commission services</p> <p><u>Documents submitted alongside 'A' items for information only:</u></p> <p>Ares(2020)1725729 Final report of the Internal Audit Service (IAS) of the European Commission (EC) from the IAS audit on procurement, missions, and reimbursement of experts in the Agency for Support for BEREC (BEREC Office)</p>
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	Ares(2020)1701867 Audit report on the provisional accounts for the year ended 31/12/2019 MB (20) 42 2018 Discharge reports (specific for the BEREC Office and “horizontal” – for all Agencies)
Introduction by	MB Chairperson (PTS)
Information presented	The MB Chairperson presented the list of ‘A’ items, as set out above. The list of ‘A’ items was drawn up on the basis of the BEREC Office Advisory Group (BAG) and Contact Network (CN) comments. The MB Chairperson also drew the meeting’s attention to the information documents provided by the BEREC Office. These documents were submitted alongside the ‘A’ items for information purposes alone and did not require any action from the MB.
Conclusions	The MB approved the documents included in the list of ‘A’ items and took note of the documents submitted alongside the ‘A’ items.

3. Recent activities of the BEREC Office Advisory Group (BAG)

Document(s)	MB (20) 43 Conclusions of the 2 nd BAG meeting
Introduction by	BAG Chair (BNetZA) BEREC Office Director
Information presented	The BAG Chair reported to the MB on the recent BAG activities. She informed the MB that the BAG held its last meeting on 7 May 2020. She also updated the MB on the progress made in relation to the negotiations on the new Headquarter Agreements with the Latvian Government. The BAG Chair briefly presented the documents discussed by last BAG meetings together with the BAG opinion on them. She also touched upon the budgetary issues caused by the COVID-19, notably related to the savings stemming from lack of physical BEREC meetings. She highlighted that in this context it is important to look into BEREC projects that could be advanced in time to use the available budget of this year.
Conclusions	The MB took note of the information.

4. Oral update on COVID-19 implications for the BEREC Office operations

Document(s)	No document
Introduction by	BEREC Office Director
Information presented	The Director of the BEREC Office briefed the MB about the effects of the COVID-19 on the BEREC Office budget 2020. The BEREC Office Director presented estimated savings as a result of COVID-19 together with the options on how this could be addressed. <ul style="list-style-type: none"> • Option 1: Keep executing the plan, • Option 2: Triggering amending budget, • Option 3: Planning ahead and advancing with projects foreseen in coming years

	<p>The BEREC Office Director also presented several projects that could be advanced or initiated to use the available financial resources depending on the BEREC Office budget titles.</p> <p>He suggested going for option 3 and to check the situation in September to possibly activate option 2 and amending the budget, if needed.</p> <p>He also asked the opinion of the MB on identifying new projects.</p>
Conclusions	The MB took note of the information and agreed to proceed as proposed by the BEREC Office Director.

5. Oral update on the progress of the negotiations on the BEREC Office Headquarters agreement

Document(s)	<p>MB (20) 44 Draft Progress Report on the status of the joint project with the Government of Latvia for a Headquarters agreement</p> <p>MB (20) 45 Draft Headquarters agreement between the Government of Latvia and the BEREC Office</p>
Introduction by	BEREC Office Director
Information presented	<p>The new Headquarters Agreement shall be concluded by 21 December 2020, in accordance with the provision of the BEREC Regulation. To that end, the MB adopted the mandate in March 2019 for engaging in the envisaged joint project. The government of Latvia finalised its position only in November 2019 and the formal kick-off meeting was organised at the beginning of January 2020. An ambitious timeline was agreed to have the final text ready for signature in May, with a ratification process to be completed in October, however due to the circumstances affecting normal working conditions and imposing different restrictions, the timeline was revised leaving more flexibility, but still keeping the initial date as a final deadline for signature of the Agreement.</p> <p>The Director of the BEREC Office informed the MB about the status of the joint project with the Government of Latvia for a Headquarters agreement for the BEREC Office and recent developments.</p>
Conclusions	The MB took note of the information.

6. AOB

6.1. Information on the 44th MB ordinary meetings (30 September - 2 October 2020, Dublin, Ireland)

Document(s)	No documents
Introduction by	Representative of the meeting host (ComReg)
Information presented	The representative of the meeting host, ComReg, provided information on the logistics for the meeting.
Conclusions	The MB took note of the information.