

Draft Agenda

of the 11th Meeting of the Board of Regulators **24-25 May 2012, Dubrovnik** **Hosted by HAKOM**

1 Opening of the meeting and adoption of the agenda

<i>Title(s)</i>	Draft BoR Agenda
<i>Document No(s).</i>	BoR (12) 29
<i>Background</i>	No
<i>Action required by BoR</i>	To agree on the agenda and identify any points to be raised under AOB

2 Information by the Chair

<i>Title(s)</i>	Information by the Chair
<i>Document No(s).</i>	No document
<i>Background</i>	Oral report on the BEREC Chair's communication activities and significant meetings conducted since the last Plenary
<i>Action required by BoR</i>	To take note

3 Adoption of the "A" items

<i>Title(s)</i>	Adoption of the "A" items
<i>Document No(s).</i>	BoR (12) 35
<i>Background</i>	The BoR will be requested to adopt the items included in the "A" list without discussion.
<i>Action required by BoR</i>	To adopt the items included in the "A" list

3.1 Convergence and Economic Analysis (CEA)

3.1.1 Impact of fixed-mobile substitution (FMS) in market definition

<i>Title(s)</i>	BEREC Report on the impact of FMS in market definition
<i>Document No(s).</i>	BoR (12) 51 BoR (12) 52
<i>Background</i>	Following a public consultation (PC) on the draft Report on the impact of FMS on the draft in market definition, the CEA EWG has prepared a BEREC draft Report on the results, as well as a final draft Report, which takes into account the comments made during the PC.
<i>Action required by BoR</i>	To approve for publication

3.1.2. BEREC Draft Report on Special Rate Services (SRS)

<i>Title(s)</i>	BEREC Report on SRS
<i>Document No(s).</i>	BoR (12) 54 BoR (12) 55
<i>Background</i>	After a PC on the draft Report on SRS, the CEA EWG has prepared a BEREC draft Report on the results, as well as a final draft Report.
<i>Action required by BoR</i>	To approve for publication

3.2 Framework Implementation (FI) - BEREC Report on the current accessibility of numbering resources pursuant to Art 28.1 USD

<i>Title(s)</i>	BEREC Report on the current accessibility of numbering resources pursuant to Art 28.1 USD
<i>Document No(s).</i>	BoR (12) 53
<i>Background</i>	Presentation by OPTA of draft BEREC report on the current accessibility of numbering resources pursuant to Art 28.1 USD
<i>Action required by BoR</i>	To approve for publication

3.3 Benchmarking

<i>Title(s)</i>	Termination rates (TR) benchmark snapshot (integrated report), as of January 2012
<i>Document No(s).</i>	BoR (12) 56 - TR integrated report snapshot as of January 2012
<i>Background</i>	The Benchmarking EWG with the assistance of the BEREC Office has prepared the afore-mentioned draft, which is submitted to BoR
<i>Action required by BoR</i>	To approve the draft integrated snapshot - for publication

4 Information by HAKOM

<i>Title(s)</i>	Information by HAKOM
<i>Document No(s).</i>	No document
<i>Background</i>	Oral information by HAKOM on key regulatory developments on Croatian eCommunications market in light of the accession of the Republic of Croatia to the EU
<i>Action required by BoR</i>	To take note

5 Net Neutrality (NN)

5.1 Introduction on the NN topic and overview of all NN work streams

<i>Title(s)</i>	Introduction on the NN topic
<i>Document No(s).</i>	BoR (12) 30
<i>Background</i>	Introduction by ARCEP on the NN topic and oral overview of the NN work streams, including the snapshot report on traffic management investigation
<i>Action required by BoR</i>	To take note/ To approve the TMI snapshot for publication (TBC)

5.2 CEA - Competition issues related to net neutrality

<i>Title(s)</i>	BEREC Report on differentiation practices and related competition issues in the scope of NN
<i>Document No(s).</i>	BoR (12) 31
<i>Background</i>	Presentation by CMT of the draft Report on differentiation practices and related competition issues in the scope of NN
<i>Action required by BoR</i>	To discuss and approve for public consultation

5.3 NN - Quality of Service (QoS) Guidelines

<i>Title(s)</i>	BEREC Guidelines for QoS in the scope of NN
<i>Document No(s).</i>	BoR (12) 32
<i>Background</i>	Presentation by NPT of the draft Guidelines on QoS in the scope of NN
<i>Action required by BoR</i>	To discuss and approve for public consultation

5.4 NGN - BEREC Report “An assessment of IP-interconnection in the context of NN”

<i>Title(s)</i>	BEREC Report “An assessment of IP-interconnection in the context of NN”
<i>Document No.</i>	BoR (12) 33
<i>Background</i>	Presentation by BNetzA of the draft BEREC Report on IP-interconnection in the context of net neutrality
<i>Action required by BoR</i>	To discuss and approve for public consultation

5.5 Closing discussion on NN

<i>Title(s)</i>	Closing discussion on NN
<i>Document No.</i>	BoR (12) 34
<i>Background</i>	Presentation by ARCEP of the general conclusions stemming from the various work streams on NN.
<i>Action required by BoR</i>	To discuss the general conclusions on NN. To approve a summary paper to accompany the 3 NN reports subject to public consultation

6 Information by the BEREC Office

<i>Title(s)</i>	- BEREC 2012 Work Programme (WP) status - Article 7a, phase II cases – conclusions
<i>Document No(s).</i>	BoR (12) 36 BoR (12) 37
<i>Background</i>	Presentation by the BEREC Office of the state of play of the BEREC 2012 WP and of the conclusions from the recent phase II cases
<i>Action required by BoR</i>	To take note

7 BEREC presence in Brussels

<i>Title(s)</i>	BEREC presence in Brussels
<i>Document No(s).</i>	BoR (12) 38
<i>Background</i>	Following the approval of the BEREC Medium Term Strategy Outlook the BEREC Chair will present a discussion paper on the possible options for the BEREC presence in Brussels.
<i>Action required by BoR</i>	To discuss and to agree on the next steps

8 2013 BEREC WP

<i>Title(s)</i>	2013 BEREC WP
<i>Document No(s).</i>	BoR (12) 39
<i>Background</i>	Presentation by EETT of the approach, structure and main issues of the 2013 BEREC WP
<i>Action required by BoR</i>	To discuss and to agree on the next steps

9 CEA - Competitive Effects of NGA Co-investments

<i>Title(s)</i>	BEREC Report on competitive effects of NGA co-investments
<i>Document No(s).</i>	BoR (12) 40 BoR (12) 41
<i>Background</i>	Presentation by BAKOM/ARCEP of the results from the public consultation on the draft BEREC Report on competitive effects of NGA co-investments, as well as of the final draft report.
<i>Action required by BoR</i>	To approve for publication

10 Remedies

10.1 BEREC's review of the Common Positions (CPs)

<i>Title(s)</i>	High level principles in relation to non-discrimination
<i>Document No(s).</i>	BoR (12) 42
<i>Background</i>	Presentation by the Remedies EWG Chair (Ofcom) of the responses received during the public consultation of the draft high level principles on issues of non-discrimination as the first stage in the BEREC's review of the CPs on wholesale unbundled access, wholesale broadband access and wholesale leased lines
<i>Action required by BoR</i>	To take note

10.2 Cost of non-Europe

<i>Title(s)</i>	BEREC's preliminary views in relation to the Commission's study on the cost of non-Europe
<i>Document No(s).</i>	BoR (12) 60
<i>Background</i>	Presentation by the Remedies EWG Chair (Ofcom) of a paper regarding BEREC's preliminary views on the EC study on the cost of non-Europe, in response to EC letter sent to BEREC (March 2012).
<i>Action required by BoR</i>	To discuss the preliminary BEREC-views

11 International Roaming – state of play

<i>Title(s)</i>	International roaming – state of play
<i>Document No.</i>	BoR (12) 43 BoR (12) 44
<i>Background</i>	Presentation by RTR of the state of play on Roaming Regulation III, incl. the major elements of the Guidelines on Article 3 and the major elements of the analysis of the alternatives for supporting retail decoupling structural measures.
<i>Action required by BoR</i>	To discuss and agree on the next steps

12 Framework Implementation - draft review of the voting procedure for adopting BEREC Art. 7 and 7a Opinions

<i>Title(s)</i>	Draft review of the voting procedure applied to date for the adoption of BEREC art. 7 and 7a Opinions
<i>Document No(s).</i>	BoR (12) 45
<i>Background</i>	Presentation by AGCOM of an assessment of the voting procedure applied to date for the adoption of BEREC art. 7 and 7a Opinions
<i>Action required by BoR</i>	To discuss and agree on the proposals

13 Evaluation of BEREC and the BEREC Office

<i>Title(s)</i>	Evaluation of BEREC and the BEREC Office
<i>Document No(s).</i>	No document
<i>Background</i>	Oral up-date by OPTA on the status of preparation of the evaluation of BEREC and the BEREC Office
<i>Action required by BoR</i>	To take note

14 NGN - BEREC Opinion on European Commission Draft Guidelines for State Aid

<i>Title(s)</i>	BEREC Opinion on European Commission Draft Guidelines for State Aid
<i>Document No(s).</i>	No document
<i>Background</i>	Presentation by BNetzA of oral-update on the timeline for the preparation of the draft BEREC Opinion on European Commission Draft Guidelines for State Aid
<i>Action required by BoR</i>	To take note

15 Strategy Paper

<i>Title(s)</i>	BEREC Strategy paper
<i>Document No(s).</i>	BoR (12) 47
<i>Background</i>	Presentation of a paper setting out a series of discussion points relating to the strategic development of BEREC, both organisationally and in terms of its processes and in relation to its institutional remit and policy thinking.
<i>Action required by BoR</i>	To present to the BoR

16 Annual report on BEREC 2011 activities and on the developments in the electronic communications sector in 2011

<i>Title(s)</i>	Annual report for 2011 on BEREC activities and developments in the electronic communications sector
<i>Document No(s).</i>	BoR (12) 48
<i>Background</i>	Presentation by OPTA and the BEREC Office of the draft annual Report for 2011 on BEREC activities (Article 5.5 of the BEREC Regulation) and developments in the electronic communications sector (Article 3 (1) (n) of the BEREC Regulation)
<i>Action required by BoR</i>	To approve for publication

17 Motion for cross-border dispute by EDA

<i>Title(s)</i>	Motion for cross-border dispute by EDA
<i>Document No(s).</i>	BoR (12) 49
<i>Background</i>	Presentation by the BEREC Office of an opinion following UKE's request for advice on a motion for cross-border dispute by EDA
<i>Action required by BoR</i>	To discuss and to agree on the next steps

18 BEREC International Activities

<i>Title(s)</i>	BEREC international activities
<i>Document No(s).</i>	BoR (12) 50
<i>Background</i>	Presentation by EETT of a report on the recent BEREC international activities
<i>Action required by BoR</i>	To take note

19 Information from the Commission

<i>Title(s)</i>	Information from the Commission
<i>Document No(s).</i>	No document
<i>Background</i>	Oral up-date by the Commission on topic not mentioned before.
<i>Action required by BoR</i>	To take note

20 AOB

20.1 BEREC-REGULATEL

<i>Title(s)</i>	Information about Regulatel's initiatives
<i>Document No(s).</i>	No document
<i>Background</i>	Upon invitation of the BEREC Chair a representative of Regulatel will provide information on Regulatel's initiatives.
<i>Action required by BoR</i>	To take note

20.2 ITU Global Symposium of Regulators

<i>Title(s)</i>	ITU Global Symposium of Regulators
<i>Document No(s).</i>	No document
<i>Background</i>	Information from ITU on the Global Symposium of Regulators.
<i>Action required by BoR</i>	To take note.

20.3 Information by OCECPR on the next BoR meeting

<i>Title(s)</i>	Information by OCECPR on the next BoR meeting
<i>Document No(s).</i>	No document
<i>Background</i>	Information by OCECPR on the 12 th meeting of the BoR to be held on 27 and 28 September 2012 in Cyprus.
<i>Action required by BoR</i>	To take note