3rd Meeting of the Board of Regulators
Hosted by FICORA

Timing and location

27 May 2010   3:45 pm – 5.30 pm
28 May. 2010   9.00 am – 1.00 pm
Finlandia Hall Congress Center, HELSINKI, FINLAND

Draft Agenda

1. Opening of the meeting and adoption of the agenda

Draft BoR Agenda   **BoR (10) 21**

Action required by the BoR
To agree on the agenda and identify any point to be raised under AOB.

2. Information by the Chair and the Chair's Secretariat

This item is to give the opportunity for the Chair and the Chair's Secretariat to update the Plenary about any significant developments not already mentioned.

Action required by the BoR
To take note.

- **BEREC Expert Working Group Structure**

Draft decision of the BoR regarding BEREC expert working groups

Background
The Chair will present a draft decision to be adopted by the BoR in accordance with Article 11 of the Rules of Procedure. This is will be an endorsement by BEREC of the current EWRG project Team structure and will be taken as an "A" item.   **BoR (10) 23**

Action required
To formally adopt decision. Decision will be published.

- **Electronic Clearance Procedures**

The Chair will report on electronic clearance procedures initiated since the previous Plenary meeting.

Action required
To note. Any issues arising to be discussed under AOB

3. NGN PT (BNetzA)

a) Future charging mechanisms

Draft BEREC position on NGN future charging mechanisms/long-term termination issues and consultation report **BoR (10) 24**

Background
BNetzA will present the BEREC draft position on NGN future charging mechanisms/long-term termination issues and the annexed consultation report.

Action required by the BoR
To discuss and approve for publication.

b) Regulatory aspects of Open Access

Background
BNetzA will present an oral update regarding the work regarding Regulatory aspects of Open Access.

Action required by the BoR
To take note.

c) BEREC Response to the NGA Recommendation

Background
BNetzA will present the draft BEREC opinion on the NGA Recommendation.
BoR (10) 25

Action required by the BoR
To discuss and approve for transmission to the Commission and publication.

4. Framework Implementation PT (AGCOM)

a) Access to BEREC/Office documents

Draft decision of the Board of Regulators regarding transparency and access to documents **BoR (10) 26**

Background
AGCOM will present the draft decisions of the BoR regarding transparency and access to documents together with an explanatory document for internal use.

Action required by the BoR
To discuss and approve for publication.

b) BEREC Public consultation procedures

Draft decision of the BoR regarding consultations procedures on BEREC documents **BoR (10) 27**

Background
AGCOM will present the draft decision of the BoR regarding consultation procedures on BEREC documents together with a discussion paper.

Action required by the BoR
To discuss and approve for public consultation.

c) Guidelines on functional separation (PRD1) and Cross-border issues under Article 28 USD (PRD 3)

Background
AGCOM will update the CN on the state of activities and planned steps on these two topics.

Action required by the BoR
To take note.

d) Proposals on the status of ERG previous outputs in the BEREC context

Background
AGCOM will update the BoR regarding the ongoing investigations on the status of ERG previous outputs in the BEREC context.

Action required by the BoR
To take note.

5. BEREC-RSPG Cooperation (AGCOM)

Draft BEREC-RSPG report on market definitions **BoR (10) 28**

Background
AGCOM will present the draft BEREC-RSPG report on market definitions - The impact of technological and market evolution on market definitions: the case of spectrum. AGCOM will also provide an update from the RSPG regarding multiannual radio spectrum policy programme.

Action required by the BoR
To discuss and approve the report for publication.

6. Benchmarking PT (CMT)

MTR benchmark report **BoR (10) 30**

Background
CMT will present the MTR benchmark report.

Action required by the BoR
To discuss and approve for publication.

7. Remedies PT (Ofcom)

Draft BEREC Action Plan for conformity with the ERG Common Position on symmetry of termination rates - ERG (07) 83 **BoR (10) 31**

Background
Ofcom will present the draft Action Plan for conformity with the ERG Common Position on symmetry of termination rates and will update the BoR on the next monitoring exercises.

Action required by the BoR
To discuss and approve for publication.

8. International Roaming (Ofcom)

Background
Ofcom will report on approaches to assessing competition on roaming prices and will update the Plenary on the rest of the work regarding the "future of regulation' work stream.

Action required by the BoR
To discuss and decide on the approach.

9. Customer empowerment (ANCOM/ANACOM)

a) BEREC switching report

Draft BEREC report on best practices to facilitate switching **BoR (10) 34**

Background
OFCOM will present the draft BEREC report on best practices to facilitate switching.

Action required by the BoR
To discuss and approve for public consultation.

b) BEREC draft report on reflections for the future of universal service

Draft BEREC report on reflections for the future of USO   **BoR (10) 35**

Background
ANCOM will present the draft report on reflections for the future of universal service.

Action required by the BoR
To discuss and approve for publication.

10. Net neutrality (NPT)

Background
NPT will present an oral update regarding the work of the Net Neutrality PT.

Action required by the BoR
To take note.

11. Information from the Commission

Background
This item is to give the opportunity for the European Commission to update the BoR about any significant developments not already mentioned.

Action required by the BoR
To take note.

12. AOB

- CMT will inform of the "VII High-level Seminar BEREC-Regulatel"

- **Next meeting of the Board of Regulators (OPTA)**
Information on the meeting date and venue