

## DECISION № MC/2015/5

### **of the Management Committee of the Office of the Body of European Regulators for Electronic Communications (BEREC Office) on the adoption of certain implementing rules to the Staff Regulations on attestation procedure**

The Management Committee of the BEREC Office,

Having regard to the Treaty on the Functioning of the European Union;

Having regard to the Staff Regulations of Officials of the European Union ("Staff Regulations") and the Conditions of Employment of Other Servants of the European Union ('CEOS'), laid down by Council Regulation (EEC, Euratom, ECSC) No 259/681, and in particular Article (3) of Annex XIII and Article 110 thereof;

Having regard to the Regulation (EC) № 1211/2009 of the European Parliament and of the Council of 25 November 2009 establishing BEREC and the Office, and, in particular Article 10(2) thereof;

Having regard to the Communication C(2014)6543 final of 26 September 2014 from Vice-President Šefčovič to the European Commission on the guidelines on the implementation of Article 110(2) of the Staff Regulations with regard to the implementing rules applicable in the agencies, and in particular Point 2.A thereof;

Whereas:

- (1) Pursuant to Article 110 (2) of the Staff Regulations, on 17 December 2013 the European Commission informed all EU Decentralized Agencies about the adoption of a number of implementing rules giving effect to the Staff Regulations. The Management Committee adopted by analogy, with MC Decision (2014) 2, only the implementing rules relevant for the BEREC Office staff;
- (2) In application of Article 110 (2) (2) of the Staff Regulations and in absence of derogation, these rules nevertheless apply automatically to the BEREC Office as of 1 October 2014;
- (3) Despite of the limited relevance of the remaining implementing rules, currently to the BEREC Office staff, for the sake of clarity and legal certainty, the adoption of a Management Committee Decision is recommended.

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<sup>1</sup> OJ L 56, 4.3.1968, p. 1, as last amended by Regulation (EU, Euratom) No 1023/2013 of the European Parliament and of the Council of 22 October 2013, OJ L 287, 29.10.2013, p.15.

HAS ADOPTED THE FOLLOWING GENERAL IMPLEMENTING RULES:

### **Article 1**

The general implementing rules of the Staff Regulations, as adopted by the European Commission, and listed in Annex I, shall apply by analogy to the BEREC Office.

### **Article 2**

This Decision shall enter into force on the day of its adoption.

Done at Bergen, on 5 June 2015.

**For the Management Committee**

**Fátima Barros  
BEREC Chair 2015**

## **ANNEX I**

- 1) COMMISSION DECISION C(2013) 9022 of 16.12.2013 laying down the rules for implementing the attestation procedure repealing COMMISSION DECISION of 23.11.2006 (C (2006) 5788)