

Explanatory Memorandum
to the Decision of the Management Committee of the Office of the
Body of European Regulators for Electronic Communications
(BEREC Office) on the setting up a Staff Committee and repealing
Decision MC/2012/8
(MC/2016/11)

7 October 2016

The BEREC Office is an Agency of the EU, established with the objective of providing administrative and professional support to the Body of European Regulators for Electronic Communications (BEREC). BEREC contributes to the development and better functioning of the internal market for electronic communications networks and services. BEREC and the BEREC Office were established by Regulation (EC) No 1211/2009 of the European Parliament and of the Council of 25 November 2009.

The BEREC Office should set up a Staff Committee which should represent the interests of the staff vis-à-vis the Agency. The Staff Committee should perform the functions assigned to it by the Staff Regulations, in particular by Articles 9(3) and 110(2) thereof.

The BEREC Office should also determine the composition and procedure of the Staff Committee in accordance with the provisions of Annex II to the Staff Regulations and according to Article 9(2) of the Staff Regulations.

In the interest of clarity and legal certainty, the Decision MC/2012/8 of the BEREC Office Management Committee of 28 September 2012 on setting up a Staff Committee should be repealed and replaced by this Decision.

The responsibilities of the Staff Committee remain unchanged, namely to represent the interests of the staff vis-à-vis the BEREC Office as an employer, and maintain continuous contact between the BEREC Office and its staff. The Staff Committee should contribute to the smooth running of the Office by providing a channel for the expression of opinion by staff.

The Staff Committee will participate in the management and supervision of social welfare bodies set up by the Office in the interests of its staff and it may, with the consent of the Administrative Manager, set up such welfare bodies. The Committee shall be consulted on implementing rules giving effect to the Staff Regulations and to the CEOS before their approval by the MC and shall exercise any other role provided for in the Staff Regulations, in the staff implementing rule and in any act adopted by the BEREC Office.