

Decision No MC/2017/09

of the Management Committee of the Office of the Body of European Regulators for Electronic Communications ('the BEREC Office') on the adoption of the up-dated Annual and Multi-annual Programming of the BEREC Office Activities for the period 2018-2020

The Management Committee of the BEREC Office;

Having regard to the Regulation (EC) No 1211/2009 of the European Parliament and of the Council of 25 November 2009 establishing the Body of European Regulators for Electronic Communications (BEREC) and the Office¹ ('the BEREC Regulation'), and in particular Articles 9 (3) and 12 thereof;

Having regard to Decision MC/2014/01 of the BEREC Office Management Committee on the financial regulation applicable to the BEREC Office ('the BEREC Office Financial Regulation') and in particular Articles 32 and 33 thereof;

Having regard to the Communication from the Commission on the guidelines for programming document for decentralised agencies and the template for the Consolidated Annual Activity Report for decentralised agencies (document C(2014) 9641 final);

Having regard to Decision MC/2016/01 of the BEREC Office Management Committee on the adoption of the draft Annual and Multi-annual Programming of the BEREC Office Activities for the period 2018-2020;

Having regard to Commission Opinion C(2017) 5366 on the draft programming document of the BEREC Office for the period 2018-2020;

Whereas:

- (1) The BEREC Office should draw up a programming document containing multi-annual and annual programming in line with the guidelines set by the Commission, which should set out the overall strategic programming and resource programming, including the multi-annual budget and staff;
- (2) The draft programming document referred to above should be sent to the Commission, the European Parliament and the Council no later than 31 January each year, as well as any later updated version of this document;
- (3) On 31 January 2017 the Management Committee adopted the draft Annual and Multi-annual Programming of the BEREC Office Activities for the period 2018-2020 by electronic voting procedure;

¹ OJ L 337, 18.12.2009, p. 1

- (4) As required by the BEREC Office Financial Regulation the draft Annual and Multi-annual Programming of the BEREC Office Activities for the period 2018-2020 was sent to Commission, the European Parliament and the Council on 31 January 2017;
- (5) On 4 August 2017 the Commission approved its Opinion on the draft programming document of the BEREC Office for the period 2018-2020 according to which the draft programming document is overall in line with the scope, objectives and tasks of the BEREC Office;
- (6) The Commission in its opinion and invited the Management Committee to align the resource programming with the Commission Communication Programming of human and financial resources for decentralised agencies 2014-2020 and the Draft Budget of the EU for 2018;
- (7) The Commission welcomed the use of targets for each key performance indicator in line with last year's recommendation but recommended a smaller number of well-targeted indicators;
- (8) The Commission invited the BEREC Office to establish as soon as possible the policy on the duration of contracts of temporary and contract agents in respect of the limits provided for in the Conditions of Employment of Other Servants. The Commission also commented that the conversion of posts to higher grades can be considered only if justified by the function;
- (9) On 5 October 2017 the BEREC Board of Regulators adopted a new BEREC Strategy for the period 2018-2020², which requires adjusting the multiannual strategic objectives for the work of the BEREC Office for the same period;
- (10) In compliance with the provisions of Regulation (EU) 2015/2120 of the European Parliament and of the Council of 25 November 2015 laying down measures concerning open internet access and amending Directive 2002/22/EC on universal service and users' rights relating to electronic communications networks and services and Regulation (EU) No 531/2012 on roaming on public mobile communications networks within the Union)³ the BEREC Board of Regulators decided to implement a project for the establishment of a Net Neutrality Measurement Tool, which should be taken into account in the Programming Document of the BEREC Office⁴;
- (11) The Management Committee has decided to update the Programming Document with the recent developments in the work of BEREC and to take into account the recommendations of the Commission as far as possible;
- (12) The delegation of powers to the BEREC Office authorising officer to make non-substantial amendments to the annual work programme of the BEREC Office as

² BoR (17) 173, BEREC Strategy 2018-2020, 05.10.2017, http://berec.europa.eu/eng/document_register/subject_matter/berec/annual_work_programmes/7304-2017-berec-work-programme-status-update

³ OJ L 310, 26.11.2015, pp. 1–18

⁴ BoR (17) 221, Conclusions from the 32nd meeting of the Board of Regulators (5-6 October 2017, Bucharest), http://berec.europa.eu/eng/document_register/subject_matter/berec/board_of_regulators_meetings/meeting_conclusions/7429-conclusions-from-the-32nd-ordinary-plenary-meeting-of-the-berec-board-of-regulators

defined in Decision MC/2017/01 of the BEREC Office Management Committee on the adoption of the draft Annual and Multi-annual Programming of the BEREC Office Activities for the period 2018-2020 should not be amended;

Has adopted the following decision:

Article 1

1. The updated Annual and Multi-annual Programming of the BEREC Office Activities 2018-2020 presented in document MC (17) 109 is hereby adopted for submission to the Commission, the European Parliament and the Council.
2. The current Annual and Multi-annual Programming of the BEREC Office Activities 2018-2020 replaces the document approved by Decision MC/2017/01 of the BEREC Office Management Committee on the adoption of the draft Annual and Multi-annual Programming of the BEREC Office Activities for the period 2018-2020.

Article 2

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

Done at Copenhagen, on 8 December 2017.

For the Management Committee

(s)

Sébastien Soriano

BEREC Chair 2017