

Decision No MB/2020/05

of the Management Board of the Agency for Support for BEREC

of 6 March 2020

on financing the acquisition of financial software for the calculation of additional financial parameters underlying the weighted average cost of capital (WACC)

The Management Board of the BEREC Office,

Having regard to Regulation (EU) 2018/1971 of 11 December 2018 establishing the Body of European Regulators for Electronic Communications (BEREC) and the Agency for Support for BEREC (BEREC Office), amending Regulation (EU) 2015/2120 and repealing Regulation (EC) No 1211/2009¹,

Having regard to the Single Programming Document of the Activities of the Agency for Support for BEREC (BEREC Office) for the period 2020-2022 (MB (19) 116),

Having regard to the revised Project Requirement Document concerning the "Report on Regulatory Accounting in practice 2019"² (BoR (19) 240) approved by the BEREC Board of Regulators (BoR) on 5 Dec. 2019,

Having regard to Decision No MB/2019/13 of the Management Board of the BEREC Office on the financial regulation applicable to the BEREC Office, and in particular Article 72,

Whereas,

(1) BEREC, in accordance with Article 4 of the Regulation (EU) 2018/1971, should in particular assist and advise the NRAs, [...] and the Commission, and cooperate with the NRAs and the Commission, upon request [...] on any technical matter regarding electronic communications within its competence;

(2) The BEREC Office, in accordance with Article 5 of the Regulation (EU) 2018/1971, should in particular provide professional and administrative support services to BEREC;

(3) BEREC, through the Remedies Working Group and confirmed by the BoR in its meeting on 13/14 June 2019, has accepted the task requested by the Commission with regard to the calculation of certain parameters underlying the weighted average cost of capital in accordance with the Project Requirement Document on the "WACC parameters calculation (BoR (19) 254_39)³" and in direct relation to the Commission's Notice on cost of capital for EU electronic communications regulators, together with the accompanying Staff Working Document (WACC Notice thereafter) published on 7th Nov. 2019;

¹ OJ L 321, 17.12.2018, p. 1

² Section 6.11. in the BEREC Work Programme 2019

³ Section 6.13. in the BEREC Work Programme 2020

(4) The BEREC Office, in accordance with section II 2.1 of the Single Programming Document of the Activities of the BEREC Office for the period 2020-2022, should develop and maintain the appropriate capacity for supporting existing and new BEREC tasks and activities;

(5) The BEREC Office, in accordance with section III of the Single Programming Document of the Activities of the BEREC Office for the period 2020-2022, should support the implementation of the BEREC Work Programme;

(6) Since at the time of the adoption of the BEREC Office Single Programming Document for the period 2020-2022 the acquisition of historical data sets for the calculation of certain parameters underlying the WACC was not envisaged there is a need for the Management Board to adopt the current Ad Hoc Financing Decision;

(7) The acquisition of this financial software for the calculation of additional financial parameters should be undertaken by the BEREC Office as soon as possible to enable the Remedies Working Group to deliver its work on time

Has adopted the following decision:

Article 1

The BEREC Office is hereby requested to procure the financial software providing access to additional financial market data including company specific parameters and other related relevant indicators, as a basis for the calculation of certain parameters underlying the WACC according to the methodology of the Commission's WACC Notice by BEREC for 2019, as presented in Annex I.

Article 2

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

Done on 06 March 2020

For the Management Board



Dan Sjöblom

Chairperson for 2020

Annex I