

## Decision No MB/2021/08

### of the Management Board of the Agency for Support for BEREC ('the BEREC Office') on the adoption of the updated Single Programming Document of the BEREC Office Activities for the period 2022-2024

#### The Management Board of the BEREC Office;

Having regard to Regulation (EU) 2018/1971 of the European Parliament and of the Council 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 1211/2009<sup>1</sup>, and in particular Articles 23 (1) and 24 (7) thereof;

Having regard to Regulation (EU, Euratom) 2018/1046 of the European Parliament and of the Council of 18 July 2018 on the financial rules applicable to the general budget of the Union, amending Regulations (EU) No 1296/2013, (EU) No 1301/2013, (EU) No 1303/2013, (EU) No 1304/2013, (EU) No 1309/2013, (EU) No 1316/2013, (EU) No 223/2014, (EU) No 283/2014, and Decision No 541/2014/EU and repealing Regulation (EU, Euratom) No 966/2012<sup>2</sup>;

Having regard to the Communication from the Commission on the strengthening of the governance of Union Bodies under Article 70 of the Financial Regulation 2018/1046 and on the guidelines for the Single Programming Document and the Consolidated Annual Activity Report (document C(2020) 2297 final);

Having regard to the Decision MB/2019/13 of the Management Board of the BEREC Office on the financial regulation applicable to the BEREC Office in conformity with Delegated Regulation (EU) No 1271/2013 based on Regulation (EU, Euratom) No 966/2012 of the European Parliament and of the Council of 25 October 2012 on the financial rules applicable to the general budget of the Union;

Having regard to Commission Opinion C(2021) 6082 of 23 August 2021 on the draft Single Programming Document of the Agency for support for BEREC (BEREC Office) for the period 2022-2024;

Having regard to the Draft General Budget of the EU for 2022<sup>3</sup>.

<sup>1</sup> OJ L 321, 17.12.2018, p. 1–35 (BG, ES, CS, DA, DE, ET, EL, EN, FR, GA, HR, IT, LV, LT, HU, MT, NL, PL, PT, RO, SK, SL, FI, SV); <https://eur-lex.europa.eu/legal-content/EN/TXT/?qid=1575289447726&uri=CELEX:32018R1971>

<sup>2</sup> OJ L 193, 30.7.2018, p. 1–222 (BG, ES, CS, DA, DE, ET, EL, EN, FR, GA, HR, IT, LV, LT, HU, MT, NL, PL, PT, RO, SK, SL, FI, SV); <https://eur-lex.europa.eu/legal-content/EN/TXT/?qid=1575269516102&uri=CELEX:32018R1046>

<sup>3</sup> [https://ec.europa.eu/info/publications/draft-general-budget-2022\\_en](https://ec.europa.eu/info/publications/draft-general-budget-2022_en)

Whereas:

- (1) On 20 December 2018 a new founding act, namely: Regulation (EU) 2018/1971, determining new, strengthened mandates for BEREC and the BEREC Office entered into force;
- (2) In Regulation (EU) 2018/1971 the European Parliament and the Council emphasised that the BEREC Office should be adequately staffed for the purpose of carrying out its duties; the number of staff at the Agency should be determined in accordance with the principle of activity-based management of human resources;
- (3) All tasks assigned to the BEREC Office, including professional and administrative services supporting BEREC in carrying out its regulatory tasks, together with compliance with the financial, staff and other applicable regulations, and the increased weight of operational tasks required of the BEREC Office vis-à-vis administrative ones should be duly assessed and reflected in the resource programming;
- (4) On 29 January 2021 the BEREC Office Management Board adopted a draft document containing the annual and multiannual programming of the activities of the BEREC Office for the period 2022-2024, which reflected the new assignments of the BEREC Office as defined in Regulation (EU) 2018/1971 and the resources needed for delivering the new Agency's mandate in accordance with the principle of activity-based management;
- (5) On 23 August 2021 the Commission approved its Opinion on the draft Single Programming Document of the BEREC Office for the period 2022-2024;
- (6) While the Commission welcomes the good quality of the draft programming document, it requests the BEREC Office to define performance indicators with a view to linking them as clearly as possible with policy objectives;
- (7) The Commission notes the BEREC Office's estimates for financial resources for 2022, 2023 and 2024 go beyond what is included in the Draft Budget 2022 and the financial programming for the BEREC Office under the MFF 2021-2027;
- (8) The Commission requests the BEREC Office to align all sections in the programming document with the human and financial resources of the Commission Draft Budget 2022 and the final Budget once available, and to consider the possible implications of this Draft Budget 2022 and the final adopted Budget once available;
- (9) The Commission notes the BEREC Office's statements on the number of Contract Agents posts and Seconded National Agents posts in previous years and requests the BEREC Office to align this language with the figures included in the adopted Budgets of the respective years.
- (10) The Commission also notes that the draft Single Programming Document indicates 25% of female managers in the BEREC Office, a decrease from last year (33%) and it further recalls the political commitment of the President of the Commission to reach, by the end of her mandate, a 50% balance between men and women in management positions in the Commission;
- (11) To ensure consistency with the new founding act of the BEREC Office, the Commission decisions for participation of third country NRAs in the work of BEREC and the BEREC Office and the respective working arrangements and the final EU Budget for 2022, the BEREC annual work programme 2022 and with the final Budget of the Union for 2022 as presented in the BEREC Office Single Programming Document 2022-2024, were

revised and adjusted accordingly;

- (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 defined in Decision MB/2020/01 of the BEREC Office Management Board on the adoption of the draft Annual and Multi-annual Programming of the BEREC Office Activities for the period 2022-2024, should not be amended;

**Has adopted the following decision:**

### **Article 1**

1. The final Single Programming Document of the Activities of the Agency for Support for BEREC (BEREC Office) for 2022-2024 presented in document MB (21) 69 is hereby adopted.
2. The current Single Programming Document of the BEREC Office Activities 2022-2024 replaced the draft approved by Decision MB/2021/02 of the BEREC Office Management Board on the adoption of the draft Annual and Multi-annual Programming of the BEREC Office Activities for the period 2022-2024.

### **Article 2**

1. This Decision shall enter into force on the day of its adoption.
2. The BEREC Office Director shall submit the BEREC Office Single Programming Document for 2022-2024, as presented in document MB (21) 69 to the European Commission, to the Council and the European Parliament in due time.

Done at Stockholm, 10 December 2021.

**For the Management Board**

**Michel Van Bellinghen**  
**Chairperson**