

Decision No MB/2024/07

of the Management Board of the Agency for Support for BEREC (BEREC Office) on the temporary occupation of the post of BEREC Office Director

The Management Board of the BEREC Office,

Having regard 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 1211/2009¹, and in particular Articles 14 and 16 (1) (k) thereof,

HAVING REGARD to the Staff Regulations of Officials the Staff Regulations of Officials of the European Union ('Staff Regulations') and to the Conditions of employment of other servants of the European Union ('CEOS'), laid down by Council Regulation (EEC, Euratom, ECSC) No 259/68², and in particular Article 7(2) of the Staff Regulations and Article 10(1) of the CEOS,

HAVING REGARD to Decision No MC/2018/08 of the Management Committee of the Office of the Body of European Regulators for Electronic Communications (BEREC Office) laying down implementing rules on temporary occupation of management posts³, and in particular Articles 1, 2, 3 and 4 thereof,

Having regard to Decision No MB/2023/11 of the BEREC Office Management Board to approve the short-list of candidates for the post of Director and to identify the next steps in the selection procedure,

Whereas:

- (1) The term of office of the current BEREC Office Director expires on 1 April 2024.
- (2) The candidate selected for the post of Director in accordance with Article 32(2) of Regulation (EU) 2018/1971, is not able to take up office before 1 July 2024.
- (3) Articles 14 of Regulation (EU) 2018/1971 provides that the organisational structure of the BEREC Office comprises a Management Board and a Director.

¹ OJ L 321, 17.12.2018, p. 1–35

² 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

³ <https://bereg.europa.eu/en/document-categories/bereg-office/decisions-of-the-management-board/mc-decision-laying-down-implementing-rules-on-temporary-occupation-of-management-posts>

- (4) In order to ensure continuity of the operations of the BEREC Office during the transition period between the 1 April 2024 and the date of the appointment of the new Director expected on 1 July 2024, the Management Board should appoint a Director ad interim who could exercise the functions of the Director of the BEREC Office.
- (5) The Director ad interim should ensure the stability and the continuity of the BEREC Office activities and in particular the work in support to BEREC.
- (6) The Director's ad interim responsibility would be limited to managing the current affairs.
- (7) Article 7(2) of the Staff Regulations, applicable by analogy to temporary agents by virtue of Article 10(1) CEOS provides that the Appointing Authority may call upon temporary agents to occupy on a temporary basis a post in their function group in a grade which is higher than their own grade (ad interim occupation).
- (8) Pursuant to Article 1 of Decision No MC/2018/08, director posts in grade AD 14 or AD 15 and equivalent may be made on temporary postings.
- (9) Pursuant to Article 3 of Decision No MC/2018/08, the reference grade for the temporary posting of the Director should be grade AD 14. However, in accordance with Article 7(2) of the Staff Regulations applicable to temporary agents by virtue of Article 10(1) CEOS, and Article 4 of the Decision No MC/2018/08 of the BEREC Office Management Committee laying down implementing rules on temporary occupation of management posts, the differential allowance is paid as from the fourth month of the temporary occupation.
- (10) The Management Board has considered appropriate to call Mr Panagiotis, Panos Karaminas to temporarily occupy the post of BEREC Office Director from 1 April to 30 June 2024 (Director ad interim).

Has adopted the following decision:

Article 1

In accordance with Article 7(2) of the Staff Regulations, the Management Board temporarily assigns Mr Panagiotis, Panos Karaminas to the post of BEREC Office Director starting from 1 April 2024 until 30 June 2024 (Director ad interim).

Article 2

Mr Karaminas will exercise the powers conferred on the Director within the limits required to ensure business continuity in the operation and the day-to-day management of the BEREC Office, refraining from taking strategic decisions with a longer-term impact.

Article 3

This decision enters into force on 1 April 2024 and shall be notified to Mr Karaminas not later than the day of its entry into force.

Done at Zagreb, on 29 March 2024.

For the Management Board

(e-signed)

Tonko Obuljen

Chairperson

