

## **Decision No MB/2019/02**

### **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 2019-2021 and the final Budget for 2019**

#### **The Management Board of the BEREC Office,**

Having regard to the 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 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 No MC/2018/01 of the Management Committee of the Office of the Body of European Regulators for Electronic Communications (BEREC Office) on the adoption of the draft Annual and Multi-annual Programming of the BEREC Office Activities for the period 2019-2021;

Having regard to Commission Opinion C(2018) 5791 on the draft Single Programming Document of the BEREC Office for the period 2019-2021;

Whereas:

- (1) On 30 January 2018 the BEREC Office Management Committee adopted a draft document containing annual and multiannual programming of the activities of the BEREC Office for the period 2019-2021 under the regime of Regulation (EC) No 1211/2009;
- (2) On 5 September 2018 the Commission approved its Opinion on the draft Single Programming Document of the BEREC Office for the period 2019-2021 and invited the BEREC Office to align the scope, objectives and tasks of the Agency with the final text of the proposed Regulation establishing BEREC, as agreed by the co-

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<sup>1</sup> OJ L 321, 17.12.2018, p. 1

legislator at the trilogue of 5 June 2018. The proposed new version, in comparison with the initial legislative financial statement of September 2016, reassesses the resource implications to BEREC Office only, given the reintroduction of the two-tier structure, thus keeping BEREC and BEREC Office as two separate entities;

- (3) On 11 December 2018 the European Parliament and of the Council adopted Regulation (EU) 2018/1971 establishing the Body of European Regulators for Electronic Communications (BEREC) and the Agency for Support for BEREC ('BEREC Office'), with which Regulation (EC) No 1211/2009 was repealed;
- (4) Regulation (EU) 2018/1971 provides a new mandate for BEREC and the BEREC Office and therefore the legislator recalled that the Agency budget should be adequate and should reflect the additional tasks assigned and the enhanced role of BEREC and the BEREC Office;
- (5) Furthermore the European Parliament and the Council emphasised that the BEREC Office should be adequately staffed for the purpose of carrying out its duties. 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.
- (6) On 30 November 2018 the Commission approved a Second DRAFT General Budget of the European Union for the financial year 2019, which contained a proposal for increase in the EU contribution to the BEREC Office Budget to 5,701,000.00 and increase in the number of establishment plan post from 14 to 16.
- (7) These proposals concerning the BEREC Office were approved by the Council on 11 December 2018 and by the European Parliament on 12 December 2018 without any change.
- (8) To ensure consistency with the new founding act of the BEREC Office, with the BEREC annual work programme 2019 and with the final Budget of the Union for 2019 the annual and multiannual programming document of the BEREC Office for 2019-2021 (hereinafter the 'Single Programming Document'), the Budget 2019 and the Establishment plan of the Agency were revised and adjusted accordingly.
- (9) The revision took into account the recommendations of the Commission presented in its Opinion as far as possible;
- (10) 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 MC/2018/01 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 2019-2021 should not be amended;

**Has adopted the following decision:**

### **Article 1**

1. The updated Single Programming Document of the Activities of the Agency for Support for BEREC (BEREC Office) for 2019-2021 presented in document MB (19) 05 and the Final BEREC Office Budget for 2019 are hereby adopted.
2. The current Single Programming Document of the BEREC Office Activities 2019-2021 replaced the draft approved by Decision MC/2018/01 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 2019-2021.

### **Article 2**

This Decision shall retroactively enter into force on 1<sup>st</sup> January 2019.

Done at Dublin, 31 January 2019.

**For the Management Board**

(e-signed)

**Jeremy Godfrey**  
**Chairperson**