

## Decision No MB/2020/01

### of the Management Board of the Agency for Support for BEREC ('BEREC Office') on the adoption of the draft Single Programming Document of the BEREC Office Activities for the period 2021-2023

#### 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>, and in particular Article 40 thereof;

Having regard to Decision No MB/2019/13 of the BEREC Office Management Board on the financial regulation applicable to the BEREC Office<sup>3</sup>, and in particular Article 32 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);

Whereas:

- (1) The BEREC Office should draw up a draft single programming document containing a multi-annual and an annual work programme, an estimate of its revenue and expenditure, a resources programming document, information on its building policy, strategy for cooperation with third countries and/or international organisations, strategy for achieving efficiency gains and synergies, strategy for the organisational management

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<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> 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>

and internal control systems including their anti-fraud strategy as last updated and an indication of measures to prevent recurrence of cases of conflict of interest, irregularities and fraud;

- (2) The single programming document should be drawn up taking into account guidelines set by the Commission;
- (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) The budget and the establishment plan together with the draft programming document should be adopted by the Management Board;
- (5) The multi-annual programme should set out the overall strategic programming and resource programming, including the multi-annual budget and staff;
- (6) 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;
- (7) The annual work programme should be consistent with the multi-annual programme and should comprise detailed objectives, expected results and the description of the actions to be financed, including an indication of the amount of financial and human resource allocated to each action;
- (8) The BEREC Office should send to the Commission, the European Parliament and the Council the draft programming document referred to above no later than 31 January each year, as well as any later updated version of this document;
- (9) The Management Board may delegate the power to make non-substantial amendments to the annual work programme to the BEREC Office Director;
- (10) As non-substantial amendments to the annual work programme could be considered amendments to the procurement plan, the policies on internal mobility and schooling for the children of the staff, strategy for the organisational management and internal control systems and the organisation chart;

**Has adopted the following decision:**

### **Article 1**

1. The draft Single Programming Document of the Activities of the BEREC Office for 2021-2023 presented in document MB (20) 05 is hereby endorsed for submission to the Commission, the European Parliament and the Council not later than 31 January 2020.

2. The BEREC Office Management Board shall adopt the final single programming document, after assessing the Commission's opinion and after the adoption of the General Budget of the European Union for 2021.

## **Article 2**

1. The power to make non-substantial amendments to the annual work programme shall be delegated to the BEREC Office Director.
2. Any substantial amendments to the annual work programme shall be adopted by the same procedure as the initial work programme in accordance with the provisions of the BEREC Regulation and of Article 32 of the Decision No MB/2019/13 of the Management Board of the BEREC Office on the financial regulation applicable to the BEREC office.

## **Article 3**

1. This Decision shall enter into force on the day of its adoption.
2. The BEREC Office Director shall submit it to the Commission, the European Parliament and the Council in line with the deadline of Article 1 (1) of this Decision.
3. The BEREC Office Director shall send any later updated version of the single programming document to the Commission, the European Parliament and the Council.

Done at Stockholm, 31 January 2020.

**For the Management Board**

**Dan Sjöblom**

**Chairperson**