

Decision No MB/2024/11 of the Management Boards of the Agency for Support for BEREC (BEREC Office) accepting the application of National Regulatory Authority for Electronic Communications and Information Technology of the Republic of Moldova (ANRCETI) to become Participant without voting rights

The Management Board,

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 ("the BEREC Regulation") and in particular Articles 9¹ and 35 thereof;

Having regard to Decision MB (19) 95Rev.1 by the Management Board of the BEREC Office on the Rules of Procedure of the Management Board of the BEREC Office;

Having regard to Decision No MB/2024/03 of the Management Board of the Agency for Support for BEREC (BEREC Office) to establish a Procedure to address requests of NRAs of third countries to participate in the work of the Body of European Regulators for Electronic Communications (BEREC);

¹ "The Board of Regulators shall have the following functions: (...) (i) to authorise, together with the Director, the conclusion of working arrangements with competent Union bodies, offices, agencies and advisory groups and with competent authorities of third countries and with international organisations in accordance with Article 35; (...)".

Having regard to Decision BoR (24) 75 of the Chair of the Board of Regulators to establish an ad hoc group to analyse the requests of NRAs of third countries to participate in the work of the Body of European Regulators for Electronic Communications (BEREC).

Whereas

1. The Board of Regulators, the Working Groups and the Management Board shall be open to the participation of regulatory authorities of third countries with primary responsibility in the field of electronic communications, where those third countries have entered into agreements with the Union to that effect;
2. BEREC and the BEREC Office may, subject to prior approval by the Commission, establish working arrangements with the NRAs of third countries;
3. NRA of Moldova (ANRCETI²) have approached BEREC with the intention to join BEREC and BEREC Office without voting rights.
4. The ad hoc group to analyse the requests of NRAs of third countries to participate in the work of the Body of European Regulators for Electronic Communications (BEREC) concluded that ANRCETI is the regulatory authority with primary responsibility in the field of electronic communications, and that the Association Agreement between the European Union and the European Atomic Energy Community and their Member States, of the one part, and the Republic of Moldova, of the other part covers cooperation on the EU electronic communications framework.
5. The ad hoc group hence recommended accepting the application of ANRCETI as eligible.
6. The BEREC and BEREC Office is keen to develop and maintain good and productive relationships with the NRAs of third countries;
7. The BEREC and BEREC Office is determined to strengthen the relationship between the NRAs by means of increased engagement and regulatory policy dialogue and wish to enter into working arrangements.

Has adopted the following Decision:

² ANRCETI: National Regulatory Authority for Electronic Communications and Information Technology of the Republic of Moldova

Article 1

1. To accept the application of ANRCETI to become participant without voting right as eligible.
2. To initiate negotiations on the draft working arrangements that would allow ANRCETI to participate in the work of BEREC and BEREC Office.

Article 2

3. This decision shall enter into force on the day of its adoption by the Management Board.

Done in Jurmala, 7 June 2024

For the Management Board

Tonko Obuljen

MB Chairperson