

58th Ordinary Plenary Meeting of the BEREC Office Management Board (MB)

Held virtually

Conclusions

Chairperson: Tonko Obuljen

President of the Croatian Regulatory Authority
for Network Industries (HAKOM)

7 March 2024

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Annex I – List of documents

Main results of the 58th BEREC Office Management Board meeting

The BEREC Office Management Board (MB) held its 58th Ordinary Plenary Meeting on 7 March 2024, virtually.

During the meeting, the MB discussed and/or approved the following documents:

1 Documents approved as regular items:

1.1 For publication:

- MB (24) 28 Greening Action Plan for BEREC and for the BEREC Office,
- MB (24) 29 Decision on the approval of the Greening Action Plan for BEREC and for the BEREC Office,
- MB (24) 23 MB Agenda.

2 Documents submitted for information:

- MB (24) 24 Conclusions of the 1st BAG meeting,
- MB (24) 25 Information on the transfers in the BEREC Office Budget carried out by the BEREC Office Director in 2023,
- MB (24) 26 Draft BEREC Office Report on budgetary and financial management 2023.

3 Documents for approval via e-voting:

- MB (24) 27 Draft Decision of the BEREC Office MB concerning the appointment of the BEREC Office Director ad interim.

4 Next meeting

The next Ordinary Plenary Meeting of the MB will take place in a hybrid manner on **7 June 2024, in Latvia**.

Introduction and participation

The BEREC Office Management Board held its 58th Ordinary Plenary Meeting on 7 March 2024, virtually.

The meeting was attended by the heads and/or high-level representatives of the national regulatory authorities (NRAs) with primary responsibility for overseeing the day-to-day operation of the markets for electronic communications networks and services established in each Member State of the European Union (EU) and by the European Commission. The heads and high-level representatives of the NRAs with which BEREC has concluded Working Arrangements were also present.

List of documents

The list of final documents approved by the meeting for publication, in compliance with the BEREC Regulation and the MB transparency rules, is presented in Annex I to the Conclusions.

Items discussed

A short overview of the information under each agenda item, a summary record of the proceedings, and a record of the conclusions reached by the MB are presented below.

1. Opening of the meeting and adoption of the agenda

Document(s)	MB (24) 23 Draft MB agenda
Introduction by	MB Chairperson (HAKOM)
Background information	The MB Chairperson opened the meeting and presented the agenda for approval by the MB. The MB members were invited to suggest any additional issues to be raised or presented under 'Any other business' (AOB).
Conclusion	The agenda was approved without any amendments.

2. Recent activities of the BEREC Office Advisory Group (BAG)

Document(s)	<p><u>For information:</u></p> <p>MB (24) 24 Conclusions of the 1st BAG meeting</p> <p>MB (24) 25 Information on the transfers in the BEREC Office budget carried out by the Director in 2023</p> <p>MB (24) 26 Draft BEREC Office Report on budgetary and financial management 2023</p>
Introduction by	BAG Chair (BNetZA) BEREC Office Director
Background information	<p>The BAG Chair informed the MB about the recent BAG activities, including the outcome of its 1st meeting on 8 February 2024. She briefly presented the documents listed above to the MB, and the BAG opinion concerning them.</p> <p>The MB was updated on:</p> <ul style="list-style-type: none"> – BEREC Office operation (status update to the MB, for information) <ul style="list-style-type: none"> • Information on budgetary transfers in 2023

	<ul style="list-style-type: none"> • Report on budgetary and financial management 2023 <p>The BAG Chair noted that both documents were important and showed that the financial operations worked well and were compliant with budgetary provisions. She noted that the level of carry-overs was limited to the minimum.</p> <ul style="list-style-type: none"> – Information on the budgetary procedure for 2025 <p>She stated that the procedure for 2025 had already started. She drew the meeting's attention to the two following topics:</p> <ul style="list-style-type: none"> • Cybersecurity Regulation implications <p>The BAG Chair reported on the need for a Local Cybersecurity Officer (LCO), which was already factored in the draft SPD 2025-2027 with a request for additional human resources.</p> <ul style="list-style-type: none"> • 'House of Europe' (HoE) project <p>The BAG Chair also reported on the HoE project and informed that there was a further delay to this project which was caused by factors outside the BEREC Office. The Director complemented the information by recalling that the lead contracting authority has decided to go for purchase of the building instead of rent, which would ensure better value for the EU public money. This would mean that the funds for the purchase of the BEREC Office part of the building should be ensured either via the EC section of the budget or via the EP part of the EU budget. The BEREC Office would rely on strong cooperation with DG CNECT in that regards to find the proper solution in the interest of the EU.</p> <ul style="list-style-type: none"> – Presentation on ethics and conflict of interest within BEREC – Selection of the next Director of the BEREC Office – Greening Action Plan for BEREC and for the BEREC Office <p>The BEREC Office Director also presented information to the MB on the lifecycle of budgeting / the reporting situation in February 2024 for the budgetary years 2022, 2023, 2024, 2025 and 2026.</p>
Conclusion	The MB took note of the information.

3. Appointment of the BEREC Office Director ad interim

Document(s)	MB (24) 27 Draft Decision of the BEREC Office MB concerning the appointment of the BEREC Office Director ad interim
Introduction by	MB Chairperson (HAKOM)
Background information	<p>The term of office of the current BEREC Office Director expires on 1 April 2024, but the successful candidate selected for the post of director is not able to take up her duties before 1 July 2024.</p> <p>In order to ensure continuity of the operations of the BEREC Office during the transitional period between 1 April 2024 and the date of the take-up of the duties by the new director, there is a need to appoint a director ad</p>

	<p>interim (a.i.) whose powers would be limited to managing only the current affairs.</p> <p>The BEREC Chairperson informed the MB that the current director of the BEREC Office had confirmed his availability to remain in office as Director a.i. during the transitional period in order to ensure the smooth running of the Agency. The draft decision was consulted with the BAG and the BAG supported its adoption. However, the European Commission (EC) had asked the Chairperson to postpone the adoption of this decision in order to check whether it complied with the BEREC Regulation.</p>
Conclusion	The MB decided to postpone the final decision with a view to appointing the director ad interim by an e-voting procedure.

4. ENG for Sustainability

Document(s)	<p>MB (24) 28 Draft Greening Action Plan for BEREC and for BEREC Office</p> <p>MB (24) 29 Draft Decision on the approval of the Greening Action Plan for BEREC and for the BEREC Office</p>
Introduction by	SUST ENG Co-Chairs (BEREC Office)
Background information	<p>At the 52nd plenary meeting, the BEREC Office Management Board (MB) had mandated the ENG for Sustainability and the BEREC Office to start working on a Greening Action Plan (GAP) for BEREC and for the BEREC Office that would include targets and steps for the reduction of Green House Gas (GHG).</p> <p>The GAP aimed to formalise and structure proposals for BEREC and the BEREC Office as future actions and targets for reducing GHG emissions in line with the efforts of other EU institutions and bodies.</p> <p>After a quantitative analysis, the GAP had identified as a critical parameter for the environmental footprint of BEREC the direct GHG contributions due to the air travel of staff participating in physical meetings. For the BEREC Office, the critical parameters for its environmental footprint were both the direct GHG contributions from the air travel of staff and the size of office, which determined the electricity and gas consumption as well as the presence of staff at the office, which influenced their commuting behaviour. Based on the above, the GAP proposed actions to be implemented from 2025 for improving the environmental footprint of BEREC and the BEREC Office.</p>
Conclusion	The MB approved the document for publication, subject to the agreed amendments.

5. AOB

5.1 Information on the 59th MB plenary meeting (7 June 2024, Jurmala, Latvia)

Document(s)	No documents
Introduction by	Representative of the host NRA (SPRK)
Background information	The representative of the host NRA provided information on the logistics of the next 59th MB ordinary meeting which would take place on 6-7 June 2024 in Latvia.

Conclusion	The MB took note of the information.
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