The BEREC Market & Economic Analysis Working Group

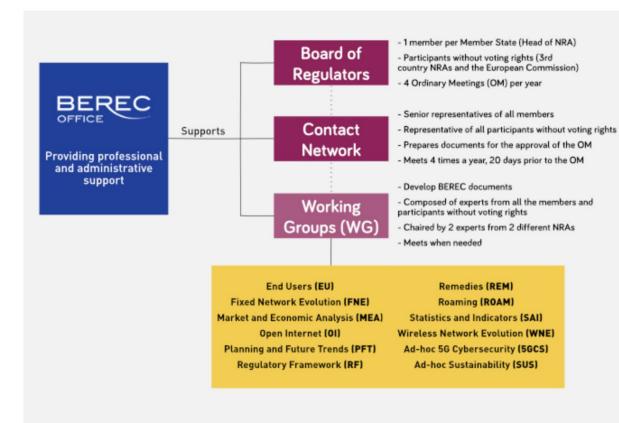
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EaPeReg Workshop on Market Analysis 21 May 2021

Body of European Regulators for Electronic Communications







ADVICE TO

- Council of the EU
- European Commission
- European Parliament

OUTCOMES

- Advice
- Common position/ approaches
- Databases
- Decisions
- Guidelines
- Methodologies
- Opinions
- Recommendations
- Regulatory best practices
- Reports/ Snapshots
- Strategies
- Studies
- Work Programmes
- Workshops

INTERACTION WITH THE PUBLIC

- Public consultations
- Public debriefings #BERECpublic
- Public hearings
- Stakeholders' forum #BERECforum

COOPERATES WITH

- Competent authorities of 3rd countries
- Competent EU bodies, offices, agencies and advisory groups
- International organisations
- Other competent authorities





- In charge of all activities related to economic and market issues.
- Mainly focused on aspects related to market analysis in the context of the EECC, and this year also in the DMA
- Most of the members of the WG are experts involved in the market analysis departments at NRAs.
- Background on microeconomics, but also engineers & lawyers
- A variable number of members depending on the year and PRDs. NRAs nominate experts once a year, but it is dynamic. 30-40 members, around 10 of them drafting) divided in different PRDs
- The EC also participate in most activities with experts (not drafting, but providing comments and participating in discussions)
- Organisation:
 - Co-Chairs (coordination, external interaction, defending documents, and sometimes also drafting)
 - Drafters (preparing first versions for sections and evolving them based on comments received)
 - Members (providing written comments and participating in discussions)
 - Experts from BEREC Office (preparing minutes, summaries, processing questionnaires, etc.)
- Experts from NRAs are also working on national issues, what is good.
- An excellent network of experts to also exchange views on national issues.



- Previous year: BEREC workprogramme is prepared and adopted: PRDs assigned to WGs
- December-January: call for experts
- January: First meeting (agreement on splitting of work)
- Iteractions preparing drafts, commenting and discussing. Mainly done by VCF. Works well.
- Workshops with stakeholders may take place (some of them open to public)
- Questionaries for NRAs and operators, when needed, are sent and processed.
- Delivery to CN: 10 days before CN
- Once sent to CN, out of control of the WG, just changes agreed at CN
- Delivery to Plenary: 10 days before Plenary
- Approval by BoR: publication (if not internal)
- Most reports to be subject to PC: final report to be delivered two plenaries later including a summary of responses received.



Published reports & Opinions prepared by MEA-WG (2021-2016)

- BEREC Opinion on the European Commission's proposal for a Digital Markets Act". BoR (21) 35. March, 2021
- "Draft BEREC Report on the ex ante regulation of digital gatekeepers". BoR (21) 34. March, 2021
- "BEREC Response to the Public Consultations on the Digital Services Act Package and the New Competition Tool" BoR (20) 138. September, 2020.
- "Draft BEREC Guidelines to foster the consistent application of the criteria for assessing co-investments in new very high capacity network elements" BoR (20) 113. June, 2020.
- "BEREC response to the EC public consultation on the review of the Recommendation on relevant markets" BoR (19). 107 June, 2019.



Published reports & Opinions prepared by MEA-WG (2021-2016)

- "BEREC Report on the Data Economy". BoR (19) 106. June, 2019. See: https://berec.europa.eu/eng/document_register/subject_matter/berec/reports/8599-berec-report-on-the-data-economy
- "BEREC Report on Access to physical infrastructure in the context of market analysis" BoR (19) 94. June, 2019.
- "BEREC Report on the application of the Common Position on geographic aspects of market analysis" BoR (18) 213. December, 2018.
- "BEREC Report on Post-Merger Market Developments Price Effects of Mobile Mergers in Austria, Ireland and Germany" BoR (18) 119. June, 2018.



Published reports & Opinions prepared by MEA-WG (2021-2016)

- "BEREC Opinion on draft SMP Guidelines" BoR (18) 50. March, 2018.
- "BEREC report on the impact of premium content on ECS markets and the effect of devices on the open use of the Internet" BoR (18) 35. March, 2018.
- "BEREC report on the outcome of the public consultation on the impact of premium content on ECS markets and the effect of devices on the open use of the Internet" BoR (18) 34. March, 2018.
- "BEREC response to the public consultation from the EC on the update of the SMP Guidelines" BoR (17) 115. June, 2017.
- "BEREC Report on Oligopoly analysis and regulation" BoR (15) 195. December, 2015.



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