

Subgroup Terms of Reference for 2017

Name of Subgroup (SG)	Future-proofing ERGA Subgroup
SG Chair, NRA	Benedetta Liberatore, AGCOM
Background	<p>This new Subgroup is focused on ERGA's internal processes and will aim to identify possible improvements to ERGA's current operation and functioning. It does so in the context of ongoing discussions between EU co-legislators around new tasks for NRAs and for ERGA itself in a revised AVMS Directive.</p> <p>In addition, this SG will deal with any technical request by the Commission in relation to subjects covered by the AVMSD review proposals.</p>
Subgroup scope and purpose	<p>1) The SG shall first of all focus on the internal operational improvement identified as fundamental in the Work Programme 2017, i.e. the drafting of internal guidelines on the functioning of ERGA Sub Groups. This work shall be carried out also by taking stock of other European regulatory platforms' experience on sub-groups-related functioning and discipline, and carefully evaluating ERGA's specificities.</p> <p>At a second stage, the SG will also assess whether any need might arise to standardize/improve other internal ERGA practices, as well as to update the Rules of Procedure.</p> <p>The SG will also develop preliminary ideas around the possible procedural implementation aspects stemming from the Commission's legislative proposals, e.g. institutional solutions to possible new tasks, taking into account the progress of the legislative debate.</p> <p>2) Parallel to this "procedural" work-stream, in relation to the ongoing AVMSD review process, this SG shall also be ready to make preparations for an advice after a possible specific request that might be put forward by the European Commission with regard to the practical application of proposed provisions in the AVMSD.</p> <p>To this end, the SG will follow the debate progressing at EU Parliament and Council, and be prepared to provide technical analyses on matters under ERGA's remit.</p> <p>Such analyses will then inform any ERGA response.</p> <p>In order to be ready in the second half of 2017 to potentially focus more on the implementation of NRAs and ERGA's new tasks envisaged by the proposed AVMSD (should this latter be approved by then), it could be appropriate to target the finalization of the first work stream by mid-2017, while the second one will continue up until the end of the co-legislative process.</p>

Deliverable 1

Deliverable type	Internal document
Deliverable title	Internal guidelines on the functioning of ERGA Subgroups
Due date	June/July (approval by electronic means)/Plenary 2 2017 (to be discussed)
Public consultation	No
Publication	No

Allocated Resources

Active members (drafters)	AGCOM (chair), CvDM, CBRS; CNMC; NMHH, OFCOM
Members	KommAustria, CSA /VRM/ Medienrat, AEM, CRTA, TJA, CSA, DLM, NCRTV, Medietilsynet, CNA, KRRit, AKOS, SPBA, FICORA
Other resources	N/A

Work flow (internal and external milestones)

Date	Action / deliverable	Internal Subgroup only	External Board, CN, Plenary, Publication
Year 2017 ¹			
17 January	Draft Terms of Reference discussed during ERGA Board-meeting	Chair	Board
24 -27 January	SG members to comment on ToR	Chair/Drafters/Members	n/a
TBD	Submission to CN	n/a	CN
9 March	Adoption of ToR	n/a	Plenary, Publication
February/March	SG meeting: agree tasks for drafters and deadlines	Chair/Drafters/Members	n/a
March/April	Circulation of a first draft of internal guidelines for comments	Chair/Drafters/Members	n/a
April/May	Circulation of second draft and possible second meeting for discussion	Chair/Drafters/Members	n/a
May/June	Submission to CN for comments	n/a	CN
June	Submission to Plenary and finalisation of internal guidelines	n/a	Plenary

¹ Where specific dates are not given, they are to be confirmed.

Deliverable 2

Deliverable type	Internal analysis/background papers that might take on external relevance upon ERGA decision.
Deliverable title	N/A
Due date	Continuous work, finalization depending on specific requests by the ERGA Chair and Plenary
Public consultation	No
Publication	Depending on ERGA decision

Allocated Resources

Active members (drafters)	AGCOM (chair), CvDM, CBRS; CNMC; NMHH, OFCOM
Members	KommAustria, CSA /VRM/ Medienrat, AEM, CRTA, TJA, CSA, DLM, NCRTV, Medietilsynet, CNA, KRRit, AKOS, SPBA, FICORA
Other resources	N/A