*08-12-2023*

*Flemish Government*

*Measure name:*

*BE-C[C23]-R[R-203]-M[93]*

**Milestone/target description:**

On the basis of the recommendations put forward by the relevant committees and commissions and reports assessing the possibility to amend their respective legislative frameworks on radiation standards, adaptation and entry into force of the respective legislative frameworks of the Flemish region, Brussels Capital region and Walloon region, amending radiation standards, if deemed necessary and recommended by the relevant committees, to allow for effective 5G spectrum deployment both for private and industrial use.

**Verification mechanism:**

"Summary document duly justifying how the milestone (including the relevant elements of the milestone, as listed in the description of milestone and of the corresponding measure in the CID annex) was satisfactorily fulfilled. This document shall include as an annex the following documentary evidence: 1. Copy of the recommendations of the relevant regional committees or commissions of the three regions. 2. Copy of or link to reports assessing the possibility/necessity to amend the respective legislative frameworks on radiation standards. 3. Copy of or link to respective legislative frameworks entered into force of the Flemish region, Brussels Capital region and Walloon region, amending radiation standards (if deemed necessary and recommended based on the abovementioned recommendations and reports). 4. Short note indicating when the respective legislative frameworks of the three regions entered into force and reference to provisions on date of entry into force."

*[This summary document template is meant to provide a structure for a short summary (around 1-3 pages for most cases) for the milestone or target indicated in the title. It should be uploaded to FENIX alongside the relevant documentary evidence to help the Commission services understand the Member State’s reasoning and evidence demonstrating that the milestone or target has been fulfilled This template provides a general structure that can be adapted as relevant for specific milestones or targets.]*

*[Taken together, the summary document and the attached documentary evidence should* ***address ALL elements of the milestone or target****, notably, the description featuring in the column “Description of each milestone and target” of the table in Section 1 of the CID Annex and the description of the measure in the text of the CID Annex as relevant, taking into account any further specification provided in the Operational Arrangements.]*

*Current target situation:*

**A. Evidence provided:**

*[All evidence should be uploaded to FENIX prior to the submission of the payment request,* ***unless this is impossible for confidentiality, security or technical reasons****. In these cases, the Coordinator should directly contact the Commission to clarify how this evidence will be provided. Member States are responsible for removing personal data prior to the upload to FENIX, except for personal data explicitly required to demonstrate fulfilment of the milestone or target. Please also ensure brief but clear and unique filenames, ideally numbering each file.]*

*[Provide a brief description of the evidence uploaded to FENIX. Where relevant use* ***bullet point format*** *when there are multiple pieces of evidence, with a brief description for each (set of) file(s)*

*[The brief description should include* ***the main reason why the evidence is provided****, including**the date of publication/finalisation and, for lengthy documents, the relevant parts such as DNSH conditions or for legal texts the article indicating entry into force.]*

On the basis of the recommendations put forward by the relevant committees and  
commissions and reports assessing the possibility to amend their respective  
legislative frameworks on radiation standards, adaptation and entry into force  
of the respective legislative frameworks of the Flemish region, Brussels Capital  
region and Walloon region, amending radiation standards, if deemed necessary and  
recommended by the relevant committees, to allow for effective 5G spectrum  
deployment both for private and industrial use.  
  
1. BE-C[C23]-R[R-203]-M[93] Cover note 2023-12-08T12\_46\_31.0367122Z.docx  
2. VR 2021 1012 DOC.1413-7 Normering zendantennes  
3. BVR – VLAREM-stralingsnormen voor uitrol 5G  
4. VR 2022 1006 DOC.0649-1 VLAREM-stralingsnormen voor uitrol 5G - nota

**B. Detailed justification:**

*[Explain clearly how the achievement of the milestone/target is demonstrated by the evidence provided,* ***covering ALL elements of the milestone/target.***  *(e.g. the fact that (i) a certain institution had (ii) to accomplish something (iii) in a certain way in order (iv) to achieve a certain goal (v) by a certain date). The Commission is looking* ***for a clear link between the elements of the milestone/target and the evidence provided.***

*Revision of the legislative framework of the three regions on radiation standards*

*On the basis of the recommendations put forward by the relevant committees and commissions and reports assessing the possibility to amend their respective legislative frameworks on radiation standards, adaptation and entry into force of the respective legislative frameworks of the Flemish region, Brussels Capital region and Walloon region, amending radiation standards, if deemed necessary and recommended by the relevant committees, to allow for effective 5G spectrum deployment both for private and industrial use.*

*"Summary document duly justifying how the milestone (including the relevant elements of the milestone, as listed in the description of milestone and of the corresponding measure in the CID annex) was satisfactorily fulfilled. This document shall include as an annex the following documentary evidence: 1. Copy of the recommendations of the relevant regional committees or commissions of the three regions. 2. Copy of or link to reports assessing the possibility/necessity to amend the respective legislative frameworks on radiation standards. 3. Copy of or link to respective legislative frameworks entered into force of the Flemish region, Brussels Capital region and Walloon region, amending radiation standards (if deemed necessary and recommended based on the abovementioned recommendations and reports). 4. Short note indicating when the respective legislative frameworks of the three regions entered into force and reference to provisions on date of entry into force."*

*i) Structure the section according to the elements in the name, the description and the verification mechanism of the milestone/target;* ***above, these three fields are inserted automatically by the generator, but you will have to structure them according to the next guidelines****.*

*ii) Identify clearly which specific part(s) of the evidence in section A refer(s) to which element of the milestone/target in section B;*

*iii) Ensure references are clear and precise (e.g. specific pages/data fields/articles of law/decree, not general reference to a report, dataset or law/decree)*

*iv) make sure* ***all*** *referenced reports, datasets, laws/decrees as substantiating evidence are uploaded and listed in section A.*

***Example of identifying elements of the milestone****/****target***

*Please find below an example for identifying relevant elements to be addressed*

**[MILESTONE***/***TARGET NAME]:** (i) “Completion of projects awarded under the call for tender”

**[MILESTONE/TARGET DESCRIPTION]** *“ii) Completion of projects awarded under the call for tender “Renewable heat networks” (Flanders), iii) with EUR 39 870 000 executed.*

*“iv) Are excluded: all activities under the Emission Trading Scheme (ETS) with projected CO2 equivalent emissions that are not substantially lower than the relevant benchmarks established for free allocation.”*

**[MILESTONE/TARGET VERIFICATION MECHANISM]** *“ Summary document duly justifying how the milestone (including the relevant elements of the milestone, as listed in the description of milestone and of the corresponding measure in the CID annex) was satisfactorily fulfilled.*

*This document shall include as an annex the following documentary evidence:*

*v) 1. Copy of certificates of completion issued in accordance with the national legislation.*

*vi) 2. Spreadsheet with a list of completed projects, the beneficiaries and the amount being awarded to each contractual counterpart, with an extract of the project specifications reflecting that EUR 39 870 000 have been executed.*

*vii) 3. Copy of the final project report approved by VEKA including:*

*- the description of completed projects*

*- for projects relating to activities under the ETS, the level of projected emissions based on the findings during project implementation and explanation on changes in assumptions and methods made to compute emission reductions (where relevant), an explanation on whether projected emissions remain substantially below benchmarks.”*

*• Element (i); document name*

*• Element (ii); document name*

*• Element (iii);*

*• Element (iv);*

*• Element (v);*

*• Element (vi);*

*• Element (vii).*

**Achievement of the requirements in the description of the measure:**

*The legislation is implemented en can be consulted via: https://navigator.emis.vito.be/detail?woId=38038&woLang=nl https://navigator.emis.vito.be/detail?woId=40606&woLang=nl*

***General comment: above, the 'justification' field was automatically taken from the RRF-tool if the cover note was created via the "generate cover note" function. However, this does not mean that this is sufficient to fill in this section. It is recommended to take this as a starting point and to follow the instructions below.***

[Please explain how the completion of the milestone/target achieves the requirements set in the description of the measure included in the CID Annex. Please provide information on all the relevant requirements mentioned in the description of the measure in the CID Annex. ]

***Example of identifying requirements set in the measure description***

*Please find below an example for identifying relevant requirements in the description of the measure to be addressed:*

**[Measure]**(i) “Completion of projects awarded under the call for tender”

**[Description of the measure]** *“ii) Completion of projects awarded under the call for tender “Renewable heat networks” (Flanders), iii) with EUR 39 870 000 executed.*

*“iv) Are excluded: all activities under the Emission Trading Scheme (ETS) with projected CO2 equivalent emissions that are not substantially lower than the relevant benchmarks established for free allocation.”*

*• Requirement (i) is achieved by…;*

*• Requirement (ii) is achieved by…;*

*• Requirement (iii) is achieved by…;*

*• Requirement (iv) is achieved by….*

*Note: please delete all examples and instructions from the template after finalising this cover note*