

Stakeholders Forum 30 September 2022 Scope and limits of the Postal Sector

> Rita Filipe Silva, ANACOM ERGP Regulatory Framework WG co-chair

## **Background – Why is important to set limits?**



- Blurred boundaries between postal and the other markets
- Need to clarify the European legal regime applicable to delivery operators
- Delivery operators could be subject to national provisions in various types of legislation
- A clear definition of the boundaries of the postal sector would provide NRAs legal certainty

## ERGP PL 20 (7) Postal Definitions and scope





**Report on Postal Definitions** 





- transport alone is not a postal service
- no definition of transport in the PSD
- the weight limit threshold should be consistent in the legislation







- No EU logistics regulatory framework
- In case a logistic undertaking offers one or more services related to the postal value chain, that undertaking could be considered a postal operator for that particular activity





- The same on-line platform/e-retailer can be or not a postal provider
- No reason to exclude platforms that engage in postal activities from the sector

**Digital Services:** i) The scope of the postal market depends on physical items being processed for their conveyance from one location to another; ii) digital services relying exclusively on electronic communications would not be postal services

## **Food delivery**

- E-retailers or food providers could be "postal service providers" (Confetra)
- No operational difference
- Further study, together with the online platforms





**ERGP** insights

- Postal service:
  - processing physical items with the objective of their delivery at a specified address or location
  - containing communications, information or goods, being processed for the purpose of their conveyance from one location to another





- Operational stages: important components in the definition of postal services but cannot be used as a distinguishing criterion
- Relevant parameters to be used, in combination: weight limit, the address, the physical component and the operational stages
- Use the different parameters in a multi-dimensional way to have futureproof definitions and ensure their consistent application in all members

## Thank you

