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## □ PARLIAMENT APPROVES ELECTRONIC COMMUNICATIONS LAW

The Portuguese Parliament approved on 11 December the new Electronic Communications Law, which transposes into the national legal order the European regulatory package with the new legal regime for the sector, known as "99 Review". The measure awaits promulgation by the President and subsequent publication.

Significant new features of this law include enhancement of the powers of the

*Autoridade Nacional de Comunicações* (ANACOM), a substantial increase to the limit on fines applied by this regulatory authority (which rises from 45 000 to 5 million euros), the establishment of a municipal fee on rights of way and definition of the regime for operators' access to telecommunications infrastructure conduits. <

## ■ MARKET ANALYSIS - CALENDAR

In the scope of the new regulatory framework for electronic communications, and to apply Recommendation 2003/311/EC of the European Commission, of 11 February 2003\*, the *Autoridade Nacional de Comunicações* (ANACOM) has defined stages for the analysis of markets, along with a corresponding working calendar. However, the divulgation of some measures that impact the market, such as the designation of operators with significant market power (SMP), will only take place when transposition of the new framework is completed.

### • Fixed Services in Narrowband

- Markets 1 to 6: Access and services
  - Public consultation (completed)
  - Data collection (completed)
  - Definition of relevant markets (completed)
  - Designation of operators with SMP (completed)
  - Definition of remedies (near completion)
- Markets 8 to 10: Interconnection
  - Public consultation
  - Data collection (completed)
  - Definition of markets (completed)
  - Designation of operators with SMP (near completion)
  - Definition of remedies (near completion)

### • Lines

- Markets 7, 13 and 14
  - Public consultation (completed)
  - Data collection (completed)
  - Definition of markets (end of December)
  - Designation of operators with SMP (end of December)
  - Definition of remedies (under way)

### • LLU and Broadband Services

- Markets 11 and 12
  - Public consultation (completed)
  - Data collection (completed)
  - Definition of markets (January)
  - Designation of operators with SMP (January)
  - Definition of remedies (under way)

### • Mobile services

- Markets 15 and 16
  - Public consultation (December)
  - Data collection (end of January)
  - Definition of markets
  - Designation of operators with SMP
  - Definition of remedies

### • Tele-broadcasting

- Market 18 (postponed)

\*Commission Recommendation 2003/311/EC of 11 February 2003, concerning relevant markets for products and services in the electronic communications sector subject to *ex ante* regulation, in line with the provisions of Directive 2002/21/EC of the European Parliament and of the Council, concerning a common regulatory framework for electronic communications networks and services (full text at <http://www.anacom.pt/template20.jsp?categoryId=58713&contentId=93379>). <

## ■ CURRENT EVENTS

### INTERCONNECTION PRICES FOR 2004

The *Autoridade Nacional de Comunicações* (ANACOM) has requested that PT Comunicações submit, under terms of paragraph c) of section 1 of article 9 of Decree-Law no. 415/98 of 31 December, and within 15 days, a proposal on interconnection prices to be in effect in 2004, which specifically takes into account the expected evolution of costs, based among others on efficiency criteria.

According to the ANACOM determination adopted on 13 November, and under terms of article 9 of Directive 2002/19/EC of the European Parliament and of the Council (Access Directive), all imposed obligations concerning access and interconnection should be maintained, specifically as per article 7 of Directive 97/33/EC (orientation to costs obligations and publication of a reference offer), until those obligations are revised and a decision made in the context of applying the new regulatory framework.

:: <http://www.anacom.pt/template12.jsp?categoryId=84230>

### ANACOM REORGANISATION

ANACOM has been subject to reorganisation dividing its internal organisation into three domains: a domain supporting the Board of Administration, comprising the Departments of Convergence and Development (DCD in the Portuguese), Studies and Strategy (DEE), Management and Board Support (DGA) and External Affairs (DRE); an operational domain comprising the Directorates of Inspection and Investigation (DFI), Spectrum Management (DGE), Regulation and Legal Affairs (DRJ), Market Regulation (DRM) and Technology and Equipment (DTE); and, lastly, an organisational support domain, comprising the Image and Communication Department (DCI) and the Financial and Administrative Directorate (DFA). Likewise determined was the Board of Administration's delegation of powers to the various ANACOM directors. Detailed information at <http://www.anacom.pt/template20.jsp?categoryId=3730&contentId=142223>.

### PT COMUNICAÇÕES RETAIL OFFER

Given the provisions of section 4 of article 33 of the Regulation on the Operation of Fixed Telephone Service, the ANACOM Board of Administration did not oppose the entrance into force of the PT Comunicações retail offer, based on the new service class of the "PT ADSL Network" offer. ANACOM's decision was made public in a statement released on 13 November. Additional information at <http://www.anacom.pt/template15.jsp?categoryId=38015>.

### PORTED NUMBERS

Some 136 261 telephone numbers had been ported by the end of November, of which 114 118 pertained to fixed telephone service (FTS), 21 930 to land mobile service (LMS) and 213 to non-geographic services.

:: <http://www.anacom.pt/template25.jsp?categoryId=39090>

### STATISTICAL DATA - 3RD QUARTER 2003

In the next edition of *Spectru*, ANACOM will publish the regular supplement containing statistical data on various postal and telecommunications services. For the time being, statistics are available for the third quarter of 2003 on cable distribution networks and data transmission services and internet access (at <http://www.anacom.pt/template15.jsp?categoryId=3476>).

### SMS INDICATORS IN THE FIXED NETWORK

ANACOM approved on 13 November the introduction of a number of indicators, on written messages (SMS) in the fixed network, into the package of statistical information that fixed telephone service providers must submit to the Authority.

:: <http://www.anacom.pt/template9.jsp?categoryId=3730>

### THE SEA AND EMERGENCY COMMUNICATIONS

ANACOM board member Saraiva Mendes took part in the Naval Academy symposium on "The Sea and the Future of Portugal", held in Lisbon on 22-24 October, and delivered a presentation on "Emergency Communications on the Portuguese Coast" in which he focused on the delay in the operational start-up of land infrastructures in the Portuguese component of the Global Maritime Distress and Safety System (GMDSS), which was to have been introduced in early 1999. He added that the situation has been aggravated by the fact that Portugal Telecom (PT) will no longer be obliged to ensure public correspondence communications for maritime mobile service one year after Decree-Law no. 31/2003 of 17 February took effect. He nevertheless admitted that the solution to be adopted should be based on PT infrastructures.

### 2004 EUROPEAN FOOTBALL CHAMPIONSHIP

ANACOM has produced an information sheet on access to radiocommunications during the 2004 European Football Championship.

:: <http://www.anacom.pt/template12.jsp?categoryId=86192>



## □ COMMUNICATIONS CONGRESS - CONCLUSIONS

Solutions to encourage more competition in fixed networks and the launch of third generation mobile based on UMTS technologies dominated the 13th Communications Congress, an initiative of the Portuguese Association for the Development of Communications (APDC), held on 18-20 November in Lisbon.

In his speech during the habitual closing debate of the congress on the state of the nation of communications in Portugal, the president of the *Autoridade Nacional de Comunicações* (ANACOM) stated that the current regulatory period provided "a good opportunity" to study one of the two structural measures to increase competition in fixed communications: separation of the two national telecommunications networks, the fixed network and the cable network, both the

property of Portugal Telecom, or separation of the wholesale and retail activities of that company.

Álvaro Dâmaso's statements were in line with pretensions of the new fixed operators, who held that the fixed business has been penalised.

Regarding UMTS, the ANACOM president said he was convinced conditions were in place to proceed with its pre-commercial launch at the start of 2004, with the definitive launch in a year and a half. Also, at the congress opening Economy Minister Carlos Tavares defended making UMTS conditions flexible if necessary and the launch, even if phased, of the third generation on 1 January, and did not favour a new postponement.



## □ OVERSIGHT OF THE 707, 708 AND 809 DIALLING CODES

The 707 and 708 (universal access services) and 809 (shared cost call services) dialling codes have in some cases been used abusively, particularly for the undue provision of audiotext services, the *Autoridade Nacional de Comunicações* (ANACOM) has detected. Given this situation, and following on inspection and investigation actions, ANACOM has initiated various countermending proceedings whose fines may reach 45 000 euros.

Access to audiotext services should be via the 601, 607, 608, 646 and 648 dialling codes.

:: <http://www.anacom.pt/template9.jsp?categoryId=3730>

## MAXIMUM RETAIL PRICES

Meanwhile, ANACOM adopted on 28 November a draft decision on maximum retail prices to practice in the context of numbers in the 707, 708 and 809 ranges.

Under the terms of articles 100 and 101 of the Code of Administrative Procedure, interested parties were given 10 days to comment on this draft decision.

:: <http://www.anacom.pt/template20.jsp?categoryId=3730&contentId=145132>

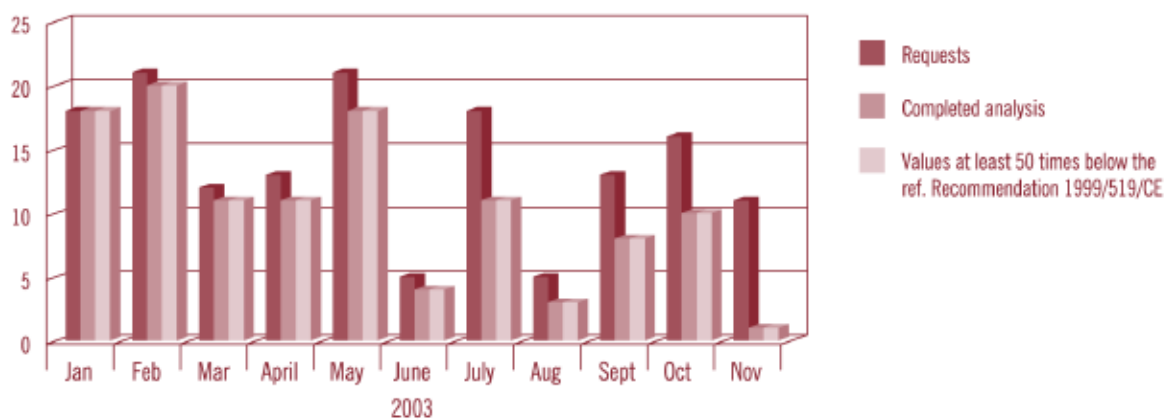
## □ EVALUATION OF NON-IONISING RADIATION

Some 563 requests concerning non-ionising radiation were received by the *Autoridade Nacional de Comunicações* (ANACOM) by the end of November, for the analysis of tangible situations; 520 cases (78 of them involving teaching institutions) were resolved, many of them following on-site measurements.

The verified results indicate values that are at least 50 times below the reference levels for power density set in Recommendation of the European Union Council 1999/519/EC of 12 July 1999. Only eight exceptions were noted, seven of which have meanwhile been resolved.

### EVALUATION OF NON-IONISING RADIATION

2003	January	February	March	April	May	June	July	August	September	October	November	TOTAL
Requests	18	21	12	13	21	5	18	5	13	16	11	153
Completed analysis	18	20	11	11	18	4	11	3	8	10	1	115
Values at least 50 times below the ref. Recommendation 1999/519/CE	18	20	11	11	18	4	11	3	8	10	1	115



## ■ NEWLY ENACTED LEGISLATION

- **ICP-ANACOM notice** (III Series of the *Diário da República* of 18 November) - Makes public that the conditions imposed by the *Autoridade Nacional de Comunicações* (ANACOM) on the Grupo PT, concerning the new service class of the "PT ADSL Network" offer, are available on the ANACOM website.
- **Decree-Law no. 282/2003** (I Series-A of the D.R. of 8 November) - Authorises the Games Department of Lisbon's *Santa Casa da Misericórdia* charity institution to register bets and pay lottery prizes and mutual bets in electronic distribution channels (internet, cash machines, mobile telephones, telephones, television, etc.) by means of a multi-channel access platform.
- **Notices no. 11 926/2003, 11 927 and 11 928** (II Series of the D.R. of 8 November) - Of the ICP-*Autoridade Nacional de Comunicações* (ANACOM), containing the delegation of powers in ANACOM's internal reorganisation process.

The 27 November Council of Ministers approved a resolution that appoints Anabela Damásio Caetano Pedrosa as the new co-ordinator of the Innovation and Knowledge Mission Unit (UMIC) established by Council of Ministers Resolution no. 135/2002 of 20 November. The new co-ordinator, who has the status of *chargé d'affaires*, should provide the necessary support to the respective manager in the exercise of her functions.

→ :: <http://www.governo.gov.pt/Portal/EN/>

## □ EUROPEAN UNION

### 9TH IMPLEMENTATION REPORT

Despite the evident signs of an upsurge in the sector, the European Commission is concerned about delays in implementation of the new regulatory framework by seven member States, among them Portugal. At the reference date of 1 November, only Denmark, Spain, Ireland, Italy, Austria, Finland, Sweden and the United Kingdom had transposed the five new directives into their internal legal orders. The 9th report on implementation of the regulatory package for electronic communications in the European Union, adopted on 19 November, calls attention to two driving forces behind telecommunications development: the growth of mobile systems, whose penetration rate has reached up to 90 percent in some of the fifteen member States, and the development of broadband. Fixed broadband accesses practically doubled in 2003 over the previous year, the report indicates. However, investment in this area remains a fundamental challenge, in order to increase European competitiveness.

:: [http://europa.eu.int/rapid/start/cgi/guesten.ksh?p\\_action.gettxt=gt&doc=IP/03/1572|0|RAPID&lg=EN](http://europa.eu.int/rapid/start/cgi/guesten.ksh?p_action.gettxt=gt&doc=IP/03/1572|0|RAPID&lg=EN) ;

:: [http://europa.eu.int/information\\_society/topics/ecom/all\\_about/implementation\\_enforcement/annualreports/9threport/index\\_en.htm](http://europa.eu.int/information_society/topics/ecom/all_about/implementation_enforcement/annualreports/9threport/index_en.htm)

### INFRINGEMENTS FOR NON-TRANSPOSITION OF THE PERSONAL DATA DIRECTIVE

Infringement proceedings have been launched against nine member States - Portugal, Belgium, Germany, Greece, France, Luxembourg, the Netherlands, Finland and Sweden - for failing to transpose by 31 October the directive on the treatment of personal data and the protection of privacy in electronic communications.

:: [http://europa.eu.int/rapid/start/cgi/guesten.ksh?p\\_action.gettxt=gt&doc=IP/03/1663|0|RAPID&lg=EN](http://europa.eu.int/rapid/start/cgi/guesten.ksh?p_action.gettxt=gt&doc=IP/03/1663|0|RAPID&lg=EN)

### EUROPEAN SPACE POLICY HAS WHITE PAPER

The White Paper on European Space Policy was formally adopted and presented by the Commission on 11 November.

Additional information at:

:: [http://europa.eu.int/rapid/start/cgi/guesten.ksh?p\\_action.gettxt=gt&doc=SPEECH/03/529|0|RAPID&lg=FR](http://europa.eu.int/rapid/start/cgi/guesten.ksh?p_action.gettxt=gt&doc=SPEECH/03/529|0|RAPID&lg=FR) ;

:: [http://europa.eu.int/rapid/start/cgi/guesten.ksh?p\\_action.gettxt=gt&doc=IP/03/1530|0|RAPID&lg=EN](http://europa.eu.int/rapid/start/cgi/guesten.ksh?p_action.gettxt=gt&doc=IP/03/1530|0|RAPID&lg=EN) ;

:: [http://europa.eu.int/rapid/start/cgi/guesten.ksh?p\\_action.gettxt=gt&doc=MEMO/03/227|0|RAPID&lg=EN](http://europa.eu.int/rapid/start/cgi/guesten.ksh?p_action.gettxt=gt&doc=MEMO/03/227|0|RAPID&lg=EN)

### NOTICES UNDER TERMS OF ARTICLE 7

All notices sent by the regulatory authorities to the Commission concerning market analysis and the identification of operators with significant market power, compulsory under the 99 Review package, are available at <http://forum.europa.eu.int/Public/irc/info/ecctf/home> .

### FINANCING OF GREEK POSTAL SERVICE APPROVED

The Commission announced on 11 November that it had approved aid worth 415 million euros to help the Greek postal service modernise.

:: [http://europa.eu.int/rapid/start/cgi/guesten.ksh?p\\_action.gettxt=gt&doc=IP/03/1525|0|RAPID&lg=EN](http://europa.eu.int/rapid/start/cgi/guesten.ksh?p_action.gettxt=gt&doc=IP/03/1525|0|RAPID&lg=EN)

### COMMUNICATION ON WRC03

The Commission adopted on 19 November a communication in which it underscores the successful outcome for European positions attained at the World Radiocommunications Conference (WRC03), which ended in July of this year, and identifies subsequent actions to take.

:: [http://europa.eu.int/rapid/start/cgi/guesten.ksh?p\\_action.gettxt=gt&doc=IP/03/1571|0|RAPID&lg=EN](http://europa.eu.int/rapid/start/cgi/guesten.ksh?p_action.gettxt=gt&doc=IP/03/1571|0|RAPID&lg=EN)

### LAUNCH OF IPV6

The new version of the Internet Protocol, known as IPv6, will be presented in Brussels on 15-16 January. Details at <http://www.global-ipv6.net/> .

### E-COMMERCE

A report released on 21 November studies application of the electronic commerce directive adopted in 2000.

:: [http://europa.eu.int/rapid/start/cgi/guesten.ksh?p\\_action.gettxt=gt&doc=IP/03/1580|0|RAPID&lg=EN](http://europa.eu.int/rapid/start/cgi/guesten.ksh?p_action.gettxt=gt&doc=IP/03/1580|0|RAPID&lg=EN)

### EUROPEAN SCIENCE WEEK

The 10th European Science Week ran from 3 to 9 November and included a broad range of initiatives, from fairs and debates to games, competitions and participation in real and virtual science villages.

:: [http://europa.eu.int/rapid/start/cgi/guesten.ksh?p\\_action.gettxt=gt&doc=IP/03/1495|0|RAPID&lg=EN](http://europa.eu.int/rapid/start/cgi/guesten.ksh?p_action.gettxt=gt&doc=IP/03/1495|0|RAPID&lg=EN)

### EUROPEAN GROWTH INITIATIVE

The European Growth Initiative was drawn up in articulation with the European Investment Bank and will be presented at the December European Council. It will channel 14 million euros to high speed communications and innovation. Details at [http://europa.eu.int/rapid/start/cgi/guesten.ksh?p\\_action.gettxt=gt&doc=IP/03/1521|0|RAPID&lg=EN&display=](http://europa.eu.int/rapid/start/cgi/guesten.ksh?p_action.gettxt=gt&doc=IP/03/1521|0|RAPID&lg=EN&display=) .

### ECONTENT PROGRAMME

The 2003-2004 working programme of eContent, whose aim is to promote European digital content in global networks, is available at [ftp://ftp.cordis.lu/pub/econtent/docs/work\\_programme\\_2003\\_2004\\_en.pdf](ftp://ftp.cordis.lu/pub/econtent/docs/work_programme_2003_2004_en.pdf) .

### NEW SECTION ON SPECTRUM POLICY

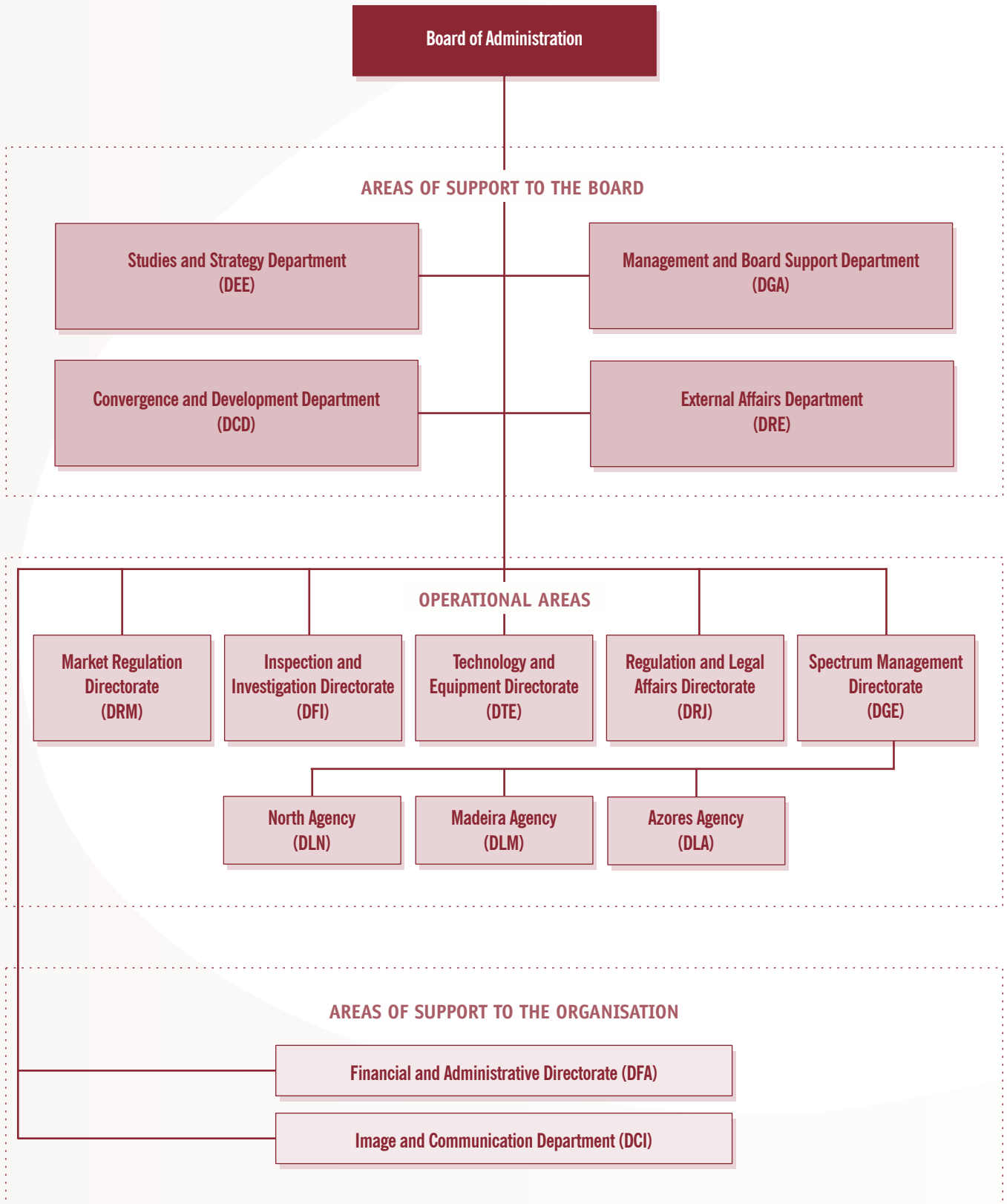
All information on community policy in matters of radio spectrum policy may be consulted at [http://europa.eu.int/information\\_society/topics/radio\\_spectrum/index\\_en.htm](http://europa.eu.int/information_society/topics/radio_spectrum/index_en.htm) .

### EUROPEAN REGULATORS GROUP FOR ELECTRICITY AND GAS

As part of the liberalisation of these markets, which should be fully implemented by 1 July 2007, the European Regulators Group for Electricity and Gas was established on 12 November.

:: [http://europa.eu.int/rapid/start/cgi/guesten.ksh?p\\_action.gettxt=gt&doc=IP/03/1536|0|RAPID&lg=EN](http://europa.eu.int/rapid/start/cgi/guesten.ksh?p_action.gettxt=gt&doc=IP/03/1536|0|RAPID&lg=EN)

## ANACOM ORGANISATION CHART



## ANACOM ORGANISATION CHART - MISSION

**BOARD OF ADMINISTRATION**

The Board of Administration of ICP-ANACOM is comprised of a president and two members, appointed by the Council of Ministers upon proposal by the ministry of tutelage for a non-renewable five-year period. It is responsible for defining and accompanying ICP-ANACOM's strategy of activities. The members of the Board of Administration, who are subject to a specific incompatibility

regime, have five-year non-renewable mandates.

The current president of the Board is Álvaro Dâmaso and the two other members are José Saraiva Mendes and Maria do Carmo Seabra. They were appointed by Council of Ministers Resolution no. 61/2002 of 4 July 2002 and took office the following 8 July.

**AREAS OF SUPPORT TO THE BOARD****STUDIES AND STRATEGY DEPARTMENT - DEE**

**Director:** Teresa Sobral Caetano

**Mission:** To provide complete and integral information on markets and entities that operate in the communications sector.

**CONVERGENCE AND DEVELOPMENT DEPARTMENT - DCD**

**Director:** Mário de Freitas

**Mission:** To study and monitor the development of new services in the convergence context.

**MANAGEMENT AND BOARD SUPPORT DEPARTMENT - DGA**

**Director:** Luís Filipe de Menezes

**Mission:** To oversee implementation of the activities and procedures inherent to the Board of Administration's work and decision-making.

**EXTERNAL AFFAIRS DEPARTMENT - DRE**

**Director:** José Sousa Barros

**Mission:** To oversee ICP-ANACOM's intervention in bodies and other international institutions and to undertake co-operation initiatives within the scope of ICP-ANACOM's area of activity.

**OPERATIONAL AREAS****MARKET REGULATION DIRECTORATE - DRM**

**Director:** João Castro

**Mission:** To ensure conditions for the development of communications sector markets and the defence of consumer interests.

**REGULATION AND LEGAL AFFAIRS DIRECTORATE - DRJ**

**Director:** Luís Filipe de Menezes

**Mission:** To work on the definition, accompaniment and development of the legal framework for communications and to provide legal assessment of ICP-ANACOM's regulatory and oversight activity.

**INSPECTION AND INVESTIGATION DIRECTORATE - DFI**

**Director:** António Vassalo

**Mission:** To ensure that the operators and other providers of services in the communications sector comply with laws and regulations, and the determinations handed down by ICP-ANACOM as per its powers as the communications sector regulatory body.

**SPECTRUM MANAGEMENT DIRECTORATE - DGE**

**Director:** Maria Luísa Mendes

**Mission:** To oversee spectrum planning, management and control to ensure effective and efficient usage of same.

**TECHNOLOGY AND EQUIPMENT DIRECTORATE - DTE**

**Director:** Manuel Pedrosa de Barros

**Mission:** To ensure technological knowledge in the area of communications services and networks, and also of systems included in ICP-ANACOM's postal activity.

**NORTH AGENCY - DLN**

**Director:** Carlos Carvalho

**MADEIRA AGENCY - DLM**

**Director:** João Ferreira da Silva

**AZORES AGENCY - DLA**

**Director:** João Paim Vieira

**AREAS OF SUPPORT TO THE ORGANISATION****FINANCIAL AND ADMINISTRATIVE DIRECTORATE - DFA**

**Director:** Fernando Carreiras

**Mission:** To oversee the planning and financial management of human resources and information technologies, as well as the functioning of ICP-ANACOM facilities.

**IMAGE AND COMMUNICATION DEPARTMENT - DCI**

**Director:** Fátima Aragão Botelho

**Mission:** To assure the divulgation of information by overseeing the means of internal communication, institutional communication with the market and support for users of communications services.

## □ CEPT MEETINGS

### RA5

The RA5 project team (PT) of the working group on Regulatory Affairs (WG RA) of the Electronic Communications Committee (ECC), which succeeds the former PT5 (satellite affairs), met in Copenhagen on 25 and 26 November.

:: <http://www.anacom.pt/template20.jsp?categoryId=85971&contentId=145979>

### CERP - PLENARY SESSION

The main topics in focus at the 29th plenary session of the European Committee for Postal Regulation (CERP), which met on 20-21 November in Bucharest, Romania, were transposition of the Postal Directive, negotiations

→ :: <http://www.cept.org> :: <http://www.ero.dk>

on postal services in the context of the World Trade Organisation (WTO), the VAT Directive, and preparation of the 23rd Congress of the Universal Postal Union (UPU).

:: <http://www.anacom.pt/template20.jsp?categoryId=85972&contentId=145981>

### CERP - WG ECONOMIC ISSUES

The CERP working group on Economic Issues met on 6-7 November in Budapest, Hungary, where participants reviewed progress made by the group and developments in the context of terminal dues systems of the Universal Postal Union (UPU) and the REIMS II Agreement.

:: <http://www.anacom.pt/template20.jsp?categoryId=85972&contentId=145983>



## □ PLENARY SESSIONS

### INDEPENDENT REGULATORS GROUP (IRG)

The Independent Regulators Group (IRG) met in plenary session on 20 November in Budapest, Hungary, and adopted principles of implementation and best practices (PIBs) for the application of corrective measures in the mobile termination market. The IRG plenary session was preceded by a meeting of the Contacts Network, held on 6-7 November in Rome, with the aim of preparing for that meeting.

Additional information on the plenary session at <http://www.anacom.pt/template20.jsp?categoryId=86010&contentId=145994>.

### EUROPEAN REGULATORS GROUP (ERG)

The European Regulators Group (ERG) met on 21 November, also in Budapest, and adopted a draft common position on bitstream access.

:: <http://www.anacom.pt/template20.jsp?categoryId=85950&contentId=145975>

:: <http://www.anacom.pt/template20.jsp?categoryId=3730&contentId=145155>



## □ EU

### SPECTRUM POLICY GROUP

The first meeting of a subgroup of the Spectrum Policy Group (RSPG) whose mission is to study some aspects related to secondary spectrum commerce, and which is preparing a public consultation on that subject, was held on 21 November in Schipol, the Netherlands.

:: <http://www.anacom.pt/template20.jsp?categoryId=85950&contentId=145963>

### POSTAL DIRECTIVE COMMITTEE

Transposition of the Postal Directive in the member countries and in countries soon to join the European Union (EU) and work undertaken by the European Committee for Standardisation (CEN) dominated the fourth meeting of the Postal

Directive Committee, held on 25 November in Brussels.

:: <http://www.anacom.pt/template20.jsp?categoryId=85950&contentId=145965>

### GALILEO - GLS GROUP

The group of European Union administrations associated to the European satellite radionavigation system known as Galileo (GLS group) met in Paris on 7 November. The meeting focused on preparation for the first consultation meeting between RNSS (radionavigation by satellite service) system notifying administrations.

:: <http://www.anacom.pt/template20.jsp?categoryId=85950&contentId=145966>



## ■ OJEU

• **Commission Decision (2003/792/EC)** - Declares a concentration to be compatible with the common market and the EEA Agreement (Case COMP/M.2903 - DaimlerChrysler/Deutsche Telekom/JV). Dated 30 April and published on 18 November.

:: <http://europa.eu.int/eur-lex/en/oj/index.html>



## NEWS FROM OTHER COUNTRIES

**SPAIN - Ministerio de Ciencia y Tecnología (MCT)** - The state secretary for telecommunications and information society, Carlos López Blanco, presented on 24 November the Spanish viewpoint regarding the World Summit on the Information Society (WSIS). The work titled "La Sociedad de la Información en el siglo XXI: un requisito para el desarrollo" [The Information Society in the 21st Century: a requirement for development] is available at [http://www.mcyt.es/asp/ministerio\\_informa/prensa/np24-11-03.htm](http://www.mcyt.es/asp/ministerio_informa/prensa/np24-11-03.htm). The National Research and Development Plan for 2004-2007 has been approved.

:: [http://www.mcyt.es/asp/ministerio\\_informa/prensa/np07-11-03.htm](http://www.mcyt.es/asp/ministerio_informa/prensa/np07-11-03.htm)

Also, the project that puts forward ways to migrate to personal numbering systems may be consulted at <http://www.setsi.mcyt.es/>.

**FRANCE - Autorité de Régulation des Télécommunications (ART)** - ART recently published two studies, one on consumer perception vis-à-vis the telecommunications sector (at <http://www.art-telecom.fr/communiqués/communiqués/2003/index-c031203-2.htm>) and another concerning the installation of communications networks in the public and private domains.

:: <http://www.art-telecom.fr/communiqués/communiqués/2003/index-c031203.htm>

France Telecom's reference interconnection offer was approved and published by the regulator on 20 November.

:: <http://www.art-telecom.fr/communiqués/communiqués/2003/index-c201103.htm>

**UNITED KINGDOM - Office of Communications (Ofcom)** - Although the super-regulator's formal start-up is scheduled for 29 December, Ofcom has already assumed some duties in practice, including the launch, together with the Radiocommunications Agency (one of the five bodies the former will absorb), of a consultation on spectrum commercialisation. The deadline for the reception of comments is 13 February 2004.

:: [http://www.ofcom.org.uk/consultations/current/spectrum\\_trading/index.htm](http://www.ofcom.org.uk/consultations/current/spectrum_trading/index.htm)

**IRELAND - Commission for Communications Regulation (ComReg)** - Public consultations launched by ComReg on unbundled access, including shared access, to the local loop (the regulator's last on market analysis) and in the context of numbering, end on 30 and 15 January, respectively.

:: [http://www.comreg.ie/\\_fileupload/publications/ComReg03146.pdf](http://www.comreg.ie/_fileupload/publications/ComReg03146.pdf)

:: [http://www.comreg.ie/\\_fileupload/publications/ComReg03142.pdf](http://www.comreg.ie/_fileupload/publications/ComReg03142.pdf)

Also, the draft decision on Eircom's interconnection tariffs for 2003/2004, in the

context of the respective reference offer, is open to comments until 24 December.

:: [http://www.comreg.ie/\\_fileupload/publications/ComReg03145.pdf](http://www.comreg.ie/_fileupload/publications/ComReg03145.pdf)

**GERMANY - Regulatory Authority for Telecommunications and Posts (RegTP)** - The regulator has decided to lower by 9,5 percent the interconnection charges, which took effect on 1 December, for a period of 30 months until the end of May 2006.

:: <http://www.regtp.de/en/aktuelles/pm/02871/index.html>

**USA - Federal Communications Commission (FCC)** - The regulatory authority has announced that it will set up a working group to study policies related to the internet.

:: [http://hraunfoss.fcc.gov/edocs\\_public/attachmatch/DOC-241761A1.pdf](http://hraunfoss.fcc.gov/edocs_public/attachmatch/DOC-241761A1.pdf)

**BRAZIL - Agência Nacional de Telecomunicações (ANATEL)** - The regulation of digital communications systems meant for public use in general is the object of a public consultation until 12 January.

:: [http://www.anatel.gov.br/biblioteca/Releases/2003/RELEASE\\_24\\_11\\_2003.pdf](http://www.anatel.gov.br/biblioteca/Releases/2003/RELEASE_24_11_2003.pdf) (only in Portuguese)

**CAPE VERDE - Government** - The government announced on 13 November the establishment of the Institute of Communications and Information Technologies (ICTI), resulting in the simultaneous disbandment of the Directorate General for Communications. The ICTI begins operations at the start of 2004.

:: [http://www.governo.cv/Noticias/criacao\\_ICTI.html](http://www.governo.cv/Noticias/criacao_ICTI.html) (Portuguese version)

**GUINEA-BISSAU - Instituto das Comunicações da Guiné-Bissau (ICGB)** - For reasons of an administrative nature, namely the president's non-promulgation of the measure that abolishes Guiné-Telecom and establishes Guinétel, the launch of the mobile network planned for 27 November has been postponed to a date still to be determined.

:: <http://www.icgb.org/> (in Portuguese only)

**EAST TIMOR - Government** - The fixed and mobile networks of Timor Telecom, in which Portugal Telecom has a stake, reached the country's 13 district capitals on 28 November. The date also marked the launch of roaming service between East Timor and Portugal.

:: <http://www.gov.east-timor.org/>

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## CO-OPERATION WITH HUNGARY

A co-operation action addressed to members of the Hungarian Communications Authority (HIF) was held on 10 November at the premises of the *Autoridade Nacional de Comunicações* (ANACOM).

The initiative, requested by the HIF, mainly covered financial aspects such as organisation of the Financial and Administrative Department, the costing system and financial planning, among other more specific matters.

A bilateral meeting was held parallel to this action, focusing on the co-operation

agreement currently in force between the HIF and ANACOM.

The participants proceeded with an overall review of relations between the two authorities, including co-operation actions undertaken since the said agreement was signed. New areas and ways of co-operating were also discussed, and the start of contacts to update the current agreement was scheduled for January 2004, keeping in mind that Hungary will join the European Union the following May.

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## □ ITALIAN PRESIDENCY

### CONCLUSIONS OF THE COUNCIL OF MINISTERS OF TELECOMMUNICATIONS

The Council of Ministers of Transports, Telecommunications and Energy met in Brussels on 20 November and approved the Council conclusions on the transition from analogic to digital broadcasting, widespread access to new information society applications and services via open platforms in digital television and third generation mobile communications, and the conclusions on the role of online administration (eGovernment) in Europe's future.

The proposed regulation of the European Parliament (EP) and of the Council which establishes the European Network and Information Security Agency (ENISA) - which should begin operations in January 2004, provisionally based in Brussels - and the proposed decision of the EP and of the Council on the interoperable provision of pan-European online administration (eGovernment) services to public administrations, companies and citizens (IDABC), were also subject to political agreement.

Opinions were also exchanged on the situation of electronic communications in Europe. The various delegations once again provided information on the status of the UMTS launch - the situation is clearly similar throughout Europe, with delays in the implementation of third generation (3G) mobile and small-scale pre-commercial trials - as well as on the respective national broadband strategies and the transposition status of the new regulatory framework for electronic communications. The presidency will transmit results of this exchange of opinions to the next European Council. Regarding the transposition of legislation, all the States soon to join have committed themselves to ensure same by the date they enter the European Union.

Portugal highlighted the decision to maintain the 3G launch date, described the measures adopted on 26 June, in harmony with the eEurope Action Plan, and confirmed that the legislative package that transposes the new community regulatory framework has already been submitted to Parliament for consideration and should soon be approved.

The Commission presentation indicated that positive signs of an upturn in the electronic communications sector had been verified since Spring and reported that the members of the Commission had the day before adopted the "9th Implementation Report on Implementation the Regulatory Package for Electronic Communications in the European Union". The Commissioner for Enterprise and Information Society, Erkki Liikanen, also announced that the Commission should present a report on 3G implementation at the European Council in the Spring of 2004.

The Commission also reviewed the current status of preparations for the World Summit on the Information Society (WSIS), to be held on 10-12 December.

Regarding the agenda point on "Stimulating digital content in Europe: legislation and policies", the Commission only referred to the need for interoperability to increase European digital content, and called attention to the fact that the rapid release of content as a result of new technologies may also work to inhibit

investment due to the low returns, advising Europe to remain aware of this phenomenon. In this context, the Commission also stressed the importance of transposing the directive on the harmonisation of certain aspects of author's rights and associated rights in the information society (Directive 2001/29/EC).

:: [http://europa.eu.int/rapid/start/cgi/guesten.ksh?p\\_action.gettxt=gt&doc=MEMO/03/234|0|RAPID&lg=EN](http://europa.eu.int/rapid/start/cgi/guesten.ksh?p_action.gettxt=gt&doc=MEMO/03/234|0|RAPID&lg=EN)

:: [http://europa.eu.int/rapid/start/cgi/guesten.ksh?p\\_action.gettxt=gt&doc=IP/03/1577|0|RAPID&lg=EN](http://europa.eu.int/rapid/start/cgi/guesten.ksh?p_action.gettxt=gt&doc=IP/03/1577|0|RAPID&lg=EN)

### COUNCIL OF MINISTERS OF TRANSPORTS

Negotiations with the United States in the context of the European satellite radio-navigation system were in focus at the Council of Ministers of Transports held on 5 December. The draft mandates for negotiations with India and Israel and fiscal matters related to the joint undertaking that manages Galileo were also studied. Details at <http://www.ueitalia2003.it/NR/rdonlyres/6CADE884-30BF-4582-AC24-C57AA36291A9/0/1205AgendaConsiglioTrasporti.pdf> and [http://europa.eu.int/rapid/start/cgi/guesten.ksh?p\\_action.gettxt=gt&doc=MEMO/03/251|0|RAPID&lg=FR](http://europa.eu.int/rapid/start/cgi/guesten.ksh?p_action.gettxt=gt&doc=MEMO/03/251|0|RAPID&lg=FR).

### COMPETITIVENESS COUNCIL OF MINISTERS

The Competitiveness Council met on 27 November in Brussels, where it unanimously reached political agreement on the revised text of the merger regulation, which should take force on 1 May 2004, the date of European Union enlargement. The 2003 Competitiveness Report was published on the same date. (At [http://europa.eu.int/rapid/start/cgi/guesten.ksh?p\\_action.gettxt=gt&doc=IP/03/1616|0|RAPID&lg=EN](http://europa.eu.int/rapid/start/cgi/guesten.ksh?p_action.gettxt=gt&doc=IP/03/1616|0|RAPID&lg=EN)). See also [http://europa.eu.int/rapid/start/cgi/guesten.ksh?p\\_action.gettxt=gt&doc=MEMO/03/245|0|RAPID&lg=EN](http://europa.eu.int/rapid/start/cgi/guesten.ksh?p_action.gettxt=gt&doc=MEMO/03/245|0|RAPID&lg=EN);

:: [http://europa.eu.int/rapid/start/cgi/guesten.ksh?p\\_action.gettxt=gt&doc=IP/03/1621|0|RAPID&lg=EN](http://europa.eu.int/rapid/start/cgi/guesten.ksh?p_action.gettxt=gt&doc=IP/03/1621|0|RAPID&lg=EN);

:: [http://europa.eu.int/rapid/start/cgi/guesten.ksh?p\\_action.gettxt=gt&doc=MEMO/03/242|0|RAPID&lg=EN](http://europa.eu.int/rapid/start/cgi/guesten.ksh?p_action.gettxt=gt&doc=MEMO/03/242|0|RAPID&lg=EN);

:: [http://europa.eu.int/rapid/start/cgi/guesten.ksh?p\\_action.gettxt=gt&doc=MEMO/03/226|0|RAPID&lg=EN](http://europa.eu.int/rapid/start/cgi/guesten.ksh?p_action.gettxt=gt&doc=MEMO/03/226|0|RAPID&lg=EN);

:: [http://europa.eu.int/rapid/start/cgi/guesten.ksh?p\\_action.gettxt=gt&doc=MEMO/03/222|0|RAPID&lg=EN](http://europa.eu.int/rapid/start/cgi/guesten.ksh?p_action.gettxt=gt&doc=MEMO/03/222|0|RAPID&lg=EN)

## □ IMSO ADVISORY COMMITTEE

Approval of the 2004 budget was the main subject of the agenda at the 14 November London meeting of the Advisory Committee of the International Mobile Satellite Organisation (IMSO).

For more information on that meeting, consult the ANACOM website at <http://www.anacom.pt/template20.jsp?categoryId=85990&contentId=145991>.

## INTERNATIONAL TELECOMMUNICATIONS UNION (ITU)

### WORLD SUMMIT ON THE INFORMATION SOCIETY

The ambitious goal of the World Summit on the Information Society (WSIS), whose first phase runs from 10 to 12 December, is to diminish the digital divide between rich and poor countries. To that end nearly 60 heads of state and government and close to 6 000 delegates are to attend the event and should approve a Declaration of Principles for the Information Society and a Plan of Action.

The *Autoridade Nacional de Comunicações* (ANACOM) and the Innovation and Knowledge Mission Unit (UMIC) were involved in preparing Portugal's participation in WSIS, with co-ordination the responsibility of the Foreign Ministry.

:: <http://www.anacom.pt/template9.jsp?categoryId=3730>

:: <http://www.itu.int/wsis/>

### TELECOMMUNICATIONS STANDARDISATION ADVISORY GROUP

The Telecommunications Standardisation Advisory Group (TSAG) of the ITU's

Standardisation Sector (ITU-T) met on 10-14 November in Geneva with the principal aim of preparing for the next World Telecommunications Standardisation Assembly (WTSA), scheduled for 5-14 October 2004 in Florianópolis, Brazil. For developments at that meeting, consult <http://www.anacom.pt/template20.jsp?categoryId=85930&contentId=145958>.

### STUDY GROUP 3

Study Group 3 (SG3) and the respective working groups (WG 1/3 and WG 2/3) met in Geneva from 17 to 21 November, under the ITU-T framework.

It was SG3's seventh meeting during the current study period (2001-2004). Participants discussed various issues related to international communications, including revision of the International Telecommunications Regulation, global information infrastructures (internet) and international mobile services, specifically the accounting of mobile communications and network externalities.

Additional information at <http://www.anacom.pt/template20.jsp?categoryId=85930&contentId=145956>.

## IN DECEMBER 2003

### EU

- Spectrum Committee (10)
- Spectrum Trading Workshop (11)
- Spectrum Policy Group (12)
- eEurope Workshop on Local and Regional Broadband Initiatives (15)
- Barriers to Competition Open Workshop (16)
- COCOM (17)

### CEPT

#### ECC

- PT6 (2)
- SE37 (2-3)
- WG FM - extraordinary meeting (15-16)

### UN

- World Summit on the Information Society - WSIS (10-12)

### ITU

- Consultation Meeting - Resolution 609 WRC03 (8-9)
- Council Oversight Group (10)
- Radiocommunications Sector
- Consultation Meeting - Resolution 609 WRC03 (8-9)

### IRG

- IRG/REGULATEL (1-3)

### OECD

- WG TISP (1-2)

### NATO

- FMSC/PWG (17-18)

### EVENTS

- *Second World Broadcasters Meeting (WBM2)*  
Hotel Tivoli Tejo, Lisbon, 1-2
- *Financial Times World Telecommunications Conference*  
London, 1-2
- *The Broadband Revolution Takes Shape (ETNO Conference)*  
Brussels, 2

- *Internet and Networks: Directions for Use*  
Rome, 3

- *Online Educa Berlin*

Berlin, 3-5

- *World Summit of Cities and Local Authorities on the Information Society*  
Lyon, 4-5

- *4th World Symposium of ITU Regulators*  
Geneva, 8-9

- *eInfrastructures (Internet and Grids) - The New Foundation for Knowledge-based Societies*  
Rome, 9

- *ECTA - 4th Annual Conference on Regulation*  
Brussels, 10-12

- *Information Society - Balance and Implications*  
Universidade Fernando Pessoa, Oporto, 11-12

