

**INTUG**

**EVUA - Scheveningen 7-9 June 2000**

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# Mobile telecommunications regulation

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# INTUG contents

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- European Court of Justice
- 1999 Communications Review
- European Parliament
- DG Competition
- +388/ETNS
- conclusions

# INTUG european court of justice

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- ruling on the use by the Italian governments of its golden share in Telecom Italia
- constrains governments in their use of such shares
- similar points made by European Parliament

# INTUG 1999 Review

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- Lisbon summit (23-24 March)
- working documents (30? April)
- public hearing (10-11 May)
- comments by 19 May
- debate in European Parliament
- lots of lobbying
- Commission will be approve in June
- French Presidency takes over in July

# INTUG *ex ante* regulation

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- new definition of SMP, aligned with competition law
- no idea if it includes any/all GSM or UMTS operators
- unclear on joint dominance
- what is an “emerging” market:
  - UMTS?
  - WAP?
  - unbundled local loop?

# INTUG public hearing

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- people stating the obvious
- usual whining and special pleading
- long debate on new SMP
  - could mobile escape regulation?
- strong objection to
  - mobile number portability
  - carrier (pre-)selection

# INTUG location information

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- 112 European emergency number
- obligation to pass location
- could be expensive
- also an issue for fixed networks, complex private networks will have to pass the same information
- industry group meeting in Brussels on 30 June

# INTUG European Parliament

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- report by Wim van Velzen MEP (NL)
- strongly opposed to auctions
- recognises high prices for
  - international roaming
  - fixed-to-mobile
  - mobile-to-fixed
- excellent on consumer protection
- too strong on competition law and sunset clauses



# INTUG EP also has reports on

- eEurope
- Fifth Report on Regulatory Implementation
- Consultation exercise on the Spectrum Green Paper
- Digital broadcasting

# INTUG autumn 2000

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- Commission will clear five Directives in June
- European Parliament and Council of ministers to discuss the Directives
- will end up in conciliation procedure (but when?)
- Commission will approve Spectrum Directive in September

# INTUG parliamentary seminar

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- European Parliament on 7th June
  - ECTA
  - INTUG
  - BEUC
  - Vodafone

# INTUG DG Competition

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- 27 July 1999 inquiries under Articles 81, 82 and 86 of EC Treaty:
  - leased lines (preliminary results)
  - international roaming (continuing)
  - local access (suspended)
- still working on data
- competition law requires solid evidence - the “smoking gun”

# INTUG mergers and acquisitions

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- Vodafone and BellSouth as Verizon
- BT and Esat Digifone
- Mannesmann and Orange
- Vodafone and Mannesmann
- France Telecom? and Orange

# INTUG vodafone + mannesmann

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- first recognition of a pan-European mobile market
- MVNO access to Vodafone network for three years
- rapid disposal of Orange plc
  - UK
  - Belgium

# INTUG sixth report on regulation

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- failures of regulation
- a vital political loop
- this is your chance to complain by
  - 9th June
  - 9th September
  - to [ewan@intug.net](mailto:ewan@intug.net)

# INTUG +388 etns

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- awarded by ITU-T SG2
- taken up by ETO
- Steering Committee
- Working Groups for:
  - administration
  - interconnection
  - applications



# INTUG conclusions

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- unknown new SMP regime
- not sure when it will all be in place
- international roaming
  - political pressure
  - regulatory pressure
  - commercial pressure
  - will get there in the end

# **INTUG** next

- other market failures?