

European Electronic Communications Code (EECC)

EU Telecoms Framework Review: Summary of European Parliament and Council Positions



State of play

- Rejects Commission proposal
- Agrees with Commission proposal
- Suggests significant changes to Commission proposal

European Commission Proposed EECC – Sep.14, 2016	European Parliament Lead ITRE committee report – Oct. 2, 2017	Council of the EU Mandate of Oct. 11, 2017
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Access

SYMMETRIC ACCESS OBLIGATIONS 	NRAs shall impose symmetric access obligations to wiring inside buildings or up to the first concentration point	Optional instead of obligatory	Optional instead of obligatory
INFRASTRUCTURE SHARING OBLIGATIONS 	NRAs shall be able to impose sharing obligations on operators, including local roaming and joint roll-out of infrastructure	Sharing obligations would apply only to sharing passive infrastructure	Only when licence conditions not met and geographically limited
NEW NETWORK ELEMENTS - CO-INVESTMENT 	No SMP remedies if the deployment is open to co-investment	Possibility (rather than the obligation) not to impose remedies	Possibility (rather than the obligation) not to impose remedies
WHOLESALE-ONLY NETWORKS 	Wholesale-only networks with SMP should only be subject to ex ante access obligations		NRAs should be able to apply all standard remedies, except transparency
TERMINATION RATES 	Commission to set single maximum termination rates at EU level (fixed 0.14 €cents/min and mobile 1.23 €cents/min) Bottom-up pure BU-LRIC mandatory	No reference to specific amounts	No reference to specific amounts

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European Parliament
Lead ITRE committee report – Oct. 2, 2017















Council of the EU
Mandate of Oct. 11, 2017

Spectrum

MINIMUM LICENCE DURATION 	25 years	 Review within ten years	
RENEWAL 	At least three years before expiry		 "in a timely manner"
TIMING OF AWARDS 	Commission may set binding deadlines to award harmonised spectrum bands	 Commission obliged to adopt binding decisions	 Rejects binding Commission decisions
BEREC PEER REVIEW 	NRAs should submit national spectrum assignment measures to a (non-binding) peer review led by BEREC		 Peer review voluntary and to be led by RSPG
COMMISSION IMPLEMENTING POWERS 	Commission may take binding implementing measures , including on licence conditions, bands for spectrum trading, coordinated timing of spectrum assignments, coverage obligations, quality of service and spectrum fees.	 Binding implementing rules by the Commission would be obligatory for most aspects and optional for others	 Rejects binding Commission decision making powers

Market analysis

VETO ON REMEDIES 	' Double ' lock veto: only when both the Commission and BEREC agree		
MARKET REVIEW PERIOD 	Extended from three to five years		 Possibility of seven years for new network elements
JOINT DOMINANCE 	No proposal		 More options for NRAs to intervene to address possible joint dominance
RETAIL REGULATION 	Possibility for the NRA to impose ex ante retail regulation abolished		

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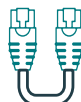









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End user rights and universal service

END USER RIGHTS 	Maximum harmonisation at EU level	 Maximum harmonisation, with exceptions	 Maximum harmonisation, with exceptions
US SCOPE 	Reduced scope (broadband, voice and services for disabled end users)	 Member states shall define a minimum bandwidth	
US FUNDING 	Financing exclusively through public funds		
INTERNATIONAL CALLS 	No proposal	Intra-EU international fixed and mobile call charges to be capped at national price level	No formal Council position yet
REVERSE 112 	No proposal	Reverse 112 system to alert citizens in case of catastrophes	No formal Council position yet

BEREC

BEREC STRUCTURE 	Single Management Board including two Commission representatives that will deal with both regulatory and administrative issues		
BEREC CHAIRMAN 	Four-year term , renewable once	Two-year term , not renewable	One-year term , renewable once
MINIMUM TASKS OF NRAs 	Minimum set of tasks for NRAs to be harmonised at EU level		

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