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□ TMDP REGULATION APPROVED

The *Autoridade Nacional de Comunicações* (ANACOM) approved on 9 September the regulation containing the Procedures for the Collection and Delivery to Municipalities of the Municipal Rights of Way Fee (TMDP, in Portuguese).

The Electronic Communications Law (Law no. 5/2004 of 10 February) established this fee, for local governments to cover monthly from companies that

:: <http://www.anacom.pt/template20.jsp?categoryId=3730&contentId=234434> :: <http://www.anacom.pt/template20.jsp?categoryId=3730&contentId=234439> <

□ "PT ADSL NETWORK" WHOLESALE OFFER

By determination of 26 August, the Board of Directors of the *Autoridade Nacional de Comunicações* (ANACOM) approved the draft determination on evolution of the "PT ADSL Network" ("Rede ADSL PT") wholesale offer - offer with ATM aggregation of *PT Comunicações* (PTC).

:: <http://www.anacom.pt/template20.jsp?categoryId=3730&contentId=227442> <

offer electronic communications networks and services at a fixed location.

Besides the regulation - the first ANACOM regulation made under terms of the powers deriving from its statutes - ANACOM published on the same date the report and contributions received in the scope of the consultation on the draft regulation.

□ OFFERS IN THE PT ROAD SHOW CONTEXT

The *Autoridade Nacional de Comunicações* (ANACOM) has determined that *PT Comunicações* (PTC) should offer the other fixed telephone service operators the possibility of an offer identical to the one included in the campaign associated to the "PT Near You" ("PT perto de si") road show. It consisted of the free offer of local, regional and national calls in the Leiria area (244 dialling code) between 7 p.m. on 1 October and 9 a.m. on 2 October. PTC was thus obliged to offer free interconnection to the interested providers of fixed telephone service in

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

any network group that covers a number of fixed accesses close to that covered by this PTC campaign, during an analogous period.

ANACOM additionally approved the application of rules PTC must respect in campaigns of this kind that it wishes to launch in the future, which as a draft decision was submitted to prior hearing of PTC as per the Code of Administrative Procedure.

□ CREATION OF THE "71" CODE IN CONSULTATION

A public consultation is under way until 19 October on creation in the National Numbering Plan of the "71" numbering range.

The "71" dialling code (increased tariff utility services) is meant to facilitate access by users of the National Health Service to their respective family doctors, as long as they have joined the *Netsáude* service.

:: <http://www.anacom.pt/template20.jsp?categoryId=3730&contentId=231549> <

The *Autoridade Nacional de Comunicações* (ANACOM) draft decision on this subject was approved by determination adopted on 9 September. It was likewise subject to prior hearing of the interested parties, as per the Code of Administrative Procedure.

■ NEW BOARD BEGINS DUTIES

Pedro Duarte Neves took office on 16 September as president of the *Autoridade Nacional de Comunicações* (ANACOM) Board of Directors.

On the same date Teresa Pintado Maury assumed her duties as a member of the Board, joining José Saraiva Mendes, who has been on the Board of Directors since 8 July 2002.

Both were appointed to five-year non-renewable terms, in accordance with the ANACOM statutes and as per Council of Ministers Resolution no. 96/2004 of 28 September.

The previous ANACOM president, Álvaro Dâmaso, who had led this Authority since July 2002, was meanwhile asked by the Government to chair its Advisory Council. <

:: <http://www.anacom.pt/template20.jsp?categoryId=3730&contentId=234777>

■ CURRENT EVENTS

TRANSPPOSITION OF THE NEW REGULATORY FRAMEWORK COMPLETED

The 18 August publication of Law no. 41/2004, which took force the next day, completed the transposition into the Portuguese legal order of the sector's new regulatory framework. The law transposes Directive no. 2002/58/EC of the European Parliament and of the Council of 12 July, concerning the processing of personal data and privacy protection in the electronic communications sector. The new instrument complements the provisions of the Personal Data Protection Law (Law no. 67/98 of 26 October).

:: <http://www.anacom.pt/template20.jsp?categoryId=3730&contentId=227622>

PORTED NUMBERS

Data compiled by ANACOM indicates that at the end of September there were 186 220 ported telephone numbers: 147 375 pertaining to telephone service at a fixed location (TSFL), 38 579 to mobile telephone service (MTS) and 266 to non-geographic services (NGS).

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

INCREASED MONITORING OF MOBILE NETWORKS

ANACOM plans to evaluate the service quality of mobile networks with greater frequency and expand the geographic scope of the tests.

:: <http://www.anacom.pt/template20.jsp?categoryId=3730&contentId=232384>

ACCESS TO FOUR TV CHANNELS IN MADEIRA

The Madeira Autonomous Region will soon enjoy free access to the four national television channels. This has been made possible by the signing on 6 August of a protocol between the National and Regional Governments, Cabo TV Madeirense and ANACOM.

:: <http://www.anacom.pt/template9.jsp?categoryId=92480>

CLAIMS IN THE CONTEXT OF ELECTRONIC COMMERCE

The unsolicited communications known as spam top the list of claims/information requests received by ANACOM vis-à-vis electronic commerce and since the entrance into force of Decree-Law no. 7/2004 of 7 January, which regulates electronic commerce.

:: <http://www.anacom.pt/template20.jsp?categoryId=92480&contentId=222862>

AUDIOTEXT STATISTICS

Statistical data compiled by ANACOM on audiotext services for the second quarter of 2004 may be consulted at <http://www.anacom.pt/template20.jsp?categoryId=128419&contentId=231626>.

ITED FAQs UPDATED

The frequently asked questions (FAQ) page for Telecommunications Infrastructures in Buildings (the Portuguese acronym is ITED) on the ANACOM website was updated after the entrance into force on 1 July of the new ITED Manual (Portuguese version only).

MISSION UNIT FOR DIGITAL TELEVISION

ANACOM has decided to set up a Mission Unit for Digital Television (UM-TD), a working group that will promote the introduction and spread of digital television in Portugal.

WORLD POST DAY

World Post Day will once again be commemorated on 9 October. In Portugal, the ceremonies for this milestone of the Universal Postal Union (UPU) have been brought forward to 7 October, and are to be held at the Portuguese Communications Foundation.

:: <http://www.anacom.pt/template20.jsp?categoryId=3730&contentId=233651>

POSTAL SERVICES SURVEY

The National Statistics Institute (INE) has released results of the Postal Services Survey (National and Independent) for 2003.

:: http://www.ine.pt/index_eng.htm

PORTUGAL 2004 AS SEEN BY THE OECD

The study by the Organisation for Economic Co-operation and Development (OECD) titled "Economic Surveys - Portugal 2004" may be consulted at <http://www.anacom.pt/template20.jsp?categoryId=3730&contentId=233604>.

COMPETITION AUTHORITY - ANNUAL REPORT AND ACCOUNTS

The 2003 annual report and accounts of the Competition Authority has been published at http://www.autoridadedaconcorrenca.pt/vimages/adc_relatorio_actividades2003.pdf (in Portuguese).

APDSI OPEN SOURCE STUDY

The Association for the Promotion and Development of the Information Society (APDSI) launched on 22 September the study on "Open Source Software - What Opportunities for Portugal?".

:: http://www.alentejodigital.pt/rosadopereira/processos/Estudo_sobre_Open_Source/Estudo_sobre_Open_Source.html (Portuguese only)

UMIC ACTIVITY

The Innovation and Knowledge Mission Unit (UMIC) has released provisional results of a Government-commissioned study on local governments' use of information and communications technologies (ICTs) in 2003.

:: <http://www.unic.gov.pt/UMIC/Media/SaladeImprensa/autarquias.htm>

UMIC organised a workshop on the subject of "Open Software in Public Administration", held on 29 September at Taguspark.

:: http://www.unic.gov.pt/UMIC/Media/SaladeImprensa/workshop_sw_aberto.htm

The open tender to develop a National Suppliers Registry ended on 27 September.

:: <http://www.unic.gov.pt/UMIC/Media/SaladeImprensa/rnf.htm>

UMIC has announced, in partnership with the National Association of Portuguese Municipalities (ANMP), the establishment of two financing lines to equip 4 200 pre-schools with computers and to bring broadband to libraries and municipal archives.

:: http://www.unic.gov.pt/UMIC/Media/SaladeImprensa/pre_escolar_concurso.htm (in Portuguese)

INCREASED USE OF THE .PT TOP-LEVEL DOMAIN

The "Domain of the Portuguese" campaign launched by the Foundation for National Scientific Computation (FCCN) to promote use of the .pt domain had registered 40 000 domains by mid-August.

:: <http://www.fccn.pt/> (Portuguese only)

□ FWA AND RADIOCOMMUNICATIONS FEES

The new radiocommunications fees were approved with the 16 August publication of Administrative Rule no. 1047/2004.

This instrument, applicable since 1 July, reduced the fees applied to various radiocommunications services. Such is the case of land mobile service, which benefited from a reduction of 7,5 percent, as well as digital audio broadcasting service by terrestrial means, where rates dropped by nearly 50 percent.

This administrative rule revoked the previously applicable instrument, i.e., Administrative Rule no. 149-B/2004 of 12 February.

Administrative Rule no. 1062/2004 in turn enables reformulation of the previous licensing model for fixed wireless access (FWA) systems.

With this instrument *Autoridade Nacional de Comunicações* (ANACOM) defines a usage model by areas for FWA frequency bands allocated to the licensed entities, in the wake of the 1999 tender for the granting of national licences to use frequencies for fixed wireless access.

The continued use of the allocated frequencies is guaranteed as long as they are being effectively used, as is the recovery, if not in effective use, of the frequency

usage rights.

The new legal article allows application of the principle of equal treatment between *PT Comunicações* (PTC) and the other operators, as well as the possibility of using the frequency bands allocated in the transmission network and reformulation of the rates model, in accordance with an annual fees model, by area, and according to the calculation model set out in the administrative rule.

Also worthy of note in the new framework is the end of the limits contained in sections 3 and 4 of article 4 of the Tender Regulation (approved by Administrative Rule no. 465-B/99 of 25 June, which during the tender period prevented competing companies from qualifying for licences in more than one frequency band; in the scope of the same frequency band only one licence involving the use of a single frequency bloc could be assigned to each bidder. It also determined that the same entity could not be cumulatively allocated licences in the 24.5-26.5 GHz and 27.5-29.5 GHz band.

This administrative rule is effective from 1 January 2004, revoking Administrative Rule no. 465-A/99 of 25 June.

⬢ :: <http://www.anacom.pt/template20.jsp?categoryId=92480&contentId=221982> :: <http://www.anacom.pt/template20.jsp?categoryId=92480&contentId=224463> ◀

■ NEWLY ENACTED LEGISLATION

- **Regulation no. 38/2004** (II Series of the *Diário da República* of 29 September) - Concerning procedures for the collection and delivery to municipalities of the municipal rights of way fee.
- **Resolution no. 96/2004** (II Series of the D.R. of 28 September) - Releases and appoints the president and a member of the Board of Directors of the *ICP-Autoridade Nacional de Comunicações* (ANACOM).
- **ANACOM Notice** (III Series of the D.R. of 21 September) - Makes public the publication in the OJEU of references to the common technical regulations and standards as per execution of Directive no. 1999/5/EC of 9 March, vis-à-vis R&TTE.
- **Decree-Law no. 215-A/2004** (I Series-A of the D.R. of 3 September) - Approves the composition of the 16th Constitutional Government.
- **Council of Ministers Resolution no. 126-A/2004** (I Series-B of the D.R. of 3 September) - Approves the Regime for the Council of Ministers of the 16th Constitutional Government.
- **ANACOM Notice** (III Series of the D.R. of 30 August) - Provides information on the technical specifications for interfaces to be observed by operators of public telecommunications networks on the ANACOM website, as per Decree-Law no. 192/2000 of 18 August.
- **Administrative Rule no. 1062/2004** (I Series-B of the D.R. of 25 August) - Regulates the tender to grant national licences for fixed wireless access (FWA) frequency usage. Revokes Administrative Rule no. 465-A/99 of 25 June.
- **Notice no. 149/2004** (I Series-A of the D.R. of 25 August) - Makes public that the Government of Portugal deposited on 15 April 2004 its instrument ratifying the Final Acts of the 18th Congress of the Postal Union of the Americas, Spain and Portugal (UPAEP).
- **Law no. 41/2004** (I Series-A of the D.R. of 18 August) - Transposes into the national legal order Directive no. 2002/58/EC of the European Parliament and of the Council of 12 July, concerning the processing of personal data and privacy protection in the electronic communications sector.
- **Resolution no. 88/2004** (II Series of the D.R. of 18 August) - Appoints for a five-year non-renewable term, on proposal of the Minister of Public Works, Transports and Communications, Pedro Duarte Neves as a member of the Board of Directors of the ANACOM.
- **Administrative Rule no. 1047/2004** (I Series-B of the D.R. of 16 August) - Approves the fees applicable to radiocommunications, revoking Administrative Rule no. 149-B/2004 of 12 February.

The Council of Ministers (CM) of 30 September approved the Decree-Law that modifies Decree-Law no. 233/2001 of 9 August, which establishes the procedures to observe when contracting works, supplies and services in the water, energy, transport and telecommunications sectors.

The 16 September CM approved the Decree-Law that establishes the legal regime to which is subject the management of waste electric and electronic equipment, transposing into the internal legal order Directive no. 2002/96/EC of the European Parliament and of the Council of 27 January 2003. It also approved the Major Planning Options for 2005.

Lastly, the 2 September CM approved a proposed resolution that approves for ratification amendments to the Agreement concerning the International Telecommunications Satellite Organisation (INTELSAT) and the respective Operational Agreement, adopted at the 25th INTELSAT Assembly of Parties held in Washington on 13-17 November 2000.

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

□ EUROPEAN UNION

COMPETITIVENESS COUNCIL

The Competitiveness Council met on 24 September in Brussels, where among other subjects it discussed ways to improve and simplify European regulation mechanisms.

:: <http://europa.eu.int/rapid/pressReleasesAction.do?reference=MEMO/04/225&format=HTML&aged=0&language=en&guiLanguage=en>

:: <http://europa.eu.int/rapid/pressReleasesAction.do?reference=MEMO/04/220&format=HTML&aged=0&language=EN&guiLanguage=en>

The current Commissioner for Enterprise and the Information Society, Olli Rehn, expressed the new European Commission's position on intermediate revision of the Lisbon Strategy during the informal dinner that preceded the Council.

:: <http://europa.eu.int/rapid/pressReleasesAction.do?reference=SPEECH/04/420&format=HTML&aged=0&language=en&guiLanguage=en>

GALILEO

The European Union's international co-operation regarding the Galileo satellite radionavigation system has taken another step with the signing on 27 September of an agreement with various Mediterranean countries.

:: <http://europa.eu.int/rapid/pressReleasesAction.do?reference=IP/04/1146&format=HTML&aged=0&language=en&guiLanguage=en>

The Galileo Supervisory Authority has begun the process of recruiting its Executive Director.

:: <http://europa.eu.int/rapid/pressReleasesAction.do?reference=IP/04/1148&format=HTML&aged=0&language=en&guiLanguage=en>

TRANSPORTS, TELECOMMUNICATIONS AND ENERGY COUNCIL

The Transports, Telecommunications and Energy Council of Ministers met on 7 October in Luxembourg, with the agenda focusing mainly on maritime and air transport. The Council also discussed the formal opening of negotiations with Ukraine, with the aim of signing in the future a co-operation agreement on Galileo.

:: <http://europa.eu.int/rapid/pressReleasesAction.do?reference=MEMO/04/230&format=HTML&aged=0&language=fr&guiLanguage=en>

:: http://www.eu2004.nl/default.asp?CMS_ITEM=476BD471C29A490E83E16E4F37277339X1X48138X91

SPECTRUM STUDY AND WORKSHOP

Preliminary conclusions of a Commission-ordered study on spectrum usage in the Union should be presented at a workshop to be held in Brussels on 1 December.

:: http://europa.eu.int/information_society/topics/radio_spectrum/highlights/workshop_info_spectrum/index_en.htm

Comments received for a study on the introduction of secondary spectrum trading are available at http://europa.eu.int/information_society/topics/radio_spectrum/useful_info/studies/secondtrad_study_comments/index_en.htm.

MOBILE COMMUNICATIONS STUDIED

The study on "future mobile communications markets and services" requested by the Information Society Directorate General should be finished by the end of March 2005.

:: http://europa.eu.int/information_society/topics/radio_spectrum/docs/pdf/study_description.pdf

ACQUISITIONS APPROVED

The Commission has approved acquisition of the Danish subsidiary of the operator Orange by TeliaSonera, as well as the purchase of Guipuzcoana DHL by the German postal incumbent Deutsche Post AG.

:: <http://europa.eu.int/rapid/pressReleasesAction.do?reference=IP/04/1140&format=HTML&aged=0&language=en&guiLanguage=en>

:: <http://europa.eu.int/rapid/showInformation.do?pageName=middayExpress&guiLanguage=en>

IS AWARDS

The commission has made public the 20 winners of the Information Society Technology prize (IST 2004). The award winners each receive 5 000 euros and may exhibit their projects in the Hague in November.

:: <http://europa.eu.int/rapid/pressReleasesAction.do?reference=IP/04/1114&format=HTML&aged=0&language=en&guiLanguage=en>

LISBON STRATEGY STUDIED

The Lisbon Strategy's three pillars - economic, social and environmental - should be considered in its implementation, asserts the European Economic and Social Committee, which also advocates adoption of a successful communication plan.

:: <http://europa.eu.int/rapid/pressReleasesAction.do?reference=CES/04/102&format=HTML&aged=0&language=EN&guiLanguage=en>

ENISA DIRECTORS APPOINTED

Andrea Pirotti of Italy has been appointed Executive Director of the European Network and Information Security Agency (ENISA); the rest of the team should take office by the end of the year.

:: http://europa.eu.int/information_society/newsroom/cf/itemlongdetail.cfm?item_id=1336

ELECTRONIC WASTE DIRECTIVES IN FORCE

August 13 was the deadline to transpose two directives meant to deal with the environmental problems caused by electric and electronic waste, which the European Union estimates is increasing three times faster than other domestic waste.

:: <http://europa.eu.int/rapid/pressReleasesAction.do?reference=IP/04/1033&format=HTML&aged=0&language=en&guiLanguage=en>

IT WORKSHOP

A high level workshop on support for national and regional policies on competitiveness in the information technologies sector was held on 16 September in Brussels.

:: <http://europa.eu.int/comm/enterprise/ict/policy/ict-policies/wshop/index.htm>

POSTAL STUDIES

The Internal Market Directorate General has released two studies, on European postal evolution and on the economics of postal services.

:: <http://www.anacom.pt/template20.jsp?categoryId=3730&contentId=229523>

CONSULTATION ON RESEARCH POLICY

Comments for the consultation on guidelines for European science and technology are being accepted until 15 October.

:: <http://europa.eu.int/yourvoice/forms/dispatch.jsp?form=330&lang=EN>

COMPOSITION OF THE NEW COMMISSION

Viviane Reding of Luxembourg will take charge of the Information Society and Media portfolio, while the president Durão Barroso will co-ordinate the Lisbon Strategy dossier. Such are the principal sector-relevant changes in the composition of the new European Commission, which takes office on 1 November.

:: <http://www.anacom.pt/template20.jsp?categoryId=92480&contentId=221504>

:: http://europa.eu.int/comm/mediatheque/photo/barroso/commission_en.htm

NEW WEBSITE THE EP PRESIDENT

Josep Borrell Fontelles, elected president of the European Parliament (EP) on 20 July, has a new internet website, at <http://www.europarl.eu.int/president/home/en/default.htm>.

MEETINGS OF CEPT (EUROPEAN CONFERENCE OF POSTAL AND TELECOMMUNICATIONS ADMINISTRATIONS)

ASSEMBLY

Berne hosted on 8-9 September the second and last Assembly under the Swiss presidency of the European Conference of Postal and Telecommunications Administrations (CEPT).

The main subjects on the agenda included the co-ordination of European candidacies for positions to be elected at the next Plenipotentiary Conference (PP06) of the International Telecommunications Union (ITU) and preparation of the most important upcoming *fora*: the World Telecommunications Standardisation Assembly (WTS04), the second phase of the World Summit on the Information Society (WSIS) and the second session of the Regional Radiocommunications Conference (RRC06).

:: <http://www.anacom.pt/template20.jsp?categoryId=110940&contentId=233967>

ACTIVITIES OF THE ELECTRONIC COMMUNICATIONS COMMITTEE (ECC)

Project team PT1, which deals with the evolution of IMT 2000, met on 6-8 September in Cambridge. The main point on the agenda was the drafting of

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

documents required of CEPT under the 5th European Commission mandate on the "harmonisation of frequency use in the 2500-2690 MHz additional band to be made available in Europe for IMT-2000/UMTS systems".

:: <http://www.anacom.pt/template20.jsp?categoryId=109955&contentId=234356>
PT 22 of the Frequency Management group (WG FM) discussed among various issues the measurement of ultra wide band using the FFT (fast Fourier transformation) technique at its last meeting, held in Madrid, on 14-17 September.

:: <http://www.anacom.pt/template20.jsp?categoryId=111499&contentId=234360>
The most recent meeting of the EFIS-MG (ERO Frequency Information System - Management Group) working group was held in Vienna on 10 September and focused on the software for version 2 (EFIS 2, current in the trial phase) of this database containing the national frequency tables.

:: <http://www.anacom.pt/template20.jsp?categoryId=109950&contentId=234358>
PT SE40, which focuses on space services related to compatibility questions, debated four documents prepared by representatives of France, England and Portugal at its Luxembourg meeting on 31 August-1 September.

:: <http://www.anacom.pt/template20.jsp?categoryId=129999&contentId=234352>

OJEU

- **Commission Decision (2004/641/EC)** - Amends decision 2002/627/EC which established the European Regulators Group (ERG) for electronic communications networks and services. Dated 14 September and published on 16 September.
- **Calls (2004/C227)** - For proposals for indirect RDT actions under the specific programme for research, technological development and demonstration: Structuring of the European Research Space. Published on 11 September.
- **Commission Notice (2004/C219/03)** - Reopening the continuous admission scheme for the Call for proposals for indirect actions under the Multiannual Community Action Plan on promoting safer internet use and new online technologies (Action Plan for a Safer Internet) - 2003 to 2004. Published on 1 September.
- **State Aid C25/2004** - Introduction of DVB-T in Berlin-Brandenburg: call to submit comments, under terms of section 2 of article 88 of the EC Treaty. Published on 28 August.
- **Judgment of the Court of Justice (2004/C201/07)** - Concerning case C-350/02: Commission of the European Communities versus the Kingdom of the Netherlands (Failure of a member State to fulfil its obligations - processing of personal data and privacy protection in the telecommunications sector - Articles 6 and 9 of Directive 97/66/EC). Dated 24 June and published on 7 August.
- **Council Decision (2004/578/EC)** - On conclusion of the Framework Agreement between the European Community and the European Space Agency. Dated 29 April and published on 6 August.
- **Council Decision (2004/589/EC)** - Concerning notification to the Republic of Korea of the European Community's withdrawal from the Agreement between the European Community and the Republic of Korea on telecommunications procurement. Dated 19 July and published on 6 August.
- **Commission Call (2004/C189/02)** - To submit proposals for indirect RDT actions under the specific programme for research, technological development and demonstration: integrating and strengthening the European Research Space. Published on 24 July.

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

EUTELSAT - ADVISORY COMMITTEE

Negotiations between the Eutelsat Inter-governmental Organisation (IGO) and Eutelsat S.A. reached an impasse in the debate on voting rights limits during the recent Advisory Committee meeting, held in Paris on 14 September. The point in question concerned modification of the legal instruments, ahead of the initial public offer to be effected within two years.

The Committee is chaired by France and comprises Poland, Luxembourg, Switzerland and Spain, besides Portugal.

A process of seeking candidates for the post of Eutelsat IGO Executive Secretary is currently under way.

:: <http://www.anacom.pt/template20.jsp?categoryId=129979&contentId=234323>

INDEPENDENT REGULATORS GROUP (IRG)

PLENARY SESSION AND CONTACTS NETWORK

The plenary session of the Independent Regulators Group (IRG) was held on 23 September in Nicosia, Cyprus, where a summary of mobile termination charges in the European Union was adopted, along with a report on service quality.

:: <http://www.anacom.pt/template20.jsp?categoryId=110120&contentId=233954>

The Contacts Network - a meeting to prepare for the plenary session - was in turn held in Lisbon on 2-3 September, and focused on final approval of the respective agenda.

:: <http://www.anacom.pt/template20.jsp?categoryId=110121&contentId=233955>

END USERS WG

The net costs of universal service were discussed at the meeting of this working group (WG) of the Independent Regulators Group (IRG), held on 24 September in Bern.

:: <http://www.anacom.pt/template20.jsp?categoryId=110123&contentId=233966>

SMP WG

The SMP WG met on 10 September in Rome to consider a number of issues in the scope of significant market power (SMP), as well as the working programme

for 2005.

:: <http://www.anacom.pt/template20.jsp?categoryId=110122&contentId=233956>

FIXED NETWORKS WG

Malta hosted the most recent meeting of this WG, held on 12-13 September; one of the agenda points concerned the voice over internet protocol.

:: <http://www.anacom.pt/template20.jsp?categoryId=114099&contentId=233958>

REGULATORY ACCOUNTING WG

Revision of the principles of implementation and best practices (PIBs) for long run incremental costs was in focus at the Regulatory Accounting WG meeting held on 9-10 September in Vilnius.

:: <http://www.anacom.pt/template20.jsp?categoryId=110179&contentId=233961>

MOBILE MARKET WG

Mobile termination and international roaming were debated at the 19-20 August meeting in London.

:: <http://www.anacom.pt/template20.jsp?categoryId=110124&contentId=233965> <

EUROPEAN REGULATORS GROUP (ERG)

The 10th meeting of the European Regulators Group (ERG) was held in Nicosia, Cyprus, where an ERG position was adopted on the European Commission Recommendation on cost accounting and accounting separation. The meeting also counted the presence of the chairman of the regulatory authority of the United States of America, the Federal Communications Commission (FCC).

:: <http://www.anacom.pt/template20.jsp?categoryId=3730&contentId=233553>

Decision 2004/641/EC was meanwhile published in the Official Journal of the European Union (OJEU) on 14 September. It modifies the ERG's composition and responsibilities.

:: <http://www.anacom.pt/template20.jsp?categoryId=3730&contentId=232566>

:: <http://www.erg.eu.int/>

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99 Review - Transposition of the new EU regulatory framework

Country	Takes effect	Link to new legislation
Germany	26.06.2004	http://www.bmwa.bund.de/Navigation/Service/Gesetze/rechtsgrundlagen-telekommunikationspolitik,did=26500.html
Austria	20.08.2003	http://www.bmvit.gv.at/sixcms_upload/media/64/2003a070.pdf
Belgium	—	—
Denmark	25.07.2003	http://www.videnskabministeriet.dk/cgi-bin/doc-show.cgi?doc_id=169450&leftmenu=LOVSTOF
Finland	25.07.2003	http://www.mintc.fi/www/sivut/suomi/tele/CommunicationsMarketAct.pdf
France	10.07.2004	http://www.art-telecom.fr/textes/lois/Loi-ce-090704.pdf
Greece	—	http://www.yme.gov.gr/mot/docrep/docs/press_releases/2003/06/18/gr/XML_PressReleases?part=Draft_13_06_03.doc
The Netherlands	19.05.2004	http://www.ez.nl/upload/docs/kamerbrieven/pdf-documenten/wjz%200301777-vtk.pdf
		http://www.eerstekamer.nl/cgi-bin/as.cgi/0324000/c/start/file=/9324000/1/j9vvgh5ihkk7kof/vgndes4n5wzl/f=y.pdf
Ireland	25.07.2003	http://www.dcmnr.gov.ie/display.asp/pg=929
Italy	16.09.2003	http://www.comunicazioni.it/it/index.php?IdPag=725
Luxembourg	—	http://www.chd.lu/fr/portail/role/lois/default.jsp
United Kingdom	25.07.2003	http://www.legislation.hmso.gov.uk/acts/acts2003/20030021.htm
Sweden	25.07.2003	http://www.pts.se/Sidor/sida.asp?SectionId=1497
Spain	05.11.2003	http://www.boe.es/boe/dias/2003-11-04/pdfs/A38890-38924.pdf
Portugal	11.02.2004	http://www.anacom.pt/streaming/lei%205_2004.pdf?categoryId=65970&contentId=158691&field=ATTACHED_FILE

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CONGRESS OF THE UNIVERSAL POSTAL UNION

Edouard Dayan of France was elected Director General of the International Bureau (IB) of the Universal Postal Union (UPU) at its 23rd Congress, which was held from 15 September to 5 October.

Portugal in turn saw its participation assured in two of the three positions it sought, namely the Council of Administration (CA) and the Postal Operations Council (POC). Carlos Silva of the *CTT-Correios de Portugal* was the national candidate for the post of IB Director General, but was passed over in favour of the French candidate.

Noteworthy among the Congress conclusions are approval of the Bucharest world postal strategy, establishment of an Advisory Committee, revision of the terminal charges system, approval of a new country classification system and the provision of a universal postal service throughout the territory of States belonging to the UPU.

This Congress, held in Bucharest (Romania), gathered the 190 States that comprise the organisation. The next Congress will be held in 2008 in Kenya.

:: <http://www.anacom.pt/template20.jsp?categoryId=3730&contentId=233509> <

NEWS FROM OTHER COUNTRIES

SPAIN - Comisión del Mercado de las Telecomunicaciones (CMT) - The president's 30 August speech at the 18th Telecommunications meeting, "Toward the Multimedia Universe", may be read at http://www.cmt.es/cmt/document/Santander_sept_2004.pdf.

SPAIN - Ministerio de Ciencia y Tecnología (MCT) - The new code of conduct and classification of additional tariff services for operators and service providers took effect on 30 September. Detailed information at http://www.min.es/ministerio_informa/notas_prensa/np30-09-04_3.htm. The Minister of Industry, Trade and Tourism has informed Congress of the postponement for at least six months of the deadline for the Autonomous Communities to launch the tenders for local digital television. Also, the end of analogue emissions, planned for 1 January 2006, has been set back two years due to modifications to the National Technical Plan for Local Digital Television.

:: http://www.min.es/ministerio_informa/notas_prensa/np16-09-04.htm

Public administration is preparing to invest nearly 19 million euros in the "Digital City" project in the regions of Castile, Galicia and the Balearic Islands.

:: http://www.min.es/ministerio_informa/notas_prensa/np03-09-04.htm

FRANCE - Autorité de Régulation des Télécommunications (ART) - The regulator launched a consultation on interconnection on 27 September.

:: <http://www.art-telecom.fr/communiqués/communiqués/2004/index-c270904.htm>

The most recent statistical data on the French telecommunications markets, for the first quarter of 2004, indicate a tendency towards growth, particularly in the internet segment.

:: <http://www.art-telecom.fr/observatoire/stat/index-statrim1-2004.htm>

ART's 2003 Activities Report is available at <http://www.art-telecom.fr/publications/index-drappan.htm>. The consolidated version of the texts modified by law concerning electronic communications and audiovisual communications services may be consulted at <http://www.art-telecom.fr/textes/lois/loi-csld-comelec.pdf>.

UNITED KINGDOM - Office of Communications (OFCOM) - An OFCOM consultation on spectrum pricing ends in early December.

:: http://www.ofcom.org.uk/consultations/current/spec_pricing/

The consultation on new voice services is open until 15 November.

:: http://www.ofcom.org.uk/consultations/current/new_voice/

Number portability is also subject to hearing; comments may be submitted until 4 November.

:: http://www.ofcom.org.uk/consultations/current/uk_num_port/

In August the regulator made public the new measures it intends to adopt in order to introduce greater flexibility in the management of radio spectrum.

:: http://www.ofcom.org.uk/media_office/latest_news/nr_20040806

The annual report and accounts for 2003 has been published at http://www.ofcom.org.uk/media_office/latest_news/20040916_nr. The Communications Market 2004 report is available at http://www.ofcom.org.uk/media_office/latest_news/nr_20040811.

IRELAND - Commission for Communications Regulation (ComReg) - Two new documents on markets analysis have been subject to consultation.

:: http://www.comreg.ie/_fileupload/publications/PR010904a.pdf

The service quality of the postal incumbent An Post dropped in the first half of the year.

:: http://www.comreg.ie/_fileupload/publications/PR290804.pdf

GERMANY - Regulatory Authority for Telecommunications and Posts (RegTP) - The first consultation on market analysis began on 11 August.

:: <http://www.regtp.de/en/aktuelles/pm/03021/index.html>

BRAZIL - Agência Nacional de Telecomunicações (ANATEL) - The deadline to complete the current consultations on the new costs model has been postponed until 18 October.

:: http://www.anatel.gov.br/Tools/frame.asp?link=/biblioteca/releases/2004/release_24_09_2004.pdf

Plínio Aguiar and Elifas Gurgel are the new members of ANATEL's Board of Directors.

:: http://www.anatel.gov.br/biblioteca/Releases/2004/RELEASE_10_08_2004.pdf (in Portuguese only).

BRAZIL - Ministério das Comunicações - The Advisory Committee of the Brazilian Digital TV System met for the first time on 17 August. Brazil is currently in the process of defining the TV standard it will adopt. The Government wants the new system to tend to be free and to be accessible to all.

:: <http://www.mc.gov.br/agenda/comitêconsultivo17081.pdf>

:: http://www.mc.gov.br/agenda/2004_TVDigital_2_17.08.pdf (Portuguese version)

UMTS Forum - There are 10 million users of third generation mobile networks based on UMTS technology, according to data recently released by the Forum.

:: http://www.umts-forum.org/servlet/dycon/zumts/umts/Live/en/umts/News_PR_Article220904

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EUROPEAN TELECOMMUNICATIONS STANDARDS INSTITUTE (ETSI)

The European Telecommunications Standards Institute (ETSI) met twice in the month of September in Nice, where it agreed on its future strategy, which should be based on an economic orientation in line with the aims and

concerns of European industry, namely with regard to information and communication technologies (ICTs). Additional information at <http://www.anacom.pt/template20.jsp?categoryId=119779&contentId=234331>. <

□ TELECOMMUNICATIONS STANDARDISATION ASSEMBLY

The World Telecommunications Standardisation Assembly (WTSA04) is currently under way in Florianópolis, Brazil, and is focusing on reorganisation of the Standardisation Sector of the International Telecommunications Union (ITU-T). The national delegation is composed of members of the *Autoridade Nacional de Comunicações* (ANACOM); Portugal has undersigned six European common

proposals (ECPs) prepared under the aegis of the European Conference of Postal and Telecommunications Administrations (CEPT).

Conclusions of the WTSA, held from 5 to 14 October, will be reported on in greater detail in the next edition of *Spectru*.

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

□ ANACOM CO-OPERATION ACTIONS

– WITH LATVIA

The presidents of the *Autoridade Nacional de Comunicações* (ANACOM) and Latvia's national telecommunications and postal regulatory authority, the Public Utilities Commission (PUC), met on 14 September in Lisbon.

Discussion focused on the sector's opening to competition in Portugal and also on issues such as the current market situation deriving from introduction of the new regulatory framework for electronic communications.

:: <http://www.anacom.pt/template20.jsp?categoryId=3730&contentId=234864>

– WITH BRAZIL

Local loop unbundling, regulatory accounting, relevant markets and broadband were the priority issues discussed in the co-operation session held at ANACOM headquarters in Lisbon on 23-24 August, on the request of Brazil's counterpart *Agência Nacional de Telecomunicações* (ANATEL).

Two *Portugal Telecom* telephone exchanges that have collocation equipment were also visited.

:: <http://www.anacom.pt/template13.jsp?categoryId=60011>

– WITH MOZAMBIQUE

ANACOM hosted on 6 August a delegation from the *Instituto Nacional das Comunicações de Moçambique* (INCM); one of the main subjects of discussion was revision of the protocol signed by the two national regulatory authorities in 1996.

The agenda also focused on issues such as the regulatory body's relationship with the Government, consumer protection, institutional marketing, institutional strategy planning, training, oversight and monitoring of licences, interconnection and access, universal service and service quality.

:: <http://www.anacom.pt/template12.jsp?categoryId=60130>

□ MARKET ANALYSIS - COMMISSION OBSERVATIONS

The European Commission's observations and comments on the market analysis notifications submitted by the *Autoridade Nacional de Comunicações* (ANACOM) on 21 July may be consulted at http://www.anacom.pt/streaming/ObsCom.pdf?categoryId=127960&contentId=231010&field=ATTACHED_FILE (in Portuguese).

The notifications include the obligations, above all in the scope of the subscriber line resale offer (SLRO), which ANACOM intends to apply to providers operating in the narrowband retail markets and in the wholesale markets for call origination and termination in the public telephone network at a fixed location.

:: <http://www.anacom.pt/template20.jsp?categoryId=3730&contentId=234191>

■ IN OCTOBER 2004

EU

- COCOM (7)
- Telecommunications Group (7, 14, 22, 28)
- RSPG (4)

CEPT

- ECC
- ERO and ETO Councils (26)
- WG SE (4-8)
- WG RRC06 (13-15)

ITU

- Standardisation Sector (UIT-T)
- WTSA04 (5-14)
- Radiocommunications Sector (UIT-R)
- WP 1A (11-15)
- WP 3K (19-27)
- WP 6E (26/10-3/11)
- WP RPG (29/10-3/11)

Satellites

- IMISO Assembly (18-22)

EVENTS

- IV Word Congress on Cyber-Law

11-15, Cuzco, Peru

- IT Governance and Business Value

12-13, Estoril Congress Centre

- The Business Impact of eCommerce Regulation, an Assessment of Key Issues in the European Union - 14, Brussels

- IBEROEKA Forum - Information Society in the Iberian-American Region - 17-19, Lisbon, FIL

- QUATIC'2004 - 5th Meeting on the Quality of Information and Communication Technologies

18-20, Universidade Portucalense, Oporto

- International Workshop on Accessibility Requirements for Public Procurement in the ICT Domain - 19-21, Brussels

- Telecommunications and Information Technology Convergence Addressing the Challenges of an Open Communications Environment

20-21, Limerick, Ireland

- The Importance of Engineering in Competitiveness - 15th Congress of the Order of Engineers

21-22, Lisbon, FIL

- Conference on Electronic Security in Europe

27-28, Amsterdam

- eChallenges e2004 Conference

27-29, Vienna

- Interacting National Legal Systems in the Context of the New Regulatory Framework in the Electronic Communications Sector

28-29, Maastricht