

Economic regulation of sectors in transition

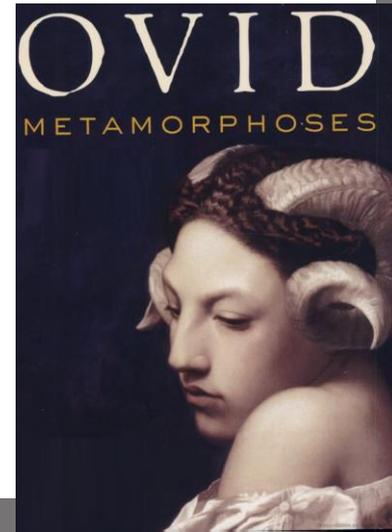
Sandro Mendonça,
Member of the Board

- 1) Innovation and change**
- 2) Economic regulation**
- 3) Regulation of communications and ANACOM**
- 4) Emergent challenges**

1)

Innovation and change

“My purpose is to tell of bodies which have been transformed into shapes of a different kind.”



2)

Economic regulation

- Dealing with monopolistic or oligopolistic market structures seems to follow a broad style, i.e.:

“... promote market forces where possible and mimic them where it is not.”

Tony Prosser (2010), *The Regulatory Enterprise: Government, Regulation, and Legitimacy*,
Oxford: Oxford University Press, p. 3.

- Instruments
 - Price caps
 - Quality of service
 - “Soft regulation”

3)

The case of communications in Portugal

ANACOM: *you came a long way...*

- Creation of ICP (DL 188/81) July 1981
- Setting up ICP July 1988
- By-laws of ICP (DL 283/89)¹ August 1989
- ICP is launched November 1989
- Changes into ICP-ANACOM (DL 309/2001)² December 2001
- New by-laws ANACOM (DL 39/2015) March 2015

- **Mission:** to regulate electronic and postal communications, and, without jeopardising its independence, to advise and help the government in the area of communications

- It is classified as an “Entidade administrativa independente”, and has administrative, financial and management autonomy as well as its own assets

¹ Revogado, com exceção do artigo 28.º, n.º 3

² Revogado, com exceção dos artigos 3.º e 5.º, este último no que se refere ao artigo 28.º, n.º 3 do DL 283/89

Goals:::

- Contribute to the development of communications markets
- Promote competition in terms of networks and services
- Enforce access to networks, infrastructure, resources and services
- Assure the efficient management of radiofrequencies and numbers
- Protect the rights and interests of users

Powers: regulatory, supervision, enforcement, sanctioning

Tools:

- Symmetric regulation
- Asymmetric regulation
- Market analysis
- Universal service
- Consumer protection
- (...)

4)

Rising challenges

- 5G auction design: making room for new entrants?
- Connectivity: Very High Capacity Networks
- Infrastructure co-utilisation: vertical desintegration?
- Offering configurations: bundling and loyalty
- Digital platforms: reigning in Big Tech?
- Regulatory impact assessment: the cost-benefit of RIA
- Eco-safety: Environmental safeguards?
- Evolution and diversity: Leveraging the innovation ecosystem



Obrigado

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