

DECISION

to extend the deadline for public consultation on the Strategic Plan for the Spectrum

1. By decision taken on 13.09.2022, the Board of Directors of Autoridade Nacional de Comunicações (ANACOM) approved the launch of a public consultation on the national strategic plan for the radio spectrum, pursuant to article 9, paragraph 2 h) of ANACOM's Statutes, approved by Decree-Law No 39/2015, of 16 March, whereby 30 working days were set for interested parties to express their views¹.
2. The abovementioned public consultation was launched on ANACOM's institutional website on 14.09.2022 and will close on 27.10.2022.
3. Huawei Tech. Portugal (Huawei), in a communication dated 12.10.2022, requested ANACOM to extend the deadline for providing a response to the above-mentioned public consultation, "*for example, for a period of two weeks*", on the basis that teams, especially in the spectrum area, are currently involved in activities and working groups, such as, for example, in the discussions of the 5D working group (IMT-related matters) in Geneva, in the context of the International Telecommunications Union (ITU).
4. The company points out, in addition, that this would "*allow the work to be better organised, thereby enhancing the quality of comments to be submitted*".
5. After examining the arguments put forward by Huawei and bearing in mind:
 - (a) how important it is for all market players (manufacturers, operators, private and public bodies, users and others) to provide input on the strategies outlined for spectrum management;
 - (b) that the extension of the public consultation deadline will allow Huawei, and other bodies, to provide a more thorough and detailed response,and, on the other hand, taking into account also:
 - (c) that the deadline set for the submission of replies was 30 working days, period which was deemed to be adequate for the production of replies;

¹ Available at <https://www.anacom.pt/render.jsp?contentId=1728783>.

(d) that there are no other ongoing public consultations at the same time specifically concerning spectrum matters,

it is accepted that an extension of the deadline in question, by five working days, will not compromise the timetable for the adoption of measures that depend on this consultation and, at the same time, will allow interested parties to carry out an in-depth analysis of strategic issues for the sector.

6. In light of the above, the Board of Directors hereby decides, pursuant to point q) of paragraph 1 of article 26 of ANACOM's Statutes, approved by Decree-Law No 39/2015 of 16 March, (a) to **partially grant** the request for an extension of the deadline for the public consultation on the national strategic plan for the radio spectrum, for a further 5 working days, thus setting 04.11.2022 as the new deadline, as well as (b) to determine the appropriate disclosure of the new deadline for the consultation on ANACOM's website.

Lisbon, 18 October 2022.