

# 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

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

#### Spectrum

<b>MINIMUM LICENCE DURATION</b> 	<b>25 years</b>	<b>Review</b> within ten years	
<b>RENEWAL</b> 	At least <b>three years</b> before expiry		<i>"in a timely manner"</i>
<b>TIMING OF AWARDS</b> 	Commission may set <b>binding deadlines</b> to award harmonised spectrum bands	Commission <b>obliged</b> to adopt binding decisions	<b>Rejects</b> binding Commission decisions
<b>BEREC PEER REVIEW</b> 	NRAs should submit national spectrum assignment measures to a (non-binding) <b>peer review</b> led by <b>BEREC</b>		Peer review <b>voluntary</b> and to be led by RSPG
<b>COMMISSION IMPLEMENTING POWERS</b> 	Commission <b>may take binding implementing measures</b> , 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 <b>obligatory</b> for most aspects and <b>optional</b> for others	<b>Rejects</b> binding Commission decision making powers

#### Market analysis

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

#### End user rights and universal service

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

#### BEREC

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

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