
STATUTORY INSTRUMENTS

2000 No. 1711

TELECOMMUNICATIONS

The Telecommunications (Licence Modification)
(Satellite Operator Licences) Regulations 2000

<i>Made</i>	- - - -	<i>28th June 2000</i>
<i>Laid before Parliament</i>		<i>30th June 2000</i>
<i>Coming into force</i>		<i>21st July 2000</i>

THE TELECOMMUNICATIONS (LICENCE MODIFICATION)
(SATELLITE OPERATOR LICENCES) REGULATIONS 2000

1. Citation and commencement
 2. Interpretation
 3. Modification of the relevant licences
 4. Transitional provisions
 5. Revocation of licences
- Signature

SCHEDULE 1 —
PART A
PART B

SCHEDULE 2 — TABLE OF CONTENTS

SCHEDULE 3 — **SCHEDULE 1: CONDITIONS INCLUDED UNDER SECTION
7 OF THE ACT**

PART 1: — DEFINITIONS AND INTERPRETATION RELATING TO
THE CONDITIONS IN SCHEDULE 1

1. In this Schedule unless the context otherwise requires: “Additional Conveyance...
2. Expressions cognate with those referred to in this Schedule shall...
3. Any reference in any Condition in this Schedule, however expressed,...
4. Subject to paragraph 5 below, if the Director is considering...
5. Paragraph 4 does not apply in relation to any determination,...
6. Where the Director makes a determination for the purposes of...

Status: This is the original version (as it was originally made).

PART 2: — GENERAL CONDITIONS

Condition 1

- 1.1 APPROVAL OF EQUIPMENT
- 1.2 Where the Applicable Systems are capable of conveying Messages which...
- 1.3 For the purposes of this Condition, approvals framed by reference...

Condition 2

- 2.1 ESSENTIAL INTERFACES
- 2.2 The Director may, having first notified the Licensee of his...
- 2.3 Where in pursuance of paragraph 2.2 the Director specifies an...
- 2.4 (a) For the purposes of paragraph 2.3 “Relevant Standard” means:...
- 2.5 Where the Director has been unable in accordance with paragraph...
- 2.6 The Director shall specify a Relevant Standard in pursuance of...
- 2.7 For the avoidance of doubt this Condition shall not:
- 2.8 When implementing an Essential Interface, the Licensee shall not be...
- 2.9 It is a precondition of any obligation on the Licensee...

Condition 3

- 3.1 REQUIREMENT TO PROVIDE CONNECTION SERVICES INCLUDING CO-LOCATION AND FACILITY SHARING
- 3.2 The Licensee or the Operator may at any time request...
- 3.3 The Licensee shall: (a) comply with the requirements of any...
- 3.4 Paragraph 3.1 above does not apply to the extent that...
- 3.5 So long as section 11 of the Restrictive Trade Practices...
- 3.6 The Licensee shall comply with any request by the Director...
- 3.7 Where the Director so directs the Crown shall be treated...

Condition 4

- 4.1 ACCOUNTING SEPARATION FOR SPECIAL OR EXCLUSIVE RIGHTS IN NON-TELECOMMUNICATION SECTORS

Condition 5

- 5.1 CONNECTION ARRANGEMENTS

Condition 6

- 6.1 TECHNICAL REQUIREMENTS

Condition 7

- 7.1 RESTRICTIONS ON ADVERTISING
- 7.2 Where: (a) in respect of a telecommunication system run by...
- 7.3 Paragraph 7.2 shall have effect only where the Director has...
- 7.4 This condition shall have no application where the Telecommunications (Data...

Condition 8

- 8.1 PRIVACY OF MESSAGES

Condition 9

- 9.1 NUMBERING ARRANGEMENTS
- 9.2 The Licensee shall adopt a Numbering Plan for such Numbers...
- 9.3 The Licensee shall install, maintain and adjust its switched Applicable...
- 9.4 (a) The Licensee shall provide to the Director, on request,...
- 9.5 (a) The Conventions referred to in this Condition will be...
- 9.6 In deciding on the details of and any subsequent changes...
- 9.7 The Licensee shall not, unless the Director consents otherwise, charge...
- 9.8 For the avoidance of doubt, it is hereby declared that...
- 9.9 The Numbers to which this Condition applies are Numbers:

Condition 10

- 10.1 NUMBERING ARRANGEMENTS FOR OTHER NUMBERS
- 10.2 The Numbering Plan shall describe the method adopted or to...
- 10.3 The Licensee shall, on or before the date on which...
- 10.4 The Licensee shall furnish to the Director details of any...
- 10.5 Where any arrangements for allocating or re-allocating Numbers within the...
- 10.6 The Numbers to which this Condition applies do not include...
- 10.7 The Licensee shall allocate and re-allocate Numbers in accordance with...

Condition 11

- 11.1 NUMBER PORTABILITY
- 11.2 Pursuant to a request for Portability made to it by...
- 11.3 Where a request for Portability referred to in paragraph 11.2...
- 11.4 Before making any determination under paragraph 11.3 the Director shall...
- 11.5 If requested in writing by the Director, the Licensee shall...

Condition 12

- 12.1 LICENSEE'S GROUP
- 12.2 Where these Conditions apply in respect of the Applicable Systems...
- 12.3 Where any person becomes a member of the Licensee's Group...
- 12.4 This Condition shall not apply to any particular member of...

Condition 13

- 13.1 PAYMENT OF FEES
- 13.2 The aggregate of the renewal fee and the special fee...

Condition 14

- 14.1 NOTIFICATION OF CHANGES IN SHAREHOLDINGS
- 14.2 Subject to paragraph 14.3, the Licensee shall notify the Secretary...
- 14.3 The Licensee shall be obliged to notify the Secretary of...
- 14.4 In any case referred to in paragraph 14.1 or 14.2,...

Condition 15

- 15.1 REQUIREMENT TO FURNISH INFORMATION TO THE DIRECTOR
- 15.2 In making any such request the Director shall ensure that...
- 15.3 The Licensee shall maintain (or secure that there is maintained)...
- 15.4 The Licensee shall permit the Director and any person authorised...

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- 15.5 The Licensee shall provide financial information to the Director promptly...
- 15.6 In this Condition “documents” includes, without prejudice to the generality...

**PART A: — OPERATORS WITH SIGNIFICANT MARKET POWER
FOR THE PURPOSES OF THE INTERCONNECTION
DIRECTIVE**

Condition 16

- 16.1 DETERMINATION OF SIGNIFICANT MARKET POWER
- 16.2 Where this Part applies, Condition 3 shall no longer apply...
- 16.3 The Conditions in this Part apply to the Licensee only...

Condition 17

- 17.1 INTERCONNECTION AGREEMENTS WITH SCHEDULE 2 PUBLIC OPERATORS INCLUDING CO-LOCATION AND FACILITY SHARING
- 17.2 The Licensee or the Schedule 2 Public Operator may at...
- 17.3 The Licensee shall secure that the agreement or amendment referred...
- 17.4 To the extent that the terms and conditions of any...
- 17.5 The Licensee shall: (a) comply with the requirements of any...
- 17.6 So long as section 11 of the Restrictive Trade Practices...
- 17.7 Paragraph 17.1 above does not apply to the extent that...
- 17.8 For the avoidance of doubt: (a) any question as to...
- 17.9 Where the Director so directs, the Crown shall be treated...

Condition 18

- 18.1 REQUIREMENT TO PUBLISH A REFERENCE INTERCONNECTION OFFER
- 18.2 The Licensee’s reference interconnection offer shall include:
- 18.3 The Licensee shall secure that all offers made pursuant to...

Condition 19

**REQUIREMENTS RELATING TO INTERCONNECTION
AGREEMENTS WITH SCHEDULE 2 PUBLIC OPERATORS**

- 19.1 Cost Oriented Charges
- 19.2 The Licensee shall ensure that the amount applied and incorporated...
- 19.3 Any offer by the Licensee to a Schedule 2 Public...
- 19.4 The Licensee may set different tariffs, terms and conditions for...
- 19.5 Network Charge Change Notice
- 19.6 The Licensee shall send the Network Charge Change Notice to...
- 19.7 When the Director decides to investigate a proposed charge for...
- 19.8 Without prejudice to Condition 15, if, in the opinion of...
- 19.9 If, before it comes into effect, the Licensee withdraws a...
- 19.10 Determination of Competitive Standard Services and Prospectively Competitive Standard Services
- 19.11 Other Publication Requirements relating to the Standard List and Network Charge Change Notices
- 19.12 Except to the extent that the Director may consent to...
- 19.13 The Licensee shall send a copy of the current Standard...
- 19.14 The Licensee shall send a copy of any notice to...

Condition 20

- 20.1 REQUIREMENT TO MEET REQUESTS FOR ACCESS OTHER THAN FROM SCHEDULE 2 PUBLIC OPERATORS
- 20.2 An agreement to provide Interconnection to the Applicable Systems shall...
- 20.3 The Licensee shall provide such Interconnection on charges, terms and...
- 20.4 Where the Licensee or a member of the Licensee's Group...
- 20.5 The Licensee or the person requesting Interconnection may at any...
- 20.6 The Licensee shall: (a) comply with the requirements of any...

Condition 21

- 21.1 REQUIREMENT TO SEND INDIVIDUAL AGREEMENTS TO THE DIRECTOR AND TO PUBLISH THEM
- 21.2 Either party to an agreement or amendment referred to in...
- 21.3 A determination made in response to a requirement under paragraph...
- 21.4 The Licensee shall: (a) where no request has been made...
- 21.5 The Licensee shall send a copy of the list referred...
- 21.6 The Licensee shall, within a reasonable period following a request,...
- 21.7 Any information received by a Licensee from any person for...
- 21.8 The Licensee shall comply with any request by the Director...

Condition 22

- 22.1 REQUIREMENT TO HAVE COST ACCOUNTING SYSTEM AND ACCOUNTING SEPARATION FOR INTERCONNECTION PURPOSES
 - 22.2 The Licensee shall make available to any person on request...
 - 22.3 The Licensee shall be deemed to be complying with the...
 - 22.4 Where the annual turnover of the Licensee in telecommunications activities...
 - 22.4A The Licensee shall also prepare in respect of each financial...
 - 22.5 For each financial year ending on or after 1 January...
 - 22.5A The Licensee shall procure in respect of each Standard Service...
 - 22.6 For each financial year ending on or after 1 January...
 - 22.7 Any requirement to which the Licensee would otherwise be subject...
- PART B: — UNDUE DISCRIMINATION REQUIREMENTS WHICH APPLY TO PART A**

Condition 23

- 23.1 PROHIBITION ON UNDUE PREFERENCE AND UNDUE DISCRIMINATION
- PART C: — EXCEPTIONS AND LIMITATIONS ON THE OBLIGATIONS IN SCHEDULE 1**

Condition 24

- 24.1 EXCEPTIONS AND LIMITATIONS ON OBLIGATIONS IN SCHEDULE 1
- 24.2 The Licensee is not obliged to do anything which is...
- 24.3 The Licensee shall not be held to have failed to...
- 24.4 The Licensee shall not be obliged to connect, or to...
- 24.5 Nothing in these Conditions shall prevent the Licensee from withdrawing...
- 24.6 Nothing in these Conditions shall require the Licensee to provide...
- 24.7 This Condition shall apply without prejudice to any limitation or...

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- 24.8 This Condition does not apply to: Condition 3 (Requirement to...
- 24.9 Only paragraphs 24.1, 24.2, 24.3 and 24.7 apply to: Condition...
- 24.10 Only paragraphs 24.1, 24.2, 24.3, 24.4 and 24.7 apply to...

SCHEDULE 4 — SCHEDULE 2: REVOCATION

- 1. Notwithstanding paragraph 2 of the Licence the Secretary of State...
- 2. For the purposes of paragraph 1(e)(i) in applying section 123...
- 3. In this Schedule: (a) “Group” means a Parent Undertaking and...
- 4. For the purposes of this Schedule “Appeal” includes further appeal...

SCHEDULE 5 —

SCHEDULE 6 —

PART 1 — ANNEX A

THE APPLICABLE SYSTEMS

- 1. The Applicable Systems are telecommunication systems of every description within...
- 2. For the purposes of this Annex, premises whose boundaries touch...
- 3. In this Annex: “Apparatus” means telecommunication apparatus within the extended...

PART 2 — ANNEX A

THE APPLICABLE SYSTEMS

- 1. The Applicable Systems are telecommunications systems of every description within...
- 2. In this Annex: “Approved Apparatus” means in relation to any...

**SCHEDULE 7 — ANNEX B: INFORMATION REQUIRED UNDER
CONDITION 15 OF SCHEDULE 1**

- 1. The information which is required under Condition 15 to be...

SCHEDULE 8 — LICENCES REVOKED

Explanatory Note