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STATUTORY INSTRUMENTS

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**2000 No. 1715**

**TELECOMMUNICATIONS**

The Telecommunications (Licence Modification)  
(Paging 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)  
(PAGING OPERATOR LICENCES) REGULATIONS 2000

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

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SCHEDULE 1 —

SCHEDULE 2 — **TABLE OF CONTENTS**

SCHEDULE 3 —

PART A — **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: “Applicable Service”...
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,...

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6. Where the Director makes a determination for the purposes of...  
PART 2: — **GENERAL CONDITIONS**

***Condition 1***

- 1.1 REQUIREMENT TO PROVIDE CONNECTION SERVICES INCLUDING CO-LOCATION AND FACILITY SHARING
- 1.2 The Licensee or the Operator may at any time request...
- 1.3 The Licensee shall: (a) comply with the requirements of any...
- 1.4 Paragraph 1.1 above does not apply to the extent that...
- 1.5 So long as section 11 of the Restrictive Trade Practices...
- 1.6 The Licensee shall comply with any request by the Director...
- 1.7 Where the Director so directs the Crown shall be treated...

***Condition 2***

- 2.1 PRIVACY, CONFIDENTIALITY AND METERING SYSTEMS
- 2.2 The Licensee shall take all reasonable steps to ensure the...

***Condition 3***

- 3.1 ESSENTIAL INTERFACES
- 3.2 The Director may, having first notified the Licensee of his...
- 3.3 Where in pursuance of paragraph 3.2 the Director specifies an...
- 3.4 (a) For the purposes of paragraph 3.3 “Relevant Standard” means:...
- 3.5 Where the Director has been unable in accordance with paragraph...
- 3.6 The Director shall specify a Relevant Standard in pursuance of...
- 3.7 For the avoidance of doubt this Condition shall not:
- 3.8 When implementing an Essential Interface, the Licensee shall not be...
- 3.9 It is a precondition of any obligation on the Licensee...

***Condition 4***

- 4.1 NUMBERING ARRANGEMENTS
- 4.2 The Licensee shall adopt a Numbering Plan for such Numbers...
- 4.3 The Licensee shall install, maintain and adjust its switched Applicable...
- 4.4 (a) The Licensee shall provide to the Director, on request,...
- 4.5 (a) The Conventions referred to in this Condition will be...
- 4.6 In deciding on the details of and any subsequent changes...
- 4.7 The Licensee shall not, unless the Director consents otherwise, charge...
- 4.8 For the avoidance of doubt, it is hereby declared that...
- 4.9 The Numbers to which this Condition applies are Numbers:

***Condition 5***

- 5.1 NUMBERING ARRANGEMENTS FOR OTHER NUMBERS
- 5.2 The Numbering Plan shall describe the method adopted or to...
- 5.3 The Licensee shall, on or before the date on which...
- 5.4 The Licensee shall furnish to the Director details of any...
- 5.5 Where any arrangements for allocating or re-allocating Numbers within the...
- 5.6 The Numbers to which this Condition applies do not include...
- 5.7 The Licensee shall allocate and re-allocate Numbers in accordance with...

**Condition 6**

6.1 PREPARATION OF ACCOUNTS

**Condition 7**

7.1 ACCOUNTING SEPARATION FOR SPECIAL OR EXCLUSIVE RIGHTS IN NON-TELECOMMUNICATION SERVICES

**Condition 8**

- 8.1 REQUIREMENT TO FURNISH INFORMATION TO THE DIRECTOR
- 8.2 In making any such request the Director shall ensure that...
- 8.3 The Licensee shall permit the Director and any person authorised...
- 8.4 The Licensee shall provide financial information to the Director promptly...
- 8.5 In this Condition “documents” includes, without prejudice to the generality...

**Condition 9**

- 9.1 NOTIFICATION OF CHANGES IN SHAREHOLDINGS
- 9.2 Subject to paragraph 9.3, the Licensee shall notify the Secretary...
- 9.3 The Licensee shall be obliged to notify the Secretary of...
- 9.4 In any case referred to in paragraph 9.1 or 9.2,...

**Condition 10**

- 10.1 LICENSEE'S GROUP
- 10.2 Where these Conditions apply in respect of the Applicable Systems...
- 10.3 Where any person becomes a member of the Licensee's Group...
- 10.4 This Condition shall not apply to any particular member of...

**Condition 11**

- 11.1 PAYMENT OF FEES
- 11.2 The aggregate of the renewal fee and the special fee...
  - PART A: — **OPERATORS WITH SIGNIFICANT MARKET POWER FOR THE PURPOSES OF THE INTERCONNECTION DIRECTIVE**

**Condition 12**

- 12.1 DETERMINATION OF SIGNIFICANT MARKET POWER
- 12.2 Where this Part applies, Condition 1 shall no longer apply...
- 12.3 The Conditions in this Part apply to the Licensee only...

**Condition 13**

- 13.1 INTERCONNECTION AGREEMENTS WITH SCHEDULE 2 PUBLIC OPERATORS INCLUDING CO-LOCATION AND FACILITY SHARING
- 13.2 The Licensee or the Schedule 2 Public Operator may at...
- 13.3 The Licensee shall secure that the agreement or amendment referred...
- 13.4 To the extent that the terms and conditions of any...
- 13.5 The Licensee shall: (a) comply with the requirements of any...
- 13.6 So long as section 11 of the Restriction Trade Practices...
- 13.7 Paragraph 13.1 above does not apply to the extent that...
- 13.8 For the avoidance of doubt: (a) any question as to...

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- 13.9 Where the Director so directs, the Crown shall be treated...

**Condition 14**

- 14.1 REQUIREMENT TO PUBLISH A REFERENCE INTERCONNECTION OFFER  
14.2 The Licensee's reference interconnection offer shall include:  
14.3 The Licensee shall secure that all offers made pursuant to...

**Condition 15**

REQUIREMENTS RELATING TO INTERCONNECTION AGREEMENTS WITH SCHEDULE 2 PUBLIC OPERATORS

- 15.1 Cost Oriented Charges  
15.2 The Licensee shall ensure that the amount applied and incorporated...  
15.3 Any offer by the Licensee to a Schedule 2 Public...  
15.4 The Licensee may set different tariffs, terms and conditions for...  
15.5 Network Charge Change Notice  
15.6 The Licensee shall send the Network Charge Change Notice to...  
15.7 When the Director decides to investigate a proposed charge for...  
15.8 Without prejudice to Condition 8, if, in the opinion of...  
15.9 If, before it comes into effect, the Licensee withdraws a...  
15.10 Determination of Competitive Standard Services and Prospectively Competitive Standard Services  
15.11 Other Publication Requirements relating to the Standard List and Network Charge Change Notices  
15.12 Except to the extent that the Director may consent to...  
15.13 The Licensee shall send a copy of the current Standard...  
15.14 The Licensee shall send a copy of any notice to...

**Condition 16**

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

**Condition 17**

- 17.1 REQUIREMENT TO SEND INDIVIDUAL AGREEMENTS TO THE DIRECTOR AND TO PUBLISH THEM  
17.2 Either party to an agreement or amendment referred to in...  
17.3 A determination made in response to a requirement under paragraph...  
17.4 The Licensee shall: (a) where no request has been made...  
17.5 The Licensee shall send a copy of the list referred...  
17.6 The Licensee shall, within a reasonable period following a request,...  
17.7 Any information received by a Licensee from any person for...  
17.8 The Licensee shall comply with any request by the Director...

### **Condition 18**

- 18.1 REQUIREMENT TO HAVE COST ACCOUNTING SYSTEMS AND ACCOUNTING SEPARATION FOR INTERCONNECTION PURPOSES
- 18.2 The Licensee shall make available to any person on request...
- 18.3 The Licensee shall be deemed to be complying with the...
- 18.4 Where the annual turnover of the Licensee in telecommunications activities...
- 18.4A The Licensee shall also prepare in respect of each financial...
- 18.5 For each financial year ending on or after 1 January...
- 18.5A The Licensee shall procure in respect of each Standard Service...
- 18.6 For each financial year ending on or after 1 January...
- 18.7 Any requirement to which the Licensee would otherwise be subject...
- PART B: — UNDUE DISCRIMINATION REQUIREMENTS WHICH APPLY TO PART A**

### **Condition 19**

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

### **Condition 20**

- 20.1 EXCEPTIONS AND LIMITATIONS ON OBLIGATIONS IN PART 2 OF SCHEDULE 1
- 20.2 The Licensee is not obliged to do anything which is...
- 20.3 The Licensee shall not be held to have failed to...
- 20.4 The Licensee shall not be obliged to connect, or to...
- 20.5 Nothing in these Conditions shall prevent the Licensee from withdrawing...
- 20.6 Nothing in these Conditions shall require the Licensee to provide...
- 20.7 This Condition shall apply without prejudice to any limitation or...
- 20.8 This Condition does not apply to: Condition 1 (Requirement to...
- 20.9 Only paragraphs 20.1, 20.2, 20.3 and 20.7 apply to: Condition...
- 20.10 Only paragraphs 20.1, 20.2, 20.3, 20.4 and 20.7 apply to...
- PART B — Condition 6 of the BT Paging licence**

### **Condition 6**

- 6.1 SEPARATION OF ACCOUNTS
- 6.2 Accounting statements prepared under paragraph 6.1(b) in respect of each...
- 6.3 In this Condition references to the costs of any business...
- PART C — Condition 7A of the BT Paging licence**

### **Condition 7A**

- 7A.1 SEPARATE BILLING
- 7A.2 For the purposes of this Condition the Licensee shall be...
- 7A.3 In this Condition—“Radiopaging Business” means: the provision of Radiopaging...

### **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...

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

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 3 AUTHORISATION TO CONNECT OTHER TELECOMMUNICATION SYSTEMS AND APPARATUS TO THE APPLICABLE SYSTEMS AND TO PROVIDE TELECOMMUNICATION SERVICES BY MEANS OF THE APPLICABLE SYSTEMS**

1. Nothing in this Licence removes any need to obtain any...
2. Connection authorisation
3. Service authorisation
4. Definitions and Interpretation
5. Expressions cognate with those referred to in this Schedule shall...

**SCHEDULE 6 — ANNEX A**

1. THE APPLICABLE SYSTEMS
2. In this Annex: “Approved Apparatus” means in relation to any...

Explanatory Note