

On grounds of the provisions of Article 6(2) indent 17 and of Article 8(1), (3) and (5) of the Government Emergency Ordinance no. 106/2008 on the establishment of the National Authority for Communications, with the subsequent amendments, as well as of Article 32(2) of the Government Emergency Ordinance no. 79/2002 on the general regulatory framework for communications, approved with amendments and completions by Law no. 591/2002, with the subsequent amendments and completions,

THE PRESIDENT OF THE NATIONAL AUTHORITY FOR COMMUNICATIONS

issues this:

DECISION

on the relevant markets for analogue transmission services via the terrestrial radio systems of the public broadcasting services radio and television

Art.1. – The relevant markets in the electronic communications sector for the analogue transmission services via the terrestrial radio systems of the public broadcasting services radio and television, provided in the annex which is part of this decision, whose characteristics may justify the imposition of certain specific obligations on the providers of electronic communications networks and services, with significant market power, are hereby identified.

Art.2. – The National Authority for Communications undertakes periodical market analyses on the markets identified in accordance with the provisions of Article 1, to determine the competitive environment and to identify whether the specific obligations under Chapter II of the Government Ordinance no.34/2002 on the access to the public electronic communications

networks and to the associated infrastructure, as well as their interconnection, approved with amendments and completions by Law no. 527/2002, with the subsequent amendments and completions, need to be imposed, maintained, amended or withdrawn.

Art.3. – This decision is published in the Romanian Official Journal, Part I.

**PRESIDENT,
DORIN-LIVIU NISTORAN**

Bucharest, 3 March 2009

No. 154

RELEVANT MARKETS IN THE ELECTRONIC COMMUNICATIONS SECTOR FOR THE ANALOGUE TRANSMISSION SERVICES VIA THE TERRESTRIAL RADIO SYSTEMS OF THE PUBLIC BROADCASTING SERVICES (RADIO AND TELEVISION)

I. a) Product relevant market

The market for the analogue transmission services via the terrestrial radio systems of the public television services

The market encompasses the initial analogue transmission via the terrestrial radio systems of the public broadcasting television services, at national and local level, the conveyance of these programme services through the electronic communications networks and the final transmission, in its integrality and without any change, of the public television programme services, in view of their reception by the end-users.

The identified market is a wholesale market, submitted to the provisions of the Government Ordinance no. 34/2002 on the access to the public electronic communications networks and to the associated infrastructure, as well as their interconnection, approved with amendments and completions by Law no. 527/2002, with the subsequent amendments and completions.

b) Geographic relevant market

The national market determined by Romania's territory

II. a) Product relevant market

The market for the analogue transmission services via the terrestrial radio systems of the public broadcasting radio programme services in the FM frequency band

The market encompasses the initial analogue transmission via the terrestrial radio systems of the public broadcasting radio programme services in the FM frequency band, at local and national level, the conveyance of these programme services through the electronic communications networks and the final transmission, in its integrality and without any change, of the public broadcasting radio programme services in the FM frequency band, in view of their reception by the end-users.

The identified market is a wholesale market, submitted to the provisions of the Government Ordinance no. 34/2002, approved with amendments and completions by Law no. 527/2002, with the subsequent amendments and completions.

b) Geographic relevant market

The national market determined by Romania's territory

III. a) Product relevant market

The market for the analogue transmission services via the terrestrial radio systems of the public broadcasting radio programme services in the AM frequency band

The market encompasses the initial analogue transmission via the terrestrial radio systems of the public broadcasting radio programme services in the AM frequency band, at local and national level, the conveyance of these programme services through the electronic communications networks and the final transmission, in its integrality and without any change, of the public radiobroadcasting programme services in the AM frequency band, in view of their reception by the end-users.

The identified market is a wholesale market, submitted to the provisions of the Government Ordinance no. 34/2002, approved with amendments and completions by Law no. 527/2002, with the subsequent amendments and completions.

b) Geographic relevant market

The national market determined by Romania's territory.