

On grounds of the provisions of art.10(2) indent 1, art.11(1) and art.12(1) and (3) of the Government Emergency Ordinance no.22/2009 on the establishment of the National Authority for Management and Regulation in Communications, of art.4(3) and art.5(1), (2) and (3) letter b) 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 MANAGEMENT AND
REGULATION IN COMMUNICATIONS**

issues this

DECISION

**on the general authorisation regime for the provision
of electronic communications networks and services**

CHAPTER I

Object of the decision

Art.1. – (1) This decision establishes the general authorisation procedure for the persons intending to provide electronic communications networks and services, as well as the conditions under which the providers of electronic communications networks and services are subject to the general authorisation regime.

(2) The general authorisation comprises the specific legal rules applicable to the provision of electronic communications networks and services, and is set forth in Annex no.1.

CHAPTER II

The obligation to send the notification

Art.2. – (1) Any person who intends to provide public electronic communications networks or publicly available electronic communications services, hereinafter referred to as *requester*, has the obligation to send the National Authority for Management and Regulation in Communications, hereinafter referred to as *ANCOM*, a notification regarding this intention, in accordance with the provisions of this decision, on the day of starting the activity, at the latest.

(2) The notification shall be made by using only the standard form set forth in Annex no.2 and by sending it to ANCOM.

(3) The electronic communications networks and services mentioned under paragraph (1) are comprised, not exhaustively, in the description file for networks and services set forth in Annex no.3.

(4) This decision shall not apply to the service providers which perform designing activities, deploy and maintain the electronic communications networks and install, maintain or connect the electronic communications equipment.

(5) This decision shall not apply to the providers of services consisting exclusively of the provision of content sent by means of the electronic communications networks or services, or whereby the editorial control over this content is exercised, or which allow the storage and subsequent accessing of the content sent.

Art. 3. – (1) The persons intending to provide electronic communications networks by means of the radio frequencies allotted for experimental or occasional transmissions shall not have the obligation to send the notification under art.2(1).

(2) The foreign persons with main headquarters in other Member States of the European Union or of the European Economic Area who intend to provide mobile electronic communications services onboard ships and aircraft, registered in the aforementioned states shall not have the obligation to send the notification under art.2(1).

(3) The persons mentioned in paragraphs (1) and (2) shall be applied the specific rights and obligations under the general authorisation regime.

Art. 4. – (1) The persons who provide electronic communications networks or services exclusively for their own needs shall not have the obligation to send the notification under art.2(1).

(2) The persons under paragraph (1) are deemed providers of private electronic communications services and gain the specific rights and obligations under the general authorisation regime from the date of effectively starting to provide private electronic communications networks and services.

(3) The provisions related to the cessation, withdrawal or suspension of the right to provide electronic communications networks and services shall apply correspondingly.

CHAPTER III

Documents attached to the standard notification form

Art.5. – (1) The requester - a Romanian person who has the capacity of an undertaking - shall attach to the standard notification form the following documents, which are part thereof:

a) a copy of the registration certificate issued by the Trade Register to the legal person or to the authorised natural person, to the individual enterprise or to the family association, as the case may be;

b) a copy of the constitutive act, with all the subsequent amendments and completions, together with the annotation certificates, or an original acknowledging certificate issued therefor by the Trade Register Office 15 days before submitting the notification, at most;

c) a copy of the document that certifies the legal mandate of the person indicated in the notification standard form;

d) a copy of the identity act of the requester, if an authorised natural person;

e) the description file for networks and services.

(2) The requester - a Romanian legal person who does not have the capacity of an undertaking - shall attach to the standard notification form the following documents, which are part thereof:

a) a copy of the fiscal registration certificate, as well as a copy of the certificate of registration with the Associations and Foundations Register or with the Federations Register, as the case may be;

b) a copy of the establishment act, with all the subsequent amendments and completions;

c) a copy of the document that certifies the legal mandate of the person indicated in the notification standard form;

d) the description file for networks and services.

(3) The requesters - foreign persons with the headquarters in the Member States of the European Union or of the European Economic Area - who intend to provide electronic communications networks and services in Romania, pursuant to the right of establishment, as well as the requesters - foreign persons with the headquarters in a third state - shall attach to the standard notification form the documents provided in paragraphs (1) or (2), as the case may be. When intending to provide services via a secondary working station without legal personality (i.e. the branch), in addition to the documents specified in paragraphs (1) or (2), as the case may be, the requesters shall send the documents regarding the foreign person's headquarters, in copy, and, respectively, translated and authenticated.

(4) In the cases specified in paragraphs (1) – (3), if such is the case, the requesters may submit the document certifying the capacity as a representative of the requester, mandated by the latter to act on its behalf in the relation with ANCOM.

(5) The requesters - foreign persons with headquarters in the Member States of the European Union or of the European Economic Area - who intend to provide electronic communications networks and services in Romania, on a temporary basis, pursuant to the liberty to provide services, shall attach to the standard notification form the following:

a) the documents equivalent to those provided in paragraph (1) letters a) and b) or paragraph (2) letters a) and b), as the case may be;

b) the contact address in Romania from where the partial or full activity of providing electronic communications networks and services throughout Romania is deployed, where the correspondence linked to this activity, including in relation with ANCOM, is sent;

c) designation of a person mandated to act on the requester's behalf in relation with ANCOM and his/her chosen contact address in Romania;

d) a copy of the identity act or of the registration certificate issued by the Trade Register to the legal person, or to the authorised natural person, to the individual enterprise or to the family association, as the case may be, of the person under letter c) or copies of the equivalent documents;

e) the description file for networks and services;

f) a document to show the period for which the requester intends to provide electronic communications networks or services in Romania.

(6) The requester may indicate in the standard notification form the estimated date for starting the provision of each type of electronic communications networks and services. The estimated date is the date from which the requester gains, in accordance with art.7(1), the rights and obligations under the general authorisation regime for each type of electronic communications networks or services.

(7) If the requester has not indicated any estimated date or has indicated an estimated date previous to the notification date, the requester gains the rights and obligations under the general authorisation regime for the types of electronic communications networks or services indicated in the notification from the date of submitting the notification as specified in art.7(1).

(8) All documents in a foreign language sent by a requester to ANCOM shall be translated in Romanian and authenticated.

CHAPTER IV

Filling in the description file for networks and services

Art.6. – The requester has the obligation to fill in and send ANCOM, as an annex to the notification, the relevant sections of the description file for networks and services, depending on the types of electronic communications networks or services it intends to provide.

CHAPTER V

Notification requirements

Art.7. – (1) The notification is deemed completed only if all the legal requirements related to the submission, form and content are met. The requester shall not have the right to provide electronic communications networks and services until the notification is completed.

(2) If the requirements under paragraph (1) are not observed, within 7 days from the notification date, ANCOM shall ask the requester, in writing, to fulfil them.

(3) In the case presented under paragraph (2), the notification is deemed completed on the date of sending ANCOM the documents which certify the compliance with the respective requirements, the provisions of art.5(6) and (7) being applied correspondingly.

CHAPTER VI

Notification effects

Art.8. – (1) The requester who made the notification within the term and under the conditions of this decision is deemed to be a provider of electronic communications networks or services for the types of electronic communications networks or services mentioned in the notification, hereinafter referred to as the *provider*, holding the specific rights and obligations provided under the general authorisation for the types of electronic communications networks or services mentioned in the notification, from the date shown under art. 5(6) or (7), as the case may be.

(2) The right to provide a certain type of electronic communications network shall not entail the right to provide another type of electronic communications network, nor the right to provide electronic communications services.

(3) The right to provide a certain type of electronic communications service shall not entail the right to provide another type of electronic communications service, nor the right to provide electronic communications networks.

(4) The right to provide electronic communications networks and/or services under the general

authorisation regime shall not entail the right to use radio frequencies, numbering resources or technical resources, when these are necessary for the network or service provision, without undergoing the procedures for gaining the right to use such resources, in accordance with the special legislation.

(5) Not starting to effectively provide the electronic communications networks and services does not postpone the enforcement of the rights and obligations under the general authorisation regime.

(6) The rights under the general authorisation regime cannot be transmitted to third parties, on a private basis.

CHAPTER VII

The standard certificate

Art.9. – Within 7 days from the date the notification was made according to art.7, ANCOM shall issue and send the requester a standard certificate stating that the latter has sent the notification provided by this decision and that it holds the right to provide the types of electronic communications networks or services mentioned in the notification, from the date shown, as the case may be, under art.5(6) or (7), and also setting the conditions under which the requester is able to exercise the rights of way and the right to negotiate access and interconnection agreements.

CHAPTER VII

The obligation to communicate modifications

Art.10. – (1) Any modification of the data mentioned in the standard notification form shall be communicated to ANCOM within 10 days from the date of its occurrence, respectively from the date of its registration with the competent institutions, by means of a notice accompanied by copies of the justifying documents, if necessary.

(2) A new notification is required, under the terms of art.2, if the modification concerns either the provision of other types of electronic communications networks or services, additional to those mentioned in the previous notification, or the estimated date for starting provision.

(3) In the case under paragraph (2), as well as if the modification is related to the waiver of the right to provide a certain type of electronic communications networks or services, respectively to the requester's or the provider's identification data mentioned in the standard certificate, ANCOM shall issue a new standard certificate including all these changes.

(4) Any modification of the data in the description file for networks and services shall be communicated to ANCOM within 10 days from the date of its occurrence, by sending a notice in this regard.

(5) The persons who gain the right to provide electronic communications networks or services as universal successors or successors under universal title of a provider of public electronic communications networks or publicly available electronic communications services which thus ceases its activity, by merger or any other manner, have the obligation to send ANCOM a notice, under the terms of paragraph (1).

CHAPTER IX

Cessation of the right to provide electronic communications networks or services

Art.11. – (1) The right to provide electronic communications networks or services, as well as the other rights and obligations provided in the general authorisation cease in the following cases:

- a) upon the provider's request;
- b) from the date of declaring the bankruptcy under the terms of Law no.85/2006 on the insolvency procedure, with the subsequent amendments and completions;
- c) in case of enforcing the sanction of withdrawal of such right;
- d) on the date of registering the dissolution decision with the trade register or cessation, in any other way, of the provider's existence;
- e) if the communication of documents by ANCOM to the address indicated by the provider in the notification is repeatedly impossible. The ANCOM representative will post the document that must be communicated, except for the fiscal administrative acts, at the address indicated by the provider in the notification, drawing up a statement-of-facts on the impossibility of communicating the respective documents.

(2) The waiver of the right to provide all the types of electronic communications or services shall be made by sending the standard request provided in Annex no.4.

(3) The request mentioned in paragraph (2) becomes effective from the date of transmitting it to ANCOM or from a subsequent date, provided therein, and ANCOM will confirm to the provider, in writing, the cessation of the right to provide all the types of electronic communications networks and services.

(4) The cessation of the right to provide electronic communications networks and services pursuant to paragraph (1) letter e) shall be established by decision of the President of ANCOM, setting also the cessation date. The decision shall be published on the ANCOM website.

(5) The right to use the numbering resources, the radio frequencies and the technical resources shall cease once with the cessation of the right to provide the types of electronic communications networks or services for which these were granted, including the self-supply of electronic communications networks or services, where applicable.

(6) By way of derogation from the provisions of paragraph (1) letter a), during their designation, the providers of electronic communications networks or services designated as universal service providers may not waive the right to provide the services for which they were designated as such.

CHAPTER X

Suspension of the right to provide electronic communications networks or services

Art.12. – (1) The right to provide all or certain types of electronic communications networks or services shall be suspended in the following cases:

a) temporary inactivity, assessed by ANCOM or upon the provider's request, alongside a copy of the relevant documents issued by the National Trade Register Office or of the irrevocable Court Decision, as the case may be;

b) enforcement of the sanction of suspension of such right, by decision of the president of ANCOM, communicated to the provider and published on the ANCOM website.

(2) During the suspension of the right to provide electronic communications networks or services according to paragraph (1) letter a), all the provider's rights and obligations in connection to the provision of electronic communications networks and services, in relation with ANCOM, as well as with other legal or natural persons, shall be suspended, except for the rights to use numbering resources, radio frequencies and technical resources, which cease on the suspension date.

(3) The cessation of the provider's temporary inactivity shall effect in regaining the rights and obligations provided by the general authorisation regime, except for the rights to use numbering resources, radio frequencies and technical resources, following the submission to ANCOM of a copy of all the relevant documents issued by the National Trade Register Office or of the irrevocable Court Decision, as the case may be, on the recommencement of the provider's activity.

(4) ANCOM shall sanction the provider with suspending its right to provide electronic communications networks or services for 6 months, at most.

(5) During the suspension of the right to provide electronic communications networks or services according to paragraph (1) letter b), the provider of electronic communications networks or services towards ANCOM the obligations provided by the general authorisation and other legal

provisions, connected to the provision of electronic communications networks or services.

(6) The cessation of the suspension of the right to provide electronic communications networks or services results in regaining the rights provided by the general authorisation regime. If, upon the expiry of the suspension period, the provider of electronic communications networks or services fails to remove the causes which led to suspension, ANCOM may decide the withdrawal of the right to provide electronic communications networks or services.

CHAPTER XI

Withdrawal of the right to provide electronic communications networks or services

Art.13. – (1) The person who was sanctioned with withdrawal of the right to provide electronic communications networks or services cannot gain the right to provide such networks or services for a 3-year period from withdrawal.

(2) The withdrawal of the right to provide electronic communications networks or services shall be established by decision of the president of ANCOM, under the law, shall be communicated to the provider of electronic communications networks or services and published on the ANCOM website.

CHAPTER XII

The public record of the Providers of Electronic Communications Networks or Services

Art.14. – (1) For the purpose of maintaining an official record of the providers, ANCOM creates and updates the Public Record of the Providers of Electronic Communications Networks or Services, available on the ANCOM website.

(2) The following data are included in the Record mentioned in paragraph (1) for each provider:

- a) the identification data;
- b) the types of electronic communications networks or services it has the right to provide;
- c) the date when the right to provide each type of electronic communications network or service is obtained;
- d) mentions regarding the suspension or cessation of the right to provide electronic communications networks or services.

CHAPTER XII

Documents transmission

Art.15. – (1) In cases when this decision imposes on the requester/provider the obligation to transmit certain documents to ANCOM, these shall be signed and sealed by its representative, and sent either to the ANCOM headquarters in Bucharest or to its territorial structure within the area where the requester's/provider's domicile or headquarters are located, only in one of the following ways:

a) by submission, personally or through a mandated representative, upon signature;

b) by mail;

c) in electronic format, by e-mail, having included, attached or logically associated an extended electronic signature based upon a qualified certificate that has not been invalidated or revoked at the respective moment, generated using a secured device for creating electronic signature.

(2) As the case may be, the transmission date of the notification is considered to be the date when the notification is registered in the in-coming – out-going correspondence register of ANCOM, the confirmation date of the receipt if sent by registered mail or the receipt response date, if sent in electronic format.

(3) In cases when this decision imposes on the requester/provider the obligation to transmit copies of certain documents to ANCOM, such transmission may be made to the ANCOM headquarters or to its territorial structure within the area where the requester's/provider's domicile or headquarters are located, in one of the ways specified in paragraph (1), or by electronic mail or fax.

(4) The forms of the documents provided in art.2(2) and (3) and art.11(2) may be obtained from the headquarters, any territorial structure or ANCOM website.

CHAPTER XIV

Transitory provisions

Art.16. – (1) Until 31 December 2010, all the providers of electronic communications networks and/or services, registered with the Public Record of the Providers of Electronic Communications Networks or Services, have the obligation to fill in and send the standard notification form (Annex no.2) alongside the description file for networks and services (Annex no.3), as well as, if necessary, the documents certifying that the provider's identification data or the mandated representative's data were modified.

(2) Failure to notify within the term and conditions set in paragraph (1) results in the cessation of the right to provide electronic communications networks or services.

CHAPTER XV

Final provisions

Art.17. – Annexes no.1 – 4 are part of the present decision.

Art.18. – (1) This decision shall be published in the Romanian Official Journal, Part I, and shall become effective within 3 days after its publishing date.

(2) The Decision of the President of the National Regulatory Authority for Communications no.1333/EN/2003 on the general authorisation regime for the provision of electronic communications networks and services, published in the Romanian Official Journal, Part I, no.802 of 14 November 2003, with the subsequent completions, and the Decision of the President of the National Regulatory Authority for Communications no.57/EN/2005 on the publishing of the List of standards and technical specifications for the electronic communications networks and services, as well as for the associated infrastructure and services, published in the Romanian Official Journal, Part I, no.264 of 30 March 2005, are repealed.

**PRESIDENT,
MARIUS CATALIN MARINESCU**

Bucharest, 4 May 2010

No. 338

**GENERAL AUTHORISATION
for the provision of electronic communications networks and services**

1. General provisions

1.1. Object of the general authorisation

This general authorisation sets out the conditions for the provision of electronic communications networks and services.

1.2. Definitions

1.2.1. *Private electronic communications network* – the electronic communications network which fulfils at least one of the following conditions:

a) it is exclusively provided for the provider's own needs, respectively for the provision of electronic communications services for the exclusive benefit of the provider's agents;

b) it is exclusively provided for achieving communications necessary for its own activity, the network provision being auxiliary to the respective activity;

1.2.2. *Provision of an electronic communications network* – the installation, operation, control or making available of an electronic communications network:

- *installation of an electronic communications network* – deploying an electronic communications network, directly or by means of a third party's services, until rendering it operational, for the purpose of operating, controlling or making it available;

- *operation of an electronic communications network* – configuration of the network equipment, as well as monitoring of the functioning, diagnosis and maintenance of an electronic communications network;

- *control of an electronic communications network* – monitoring, surveillance or verification of the physical access to the network and of the communications within the network, as well as management of the information transmitted on the network;

- *making available of an electronic communications network* – granting to a third party the non-exclusive access to network for the purpose of providing it over electronic communications networks.

1.2.3. *Publicly available electronic communications service* – the electronic communications service usually provided, upon payment, exclusively or mainly to a third person.

1.2.4. *Leased lines service* – the publicly available electronic communications service providing a transparent and permanent transmission capacity between two network points and not allowing the possibility of switching upon the users' request.

1.2.5. Within the text of this Annex:

- 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, will be hereinafter referred to as the *Framework Ordinance*;

- 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, will be hereinafter referred to as the *Access Ordinance*;

- the Law no.304/2003 on the Universal Service and users' rights relating to the electronic communications networks and services, republished, will be hereinafter referred to as the *Universal Service Law*;

- the Law no.506/2004 concerning the Processing of Personal Data and the Protection of

Privacy in the Electronic Communications Sector, with the subsequent amendments and completions, will be hereinafter referred to as the *Law on Personal Data*.

1.2.6. The definitions under Framework Ordinance, Access Ordinance and Universal Service Law are also applicable within the meaning of this general authorisation.

2. Providers' rights

2.1. Provision of electronic communications networks

2.1.1. A provider of public electronic communications networks has the right to make its network available only to a third party that is authorised to provide electronic communications networks or services, or to a third party authorised according to the specific legislation in the audio-visual field.

2.1.2. A provider of private electronic communications networks has the right to connect as an end-user to a public electronic communications network, using a connection means agreed upon together with the provider of public electronic communications network.

2.2. Provision of electronic communications services

A provider of publicly available electronic communications services may therefore use a network of a third provider of public electronic communications networks, upon the approval of such third provider, if the respective network allows, from a technical point of view, the provision of the electronic communications service.

2.3. The right of way

A provider of electronic communications networks may install, maintain, replace, or move any element of the network, including stands and other facilities necessary for their support, as well as the terminal points used for the provision of electronic communications services on, over, in or under immovables which are public or private property, as the case may be, in accordance with the legal provisions regulating the right of way.

2.4. Access and interconnection

A provider of public electronic communications networks or of publicly available electronic communications services may negotiate and conclude access or interconnection agreements under the conditions set out by the Access Ordinance.

2.5. Designation as a Universal Service provider

A provider of public electronic communications networks or of publicly available electronic communications services has the right to be designated for providing any services within the scope of the Universal Service over the entire national territory or over regions of the national territory, in accordance with the provisions under Chapter II of the Universal Service Law.

2.6. Adjacent rights

2.6.1. A provider of publicly available electronic communications services has the right to publish subscribers' directories containing the identification data and telephone numbers of the subscribers, in written, electronic or any other form, with the observance of the provisions under the Law on Personal Data.

2.6.2. A provider of publicly available telephone services has the right to provide the directory enquiry services and the customer service.

3. Provider's obligations

3.1. Contribution to the support of Universal Service

3.1.1. ANCOM may impose on the providers of electronic communications networks or services to pay a financial contribution for the support of Universal Service, in accordance with the conditions of the Universal Service Law.

3.1.2. The providers of electronic communications networks or services have the right to choose whether to take into consideration the turnover or the revenues exclusively achieved from the provision of electronic communications networks or services in view of establishing the existence of the obligation to pay the contribution for compensating the net cost of the provision of services within the scope of Universal Service, as well as its amount.

3.2. Annual monitoring traffic

3.2.1. A provider of public electronic communications networks or of publicly available electronic communications services has the obligation to submit ANCOM an original copy of the annual financial statements within 5 days from the expiry of the legal term for their submission to the competent bodies, under the law.

3.2.2. A provider of public electronic communications networks or of publicly available electronic communications services which registers a turnover higher than the equivalent in RON of EUR 100,000 has the obligation to pay to ANCOM an annual monitoring tariff, in the amount and under the conditions of the Framework Ordinance.

3.2.3. The providers of public electronic communications networks or of publicly available electronic communications services benefit from the right to choose whether to take into consideration the turnover or the revenues exclusively achieved from the provision of electronic communications networks or services in view of establishing the due monitoring traffic.

3.2.4. With a view to establishing the financial obligations to ANCOM, the foreign persons with headquarters in the Member States of the European Union or European Economic Area who provide electronic communications networks or services in Romania, on a temporary basis, pursuant to the liberty to provide services, have the obligation to keep separate financial accounts for the commercial activities carried out in Romania, respectively for the provision of electronic communications networks or services in Romania, depending on the chosen calculation basis.

3.3. Access and interconnection

3.3.1. A provider of public electronic communications networks is obliged, upon the request of a third provider of public electronic communications networks, to negotiate an interconnection agreement with such third provider for the purpose of providing publicly available electronic communications services, including electronic communications services available to users over another public communications network interconnected with the network of either provider.

3.3.2. A provider of public electronic communications networks or of publicly available electronic communications services has the obligation to observe all the measures taken by ANCOM in order to encourage and, as the case may be, ensure access and interconnection under adequate conditions and interoperability of services, upon observance of the principles on economic efficiency, fostering competition and maximising the end user's benefits, in accordance with the provisions under the Access Ordinance.

3.3.3. A provider of public electronic communications networks or publicly available electronic communications services that intends to terminate calls on a public electronic communications network has the obligation to conclude, as the case may be, access or interconnection agreements with the provider of the respective network, under the conditions set out by the Access Ordinance.

3.3.4. As per the interconnection of the public electronic communications networks, the providers have the obligation to send the identity of the calling line to the interface of the networks involved, without altering, changing or erasing it.

3.4. Shared use of facilities

ANCOM may impose on any provider of electronic communications networks the obligation to allow a third provider of electronic communications networks to use its stands and other facilities destined to support the elements of the networks, installed, built or arranged by the respective provider, for the purpose of installing, maintaining, replacing or moving any of the elements of that third provider's network. In case of imposing such an obligation, ANCOM shall also establish the conditions for the sharing of facilities.

3.5. Environment protection, urban plans and land management

3.5.1. A provider of electronic communications networks has the obligation to obtain all necessary authorisation documents provided by the law on environment protection, on building quality, on execution authorisation, and by other applicable legal provisions. The capacity as a provider of public electronic communications networks does not replace any of these documents.

3.5.2. A provider of electronic communications networks has the obligation to require ANCOM to issue the endorsement needed for obtaining the authorisation for building stands and immovables which may affect the functioning of the ANCOM monitoring systems. The list of localities where such endorsement is necessary is published on the ANCOM website.

3.5.3. A provider of electronic communications networks is bound, during the entire duration of its activity, to observe the urban plans and the land management plans.

3.6. Processing of personal data

3.6.1. A provider of public electronic communications networks or of publicly available electronic communications services has the obligation to observe the provisions regarding the processing of personal data under the Law on Personal Data.

3.6.2. A provider of public electronic communications networks or of publicly available electronic communications services is forbidden to change the identity of the calling party, hide the latter's identity or inform the called party on the identity of the calling party without the approval of the latter.

3.6.3. A provider of public electronic communications networks or of publicly available electronic communications services has the obligation to contribute to the identification of the electronic communications networks the calls were originated from or through which the calls were transmitted, as well as to the identification of the call origin, upon the request of the competent authorities, in accordance with the legal provisions.

3.7. Security of electronic communications networks and services

3.7.1. A provider of public electronic communications networks or of publicly available electronic communications services has the obligation to take all necessary technical and organisational measures for ensuring service and network security against unauthorised access or against any other illegitimate actions, including measures for ensuring the inviolability of the correspondence secrecy, respectively to guaranteeing the confidentiality of communications transmitted through the public electronic communications networks and the publicly available electronic communications services.

3.7.2. A provider of publicly available electronic communications services has the obligation to inform the subscribers and ANCOM, should it learn about a special risk regarding the breach of the security of that network through which the service is provided. Information shall also refer to possible remedies and their estimative application costs.

3.8. Communications interception

3.8.1. A provider of electronic communications networks or services has the obligation to allow the competent public authorities to intercept the communications carried out, including from the technical point of view, as well as the obligation to totally or partially bear the costs afferent to the interface for interception, in accordance with the legal provisions.

3.8.2. A provider of electronic communications networks or services has the obligation to ensure the confidentiality of interception operations through its own system of organisational, technical and procedural measures, accredited under the special legislation in the field of protection of classified information.

3.8.3. A provider of electronic communications networks or services shall place at the disposal of competent public authorities all technical data regarding the interception operations, in the format established by such authorities, considering the technological stage in the field.

3.8.4. A provider of electronic communications networks or services shall place at the disposal of the national authorities competent in the communications interception, designated under the law, the interception management servers and the administration and operation consoles it holds, in view of ensuring the legal interception of communications.

3.8.5. A provider of electronic communications networks or services has the obligation to grant technical support to the national authority in charge with the interception of communications, in view of fulfilling its attributions in the field, and shall cooperate with such authority to enforce the criteria of protecting and auditing the national communications interception systems, elaborated by this authority.

3.8.6. A provider of electronic communications networks or services has the obligation to take all the necessary technical measures in view of immediately enforcing the communications interceptions authorisations or mandates issued according to the law.

3.9. Providing the electronic communications networks and services under special circumstances

3.9.1. During the circumstances generated by a natural calamity or by an extremely serious disaster, a provider of electronic communications networks or services has the obligation to take all the measures in order to ensure the integrity of electronic communications networks and the continuous provision of electronic communications services, as well as to allow the communication between the public authorities responsible for organising defence against disasters, in accordance with the applicable legal provisions.

3.9.2. The providers of public telephone networks and the providers of publicly available telephone services have the obligation to ensure the receiving and retransmission of emergency calls from any equipment it operates, irrespective of the technology used, pursuant to the conditions on the establishment of communications to the unique national system for emergency calls, hereinafter referred to as the SNUAU, established by ANCOM.

3.9.3. The providers of publicly available telephone services have the obligation to take all measures in order to ensure uninterruptedly the possibility of initiating calls to the 112 emergency call service.

3.9.4. A provider of public telephone networks has the obligation to make available to SNUAU information on the caller's location for all the categories of calls to the 112 emergency call service, under the conditions set out by ANCOM related to the establishment of communications to SNUAU.

3.9.5. The providers of public electronic communications networks and the providers of publicly available telephone services have the obligation to ensure with priority the connections with the SNUAU centres and dispatchers, under emergency circumstances which affect or may affect the infrastructure or/and services of these categories of providers.

3.10. Use of radio frequencies

3.10.1. Should the support for transmitting signals through the network be radio channels, the provider of electronic communications networks or services does not have the right to use the radio frequencies submitted to the licensing regime under Framework Ordinance unless having obtained the license for the use of radio frequencies.

3.10.2. As regards the use of the radio frequencies submitted to the licensing regime, a provider of electronic communications networks or services has the following obligations:

a) to exercise the rights deriving from the licence only under conditions which would ensure the effective, rational and efficient use of the allotted/assigned radio frequencies;

b) to ensure the exercise of all rights and fully compliance with the obligations imposed by the licence for the use of radio frequencies, as well as with the technical and/or operational requirements for the use of radio frequencies imposed by ANCOM, including those related to the technical requirements under the radio interfaces specifications regulated by ANCOM in accordance with the legislation in force in view of avoiding or removing harmful interferences, or any other requirements of public interest.

3.10.3. Should the support for transmitting signals through the network be radio channels in the frequency bands whose use is submitted exclusively to the general authorisation regime, in accordance with the provisions of the Framework Ordinance, the provider of electronic communications networks has the obligation to use such radio frequencies without causing harmful interferences to other existing electronic communications networks, while observing the technical requirements provided in the technical requirements under the radio interfaces specifications regulated by ANCOM in accordance with the legislation in force.

3.10.4. The providers of electronic communications networks using radio frequencies submitted exclusively to the general authorisation regime do not benefit from radio protection, regardless whether interferences are caused by similar users or by radiocommunication stations employing radio frequencies which require the gaining of a licence for the use of radio frequencies and, if applicable, they shall take all measures, necessary or imposed by ANCOM, to remove the harmful interferences.

3.10.5. When choosing the sites of the radiocommunication stations, a provider shall assess the compatibility with the radiocommunication systems existing on the respective site or on a neighbouring site which takes into account the characteristics of such stations and will adopt those technical solutions which are required so as to maintain the existing compatibility status. If the incompatibility status cannot be established *a priori* and if, once a radiocommunication station is rendered functional, interference with one or several existing radiocommunication stations or degradation of the provided service are assessed, the provider which caused the incompatibility will bear the cost for all required technical measures in view of re-establishing the initial situation.

3.10.6. If case requires, a provider of electronic communications networks or services will take, on its own expense, the necessary measures in order to remove the harmful interferences it caused or which may be attributed to it, including, not exhaustively, repairs, additional filters, the correction of errors caused by improper or faulty installation of the network or inadequate operation of the items of equipment within its own network.

3.10.7. Should there be an incompatibility between radiocommunication stations within one site, for which either there are no technical solutions to re-establish the initial situation without damaging the quality of service, or the necessary technical solutions have a cost which is not assumed by the provider which caused the incompatibility, the latter will be applied the *"last arrived on the site – first left from the respective site"* rule.

3.11. Use of numbering resources

3.11.1. Should the provision of publicly available electronic communications services require numbering resources, a provider of publicly available electronic communications services does not have the right to use such resources unless having obtained the licence for the use of numbering resources.

3.11.2. In order to gain the licence for the use of numbering resources, the providers of electronic communications services must meet certain additional requirements, established under the special regulations adopted by ANCOM.

3.11.3. The providers of publicly available electronic communications services have the obligation to ensure compliance with the usage requirements for each category of numbering resources, in accordance with the regulations issued by ANCOM in the numbering resources field and with the National Numbering Plan.

3.11.4. The providers of publicly available telephone services, holders of licences for the use of numbering resources, have the obligation to offer their subscribers, upon request, the portability of the geographic or non-geographic numbers, as the case may be, according to the ANCOM regulations on number portability. Following the porting, the provider has the obligation not to change the destination of the number provided in the National Numbering Plan.

3.12. Consumer protection and quality of services

3.12.1. A provider of publicly available electronic communications services has the obligation to observe in its activity the legal provisions on consumer protection and the special legal provisions regarding the rights of the users of electronic communications services.

3.12.2. A provider of publicly available electronic communications services has the obligation to conclude contracts with the end-users, in writing or, as the case may be, electronically, in compliance with the legal requirements related to their validity, except for the cases when the services are provided over prepaid cards or other similar means of payment, under the provisions of Chapter IV of Universal Service Law.

3.12.3. In order to improve the service interoperability and enhance the users' range of choice, ANCOM recommends the providers of publicly available electronic communications networks and services to observe the harmonised standards and specifications for electronic communications networks and services, as well as for the infrastructure and associated services, established by decisions of the European Commission and published in the European Union's Official Journal. The List of standards and/or specifications for electronic communications networks and services, as well as for the infrastructure and associated services, is also published on the ANCOM website.

3.13. Ensuring non-discriminatory access

If the provider of publicly available electronic communications services had launched a public tender and established standard conditions related to the conclusion of the contract for providing electronic communications services, it has the obligation to ensure the non-discriminatory access of end-users to the respective service. The provider of publicly available electronic communications services may not deny the end-users' access to the electronic communications service unless for thoroughly justified reasons.

3.14. Service billing

3.14.1. The provider of publicly available electronic communications services has the obligation to provide, free of charge, to any subscriber, based upon the traffic measurements carried out by the provider with its own equipment, whose conformity was certified under the law, an un-itemised bill, in order to allow the subscriber to verify the correspondence between his payment obligation and the services effectively provided.

3.14.2. The provider of publicly available telephone services has the obligation to issue itemised bills, upon the request of any subscriber, irrespective if he is a natural or a legal person, with the observance of the minimum categories of information established by the ANCOM regulation on the end-users' information.

3.15. Obligations to inform ANCOM

3.15.1. A provider of electronic communications networks or services has the following obligations to inform ANCOM:

- a) submit to ANCOM a copy of the contract on the rights of way, concluded with the holder of the ownership or administration right over the public buildings, within 30 days from the conclusion date of such contract; should any decision of a Court of Law be issued and replace the said contract, the provider will submit a copy of such decision within 30 days after receiving it;
- b) submit to ANCOM a copy of each of the access and interconnection agreements it had concluded, within 10 days from their conclusion date; as well, the provider will send ANCOM, within 10 days

after the occurrence of the change or cessation, all necessary information regarding the amendment or cease of these agreements together with written proof, as the case may be;

- c) submit to ANCOM, within 30 days from conclusion, a copy of each agreement on access to the spatial segment concluded with the operators of the respective satellites;
- d) send periodically to ANCOM the statistical data necessary for the elaboration of reports, studies, analyses and other such documents in the electronic communications field, under the regulations in force;
- e) send to ANCOM any requested information, under the law.

3.15.2. A provider of terrestrial public networks at a fixed location on a physical support (twisted metallic pairs, coaxial cable, UTP/FTP cable or fibre optic) has the obligation to report to ANCOM, every semester, in an accurate and comprehensive manner, the localities where it effectively provides terrestrial public networks, as follows:

- a) until 10 August, the localities where it provided services between 1 January and 30 June;
- b) until 10 February, the localities where it provided services between 1 July and 31 December.

3.15.3. The information under indent 3.15.2. will be sent to ANCOM by filling in the table in Annex no.1 to this general authorisation, which is part hereof, including by using an application available on the ANCOM website.

3.15.4. If the provider of electronic communications networks or services deems the information sent to ANCOM is confidential, it has the obligation to justify the confidential character of the information sent and transmit a non-confidential version of the information, when possible.

3.15.5. ANCOM may decide, upon analysing the request under indent 3.15.4., that the information sent is not confidential, making it available to third parties after the expiry of a 3-working day term from communicating to the respective provider its intention and reasons justifying such intention, within the purpose of exercising the legal attributions.

3.16. Obligations to inform the public

3.16.1. A provider of electronic communications services has the obligation to make available to the public detailed, clear and updated information on its prices and applicable tariffs, as well as on the standard conditions for the connection and use of the services provided, in order to enable the end-users to make informed choices, in accordance with the regulations adopted by ANCOM.

3.16.2. A provider of electronic communications services has the obligation to elaborate and present the information under indent 3.16.1 in such manner as to allow the users to follow it effortlessly. The conditions or terms affecting certain offers will be presented under the same format and with the same graphic characters used at the offer drawing up.

3.16.3. A provider of publicly available telephone services has the obligation to inform periodically its subscribers using location-independent services on the limits of the transmission of primary location information to the National Unique System for Emergency Calls, as emergency calls are concerned, under the conditions established by ANCOM.

3.17. Connection, transit and routing

3.17.1. A provider of private electronic communications networks has the obligation not to connect its network to another private electronic communications network, be it directly or through another private electronic communications network.

3.17.2. A provider of private electronic communications networks shall not convey through its own network neither the traffic generated by a public electronic communications network towards another public or private electronic communications network nor the traffic generated by a private public electronic communications network towards a public electronic communications network.

3.17.3. The providers of publicly available electronic communications services which originate calls have the obligation to ensure call routing to the ported numbers.

3.18. Specific obligations

3.18.1. A provider of electronic communications networks or services designated as a provider with significant market power will have the specific obligations imposed by ANCOM under the conditions set out by the Access Ordinance and the Universal Service Law.

3.18.2. A provider of electronic communications networks or services designated as a provider with significant market power will have the specific obligations imposed by ANCOM in accordance with the Universal Service Law.

3.19. Technical conditions for the provision of networks

3.19.1. If receiving justified requests, a provider of public electronic communications networks has the obligation to communicate to all interested persons the technical standards, adopted in the European Union or by the European and international standardization bodies, that it uses for the operation of the networks, as well as all types of interfaces used for interconnection or for the access of end-users to its network, and to observe the standards declared to be mandatory by the law.

3.19.2. A provider of electronic communications networks or services who uses the electronic communications network for the retransmission of the audio-visual programme services and/or of data transmission or Internet access services has the obligation to observe the technical and electronic compatibility conditions under Annex no.2 to this general authorisation, which is part hereof.

3.19.3. A provider of public electronic communications networks has the obligation to ensure the conditions necessary for the provision of electronic communications services through the network, at the quality standards imposed in relation to the provision of these services, if such activities are ensured by a third party.

3.19.4. A provider of public electronic communications networks has the obligation to permanently provide the technical conditions necessary for the provision of non-discriminatory access of the end-users to the electronic communications services provided through the network.

3.19.5. A provider of public electronic communications networks has the obligation to use for interconnection at national and international level only the technical resources allotted by ANCOM, under the conditions set out by decision of the president of ANCOM.

3.19.6. A provider of public electronic communications networks has the obligation to transmit the calling number through the signalling systems between networks, in all cases when it is technically possible.

3.19.7. A provider of public electronic communications networks has the obligation to create, keep and update, annually, a technical register of the network (electronic or hardcopy), necessarily including the following information:

a) network design, transmission lines and systems, switching systems and signalling systems etc.;

b) plans and size of the transport and access/distribution networks, including general information on the routing of the traffic;

c) bulletins with the measurements of the signal levels, mitigations, error rates, as well as other relevant technical parameters in its own network or in the network of authorised third parties, if such is the case;

d) modality of ensuring the electrical protection of the transmission lines and equipment in the network;

e) description of the network management and traffic measurement systems;

f) statistics on failures/damages itemised by causes (types of damages, type of equipment more often damaged etc.), including at the level of the access network;

g) measures related to ensuring the emergency calls;

h) measures related to ensuring the provision of the network under special conditions (traffic jam, damage of equipment etc.);

- i) measures related to ensuring the security of communications and the users' privacy protection;
- j) authorisations and approvals necessary for building the network;
- k) addresses of the main working stations of the provider, as well as the names of its representatives.

Botosani									
Brasov									
Braila									
Buzau									
Caras-Severin									
Calarasi									
Cluj									
Constanta									
Covasna									
Dambovita									
Dolj									
Galati									
Giurgiu									
Gorj									
Harghita									
Hunedoara									
Ialomita									
Iasi									
Ilfov									
Maramures									
Mehedinti									
Mures									
Neamt									
Olt									
Prahova									
Satu Mare									
Sibiu									
Suceava									
Teleorman									
Timis									
Tulcea									
Valcea									
Vaslui									
Vrancea									

²⁾ It can also be transmitted in electronic format.

Technical and electromagnetic compatibility conditions imposed on the electronic communications networks totally or partially built up from coaxial cable, intended for the retransmission of the audio-visual programme services and/or data transmission and Internet access services

1. General conditions of security and electromagnetic compatibility

1.1. The systems of distribution through electronic communications networks must be conceived, built and installed in accordance with the provisions of the relevant standards of security and electromagnetic compatibility adopted by the national standardization body.

1.2. The active and passive items of equipment used for the reception, processing and distribution of signals in distribution systems over the electronic communications networks must meet the requirements under the Government Decision no.982/2007 on electromagnetic compatibility.

2. Electromagnetic compatibility requirements

No.	Parameter	Value
0	1	2
1.	Limits of interfering radiations in the 5 MHz – 862 MHz frequency bands	
	5 – 30 MHz	Maximum 34 – 27 dB(μ V/m) ^{1), 2)} ¹⁾ Decrease linear with the frequency logarithm ²⁾ 9 kHz measurement band
	30 – 862 MHz	Maximum 27 dB(μ V/m) ¹⁾ ¹⁾ 120 kHz measurement band
	Note: The values are measured 3m away from the source. When the system interferes with other authorised radiocommunication systems, the provider of electronic communications networks has the obligation to reduce the level of the interference until total removal.	
2.	Limits of interfering tensions injected by the equipment in the electric power network in the 150 kHz – 30 MHz frequency bands	
	150 kHz – 500 kHz	quasi-peak: 66 – 56 dB(μ V) ¹⁾ average value: 56 – 46 dB(μ V) ¹⁾ ¹⁾ Decrease linear with the frequency logarithm
	500 kHz – 5 MHz	quasi-peak: 56 dB(μ V) average value: 46 dB(μ V)
	5 MHz – 30 MHz	quasi-peak: 60 dB(μ V) average value: 50 dB(μ V)

3. Technical requirements for the retransmission of FM radiobroadcasting programme services on the coaxial cable segments/sections

No.	Parameter	Value
0	1	2
1.	The employable spectrum for radiobroadcasting transmission in frequency modulation	87.5-108 MHz
2.	Maximum level of the signal in the network	110 dB(μV)

4. Technical requirements for the retransmission of analogue television programmes on the coaxial cable segments/sections

No.	Parameter	Value				
0	1	2				
1.	The employable spectrum and television system Notes: 1. The intercalary use of norms D and B within each sub-band A, B, C and D is not allowed. 2. The use of the image-sound frequency deviation of 6.5 MHz in the channels of 8 MHz for retransmission over conversion from FIF norm D is allowed. 3. The use of the image-sound frequency deviation of 5.5 MHz in the channels of 8MHz for retransmission over conversion from UIF norm G.	FIF				
		Norm D Channels of 8 MHz		Norm B Channels of 7 MHz		
		A	1	48.5-56.5MHz		
			2	58-66 MHz	2	47-54 MHz
			3	76-84 MHz	3	54-61 MHz
			4	84-92 MHz	4	61-68 MHz
			5	92-100 MHz		
		B	S1-S9	102-174 MHz	S1-S10	104-174 MHz
		C	6-12	174-230 MHz	5-12	174-230 MHz
		D	S10-S18	230-302 MHz	S11-S20	230-300 MHz
		UIF Norm G Channels of 8 MHz				
	S21-S33			302-406 MHz		
	S36-S38			422-446 MHz		
	S41			462-470 MHz		
	21-69			470-862 MHz		
2.	Maximum level of the signal in the network	110 dB(μV)				

5. Technical requirements for the retransmission of digital television programmes on the coaxial cable segments/sections

No.	Parameter	Value
0	1	2
1.	The employable spectrum and television system Note: The use of the channels of 6 MHz, 7 MHz and 8 MHz for the distribution of digital television signals is allowed	The employable television spectrum for digital television is the same as the one for analogue television (see parameter 1 in the table under indent 4)
2.	Maximum level of the signal in the network	110 dB(μV)

6. Technical requirements for the data transmission and Internet access services on the coaxial cable segments/sections

No.	Parameter	Value
0	1	2
1.	Level of the signal for data transmissions at the entry of the network interface	42-75 dB(μV)
2.	Band allowed for the return path of the signal for data transmissions	5-65 MHz ¹⁾ ¹⁾ Recommended, but not mandatory. If another band than the one recommended is used, the spectrum employable for data transmissions sent directly will be observed.
3.	Band allowed for the direct path of the signal for data transmissions (transmissions outside the band)	108-406 MHz ± 30 kHz 422-446 MHz ± 30 kHz 462-862 MHz ± 30 kHz

General notes:

1. The use in the cable distribution channels of channels/frequencies totally or partly overlapped with those serving the terrestrial area will be avoided.
2. The values for the signal levels in dB(μV) displayed in the tables above are valid for a measure impedance of 75 ohms.

NOTIFICATION

on the provision of electronic communications networks and services

I. Data necessary for identifying and efficiently communicating with the requester*

Name of the requester**:		
<input type="text"/>		
Headquarters/Domicile of the requester - address and contact data:		
County/Sector**	City/Commune**	
<input type="text"/>	<input type="text"/>	
Village** (if such is the case)		
<input type="text"/>		
Complete address**		
<input type="text"/>		
Telephone**	Fax	E-mail
<input type="text"/>	<input type="text"/>	<input type="text"/>
Website		
<input type="text"/>		
The requester is registered with the Trade Register:		
County/Sector	Unique registration code**	
<input type="text"/>	<input type="text"/>	
Bank account		
<input type="text"/>		
Representative of the requester – identification data and contact data:		
Name**	First name**	
<input type="text"/>	<input type="text"/>	
Personal numerical code **		
<input type="text"/>		
County/Sector	City/Commune	
<input type="text"/>	<input type="text"/>	
Village		
<input type="text"/>		
Complete address		
<input type="text"/>		
Telephone	Fax	E-mail
<input type="text"/>	<input type="text"/>	<input type="text"/>
Requester's correspondence address:		
County/Sector	City/Commune	
<input type="text"/>	<input type="text"/>	
Village		
<input type="text"/>		
Complete address		
<input type="text"/>		
Telephone	Fax	
<input type="text"/>	<input type="text"/>	
Requester's contact person:		
Name	First name	
<input type="text"/>	<input type="text"/>	
Telephone	Fax	E-mail
<input type="text"/>	<input type="text"/>	<input type="text"/>

*The requesters-foreign persons with headquarters in the Member States of the European Union or of the European Economic Area who intend to provide electronic communications networks and services, pursuant to the conditions of liberty to provide services, will submit the equivalent identification data.

** The filling in of these fields is mandatory.

II. Types of electronic communications networks or services the requester intends to provide and estimated date for starting the provision (the date when the right to provide the respective types of electronic communications networks or services will be born)

Types of electronic communications networks or services the requester intends to provide		Estimated date (d.d. m.m. y.y.y.y.)
A. Public electronic communications networks	<input type="checkbox"/> A1 Public terrestrial networks with access to a fixed location or with limited mobility	
	<input type="checkbox"/> A2 Public mobile cellular radio networks	
	<input type="checkbox"/> A3 Public access mobile radio networks	
	<input type="checkbox"/> A4 Satellite public networks	
B. Publicly available electronic communications services	<input type="checkbox"/> B1 Publicly available telephone services	
	<input type="checkbox"/> B2 Leased lines services	
	<input type="checkbox"/> B3 Data transmission services	
	<input type="checkbox"/> B4 Internet access services	
	<input type="checkbox"/> B5 Retransmission of linear audio-visual media programme services to the end-users	
	<input type="checkbox"/> B6 Other electronic communications services	

III. The requester attaches the following documents which are part of the notification:

a copy of the registration certificate issued by the Trade Register of the legal person or of the authorised natural person, of the individual enterprise or of the family association, as the case may be, or copies of the equivalent documents;

a copy of the constitutive act, with all the subsequent amendments and completions, together with the annotation certificates, or an original acknowledging certificate delivered therefor by the Trade Register Office 15 before submitting the notification, at most, or copies of the equivalent documents;

a copy of the document that certifies the capacity as a mandated representative or a copy of the identity act of the requester-authorised natural person;

only where necessary, the designation of a contact address in Romania from where the partial or integral activity of providing electronic communications networks and services throughout Romania is deployed, where the correspondence linked to this activity, including in relation with ANCOM, is sent;

only where necessary, the designation of a person mandated to act on the requester's behalf in relation with ANCOM and of the chosen contact address in Romania, as well as a copy of the identity act or of the registration certificate issued by the Trade Register to the legal person, or to the authorised natural person, to the individual enterprise or to the family association or copies of the equivalent documents, as the case may be;

only where necessary, a document to show the period for which you intend to provide electronic communications networks or services in Romania;

the description file for networks and services.

IV. The requester consents to publishing the contact address in the Public Register of the providers of electronic communications networks or services:

Yes

Signature of the representative and seal of the requester

DESCRIPTION FILE FOR NETWORKS AND SERVICES

Name:
Domicile/Headquarters: County..... City/Commune
Locality (village, city or town)
Complete address
Telephone:
Fax: <i>Signature of the representative and seal</i>
E-mail:
Website:

A. PUBLIC ELECTRONIC COMMUNICATIONS NETWORKS

A1 <input type="checkbox"/> Public terrestrial networks with access to a fixed location or with limited mobility	Destination:	<input type="checkbox"/> Retransmission of audio-visual media programme services	<input type="checkbox"/> CATV <input type="checkbox"/> T-DAB/DVB-T
		<input type="checkbox"/> Terrestrial conveyance of audio-visual media programmes	
		<input type="checkbox"/> Telephone services at fixed locations or other electronic communications services allowing for voice services	<input type="checkbox"/> DECT
		<input type="checkbox"/> Leased lines services	
		<input type="checkbox"/> Internet access services	<input type="checkbox"/> WiMAX <input type="checkbox"/> Wi-Fi
		<input type="checkbox"/> Data transmission services	

A2 <input type="checkbox"/> Public mobile cellular radio networks	Generations:	<input type="checkbox"/> GSM
		<input type="checkbox"/> CDMA
		<input type="checkbox"/> IMT 2000/UMTS
		<input type="checkbox"/> Other:

A3 <input type="checkbox"/> Public access mobile radio networks (PAMR)	Generations/ Destination:	<input type="checkbox"/> Analogue (e.g. via conventional repeaters or analogue radio-trunking systems)
		<input type="checkbox"/> Digital (e.g. TETRA systems)
		<input type="checkbox"/> Radio mail (e.g. radio-paging)

A4 <input type="checkbox"/> Satellite public networks	Destination:	<input type="checkbox"/> Retransmission of audio-visual media programme services	<input type="checkbox"/> DTH <input type="checkbox"/> S-DAB/DVB-S
		<input type="checkbox"/> Lease of space segment	
		<input type="checkbox"/> Telephone services at fixed locations or other electronic communications services allowing for voice services	<input type="checkbox"/> at a fixed location <input type="checkbox"/> mobile (S-PCS)
		<input type="checkbox"/> Data transmission services	<input type="checkbox"/> at a fixed location <input type="checkbox"/> mobile (S-PCS)
		<input type="checkbox"/> Internet access services	<input type="checkbox"/> at a fixed location <input type="checkbox"/> mobile (S-PCS)

B. PUBLICLY AVAILABLE ELECTRONIC COMMUNICATIONS SERVICES

B1. Publicly available telephone services

B1.1 <input type="checkbox"/> Telephone services provided over fixed or limited mobility public networks	Modality of accessing the service:	<input type="checkbox"/> Telephone posts per subscriber <input type="checkbox"/> Public pay telephones
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B1.2 <input type="checkbox"/> Telephone services provided over public terrestrial mobile networks	Modality of providing the service:	<input type="checkbox"/> On own networks <input type="checkbox"/> MVNO
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B1.3 <input type="checkbox"/> Telephone services provided over public satellite networks	Modality of accessing the service:	<input type="checkbox"/> Terminals per subscriber <input type="checkbox"/> Public pay telephones
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B1.4 <input type="checkbox"/> Call conveyance services	Types of call conveyance services:	<input type="checkbox"/> National traffic transit
		<input type="checkbox"/> International traffic transit
		<input type="checkbox"/> Call conveyance to the destination networks
		<input type="checkbox"/> incoming <input type="checkbox"/> outgoing <input type="checkbox"/> selection <input type="checkbox"/> pre-selection

B2. Leased lines services

B2 <input type="checkbox"/> Leased lines services	Type of access connections:	<input type="checkbox"/> Analogue <input type="checkbox"/> Digital
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B3. Data transmission services

B3 <input type="checkbox"/> Data transmission services (including VPN)	Types of access:	<input type="checkbox"/> At fixed locations <input type="checkbox"/> With limited mobility <input type="checkbox"/> SMS (only for cellular networks) <input type="checkbox"/> Mobile
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B4. Internet access services

B4 <input type="checkbox"/> Internet access services	<input type="checkbox"/> Broadband (>=144 kbit/s)
	Ways of connecting the users:
	<input type="checkbox"/> Dial-up (only for the local loop) <input type="checkbox"/> Permanent connection at a fixed location <input type="checkbox"/> Mobile radio connections

B5. Retransmission of linear audio-visual media programme services to the end-users

B5 <input type="checkbox"/> Retransmission of linear audio-visual media programme services	Networks over which the services will be provided:	<input type="checkbox"/> Fixed satellite access (DTH) <input type="checkbox"/> Mobile satellite access (S-DAB/DVB-S) <input type="checkbox"/> CATV fixed terrestrial access <input type="checkbox"/> T-DAB/DVB-T dedicated terrestrial <input type="checkbox"/> Public Cellular Radio (Mobile TV)
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B6. Other electronic communications services

B6.1 <input type="checkbox"/> Professional mobile radiocommunication services	Types of services:	<input type="checkbox"/> Voice communications <input type="checkbox"/> Radio mail <input type="checkbox"/> Data transmission, telex <input type="checkbox"/> Location, position
	Usage:	<input type="checkbox"/> Terrestrial public access (PAMR) <input type="checkbox"/> Other:

B6.2 <input type="checkbox"/> Other types of services	Description/Other relevant information:
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To,

**NATIONAL AUTHORITY FOR MANAGEMENT
AND REGULATION IN COMMUNICATIONS**

**REQUEST FOR WAIVING THE RIGHT TO PROVIDE PUBLIC
ELECTRONIC COMMUNICATIONS NETWORKS OR PUBLICLY AVAILABLE
ELECTRONIC COMMUNICATIONS SERVICES**

The provider located/domiciled in
..... street, block,
entrance, floor, apartment, city/commune,
county/sector, fiscal code/unique registration code,
represented by, domiciled in
..... street, block,
entrance, floor, apartment, city/commune, county/sector
....., holder of the identity card series, no., personal
numerical code, **waives the right to provide *all the types of
public electronic communications networks or publicly available electronic
communications services* mentioned in the standard-certificate no. _____,
which it was authorised to provide, starting**

Annotations (if such is the case):

We are fully aware that the failure to send the documents under art.48³(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, upon the cessation of the capacity as a provider, effects in the establishment of the financial obligations by the National Authority for Management and Regulation in Communications as if the capacity as a provider had not ceased.

Signature of the representative and seal of the provider