



Czech Telecommunication Office
with headquarters at Sokolovská 219, Prague 9
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Prague, 28 June 2007
Ref.: 41325/2007-610

The Czech Telecommunication Office (the "Office") as the appropriate state administration body under Section 108(1)(b) of the Act No. 127/2005 Coll., on electronic communications and on amendment to certain related acts (the Electronic Communications Act) as amended (the "Act"), and on the basis of public consultation effected in keeping with Section 130 of the Act, of the decision of the Council of the Office in keeping with Section 107 (8)(b) item 2 and in order to implement Section 34 (4) of the Act hereby issues the

**Measure of General Nature No. OOP/10/06.2007-10
modifying the Measure of General Nature No OOP/10/07.2005-3
laying down the technical and organisational conditions for implementing telephone
number portability and the principles for number portability billing between
undertakings, as amended later.**

Article 1

The Measure of General Nature No OOP/10/07.2005-3 laying down the technical and organisational conditions for implementing telephone number portability and the principles for number portability billing between undertakings, as amended later is modified as follows:

1. Article 2 (m) including the footnote reads as follows:

„m) **operator ID** means the operator's identification number allocated by the Office in the format specified in the special legal act¹

2. Article 7 including the title reads as follows:

**“Article 7
Numbers Portable between Fixed Operators**

Numbers portable between fixed operators are telephone numbers created and used in compliance with the special legal act¹ and which are used in operation by the operators who are holders of the authorisation to use these numbers, with the exception of:

- a) the numbers that are referred as such in the special legal act¹
- b) the shortened telephone numbers for access to services with the code SAC=11 to SAC=19, numbers with the access code to electronic communications network 600, numbers with access code to electronic communications network 800 00 (Access to the services of direct calling from abroad to the home country – Home Country Direct), numbers with the routing code 701, 970, 977, 93 and 960 to 969 and numbers with the access code to non public telephone networks 9500 to 9599, 972 to 974, 980 and 983,
- c) the numbers used simultaneously in the networks of several operators,

¹ Decree No 117/2007 Coll. on Numbering Plans of electronic communications networks and services.“

This is an unofficial translation. The legally binding text is the original Czech version.

- d) the individual numbers from among multiple subscriber numbers (MSNs) and the individual DDI numbers and subblocks,
- e) the non-selectable ISDN numbers (e.g. individual directory numbers (IDNs) in a group of series lines or PCM lines to the PBX).

Geographical numbers may only be ported within individual telephone districts, which are numbered by the special legal act¹.”.

3. Article 9 including the title reads as follows:

“Article 9
Numbers Portable between Mobile Operators

Numbers portable between mobile operators are telephone numbers created and used in compliance with the special legal act¹ and which are used in operation by the operators who are holders of the authorisation to use these numbers, with the exception of:

- a) the numbers that are referred as such in the special legal act¹
- b) the shortened telephone numbers for access to services with the code SAC=11 to SAC=19, numbers with the access code to electronic communications network 600, numbers with access code to electronic communications network 800 00 (Access to the services of direct calling from abroad to the home country – Home Country Direct), numbers with the routing code 701, 970, 977, 93 and 960 to 969 and numbers with the access code to non public telephone networks 9500 to 9599, 972 to 974, 980 and 983,
- c) the numbers used simultaneously in the networks of several operators,
- d) the international identification numbers of subscribers of the public mobile telephone network (IMSI)
- e) the numbers that have been activated, in a number-range holder’s network, for direct connection to the operator’s network. These numbers may only be ported in entire ranges, and the same approach is used in porting them back to the number-range holder’s network. Following a mutual agreement the donor operator and the recipient operator may proceed differently from the disposition of the present measure when porting these numbers, if their approach does not restrict legitimate interest of the users of these numbers.”.

Article 2

Transitory provisions

The obligation of the undertaking providing the public telephone network to allow for the portability of the numbers with the access code to the electronic communications service 820 to 829 (access to virtual calling cards services) has to be fulfilled from the 1 September 2007 at the latest.

Article 3

Effect

This Measure of General Nature shall come into force on 1 July 2007.

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Explanatory Memorandum

The Office issues the Measure of General Nature No. OOP/10/06.2007-10 modifying the Measure of General Nature No OOP/10/07.2005-3 that lays down the technical and organisational conditions for implementing telephone number portability and the principles for number portability billing between undertakings, as amended later.

The changes in the Measure of General Nature No OOP/10/07.2005-3 (the „Measure“) have been induced by the issue of the decree of the Ministry of Informatics No 117/2007 Coll. on Numbering Plans of electronic communications networks and services (the „Decree“).

The modification of the measure has been done so as to be in compliance with the new legal act of the numbering plan of network routing numbers and of the numbering plan of public telephone networks.

In the article 1 (1) the definition of the notion „Operator ID“ has been modified and a reference to the Decree has been made.

To the article 1 (2) and (3) of the operative part:

The Office has assessed the impact of the Decree and subsequently has modified the wording of the articles of the Measure, taking into account the fact that the Decree has not specified the range of numbers to which portability is applied.

The telephone numbers for the access to services and the numbers with access codes to the electronic communications network according to the second part of the Decree, specified in the operative part, are not portable.

The nature of the matter further indicates that the obligation of portability does not concern further numbers for which this is mentioned in the item 2 or, as the case may be, 3 of this Measure. Furthermore, portability does not concern the numbers or access codes for which this is explicitly mentioned in the annex 1 to the Decree.

To the articles 2 and 3 of the operative part:

The Office has defined the transitory period ensuring the time frame for the introduction of portability for the numbers which were not portable until now.

The entry into force of the Measure of General Nature has been set so as to occur the same day as the entry into force of the Decree.

On the basis of Section 130 of the Act on electronic communications and in accordance with the Czech Telecommunication Office's Rules for maintaining consultations at the discussion site, the Office published its draft Measure of General Nature modifying the Measure of General Nature No OOP/10/07.2005-3, laying down the technical and organisational conditions for implementing telephone number portability and the principles for number portability billing between undertakings, and an invitation for comments on the draft Measure at the discussion site on 8 June 2007. The comments to the draft Measure could have been submitted within 5 days after the publication of this invitation that is to say by 14 June 2007. In accordance with the Section 130 (6) of the Act the commenting period was

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reasonably shortened due to the entry into force of the Decree. Two entities concerned submitted their comments within the commenting period.

Within the public consultation the Office mainly received comments requiring that the list of numbers which are not portable should be transferred from the explanatory memorandum to the operative part of the Measure.

The Office accepted these comments and incorporated them into the final version of the Measure.

Some other comments were aimed at the exclusion of selected numbers from the system of number portability service.

The Office did not accept the comment requiring non portability of the numbers with the access code to the electronic communication service 820 to 829 (access to the service of virtual calling cards), as it considers the possibility of portability of these numbers necessary to support competition.

Another comment required to define a transitory period for the application of the NP service for the numbers that so far were not portable numbers.

The Office accepted this comment in the disposition of the article 2 of this Measure.

The table indicating the settlement of the comments published at the discussion site gives the wording of all the comments and their settlement.

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Czech Telecommunication Office

[*signature*]
For the Council of the Czech
Telecommunication Office
PhDr. Pavel Dvořák, CSc
Chairman of the Council of the
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