



Czech Telecommunication Office
with headquarters at Sokolovská 219, Prague 9
P.O. Box 02, Prague 025, Postcode 225 02

Prague, 1 July 2005
Ref.: 29447/2005-610

On the basis of public consultation under Section 130 of Act No. 127/2005 on electronic communications and on amendment to certain related acts (the Electronic Communications Act) (the “Act”) and on the basis of the decision of the Council of the Czech Telecommunication Office (the “Office”) under Section 107(8)(b) of the Act, and in order to implement Section 9 of the Act, the Office as the appropriate state administration body under Section 108(1)(b) of the Act hereby issues this

General Authorisation No. VO-S/2/07.2005-10
laying down the conditions for securing public communication networks and associated facilities

Article 1
Introductory Provisions

The conditions of performing communication activities related to public communication networks and associated facilities are set out in the Act and in this General Authorisation under Section 10(1) of the Act.

Article 2
Actual Conditions

(1) The actual conditions related to Section 10(1)(b) and (l) of the Act are as follows:

- a) the public communication network operator is given the status of “recognised operating agency” in compliance with the provisions of Point 1008 of the Constitution of the International Telecommunication Union;
- b) the technical parameters of the networks intended exclusively for one-way distribution of television or radio signals along cable, including their active and passive elements, must comply with the ČSN EN 50083 Standard¹⁾.

(2) The actual conditions related to Section 10(1)(i) of the Act are as follows:

- a) the natural and juristic persons wishing to perform communication activities that constitute undertaking business in electronic communications under Section 8(1)(a) of the Act shall notify the Office to that effect, using the prescribed format;
- b) the Office shall publish the format referred to under a) above at its web site www.ctu.cz.

¹⁾ ČSN EN 50083 – Cable distribution systems for television and radio signals.

Article 3
Repealing Provisions

This is to repeal General Licence No. GL – 24/T/2000, Ref. No. 504007/2000-610 of 6 October 2000, published in Issue 10/2000 of Telekomunikační věstník (Telecommunications Bulletin).

Article 4
Effect

This General Authorisation shall come into effect on 1 August 2005.

Explanatory Memorandum

To implement Section 9 of the Act, the Office issues, as a measure of general nature, General Authorisation No. VO-S/2/07.2005-10 laying down the conditions for securing public communication networks and associated facilities.

This General Authorisation is based on the principles set out in the Act and in the European legislation, including, but not limited to, Directive No. 2002/21/EC of the European Parliament and of the Council on a common regulatory framework for electronic communication networks and services (Framework Directive).

It is stipulated in Article 1 that, in addition to the conditions for communication activities related to public communication networks and associated facilities, as set out in the Act, there are other conditions, specifying in detail the provisions of Section 10(1) of the Act. This general authorisation applies to securing public communication networks and associated facilities in general, irrespective of their extent in terms of territory.

If specific conditions need to be defined for securing certain specific networks, the Office will prescribe such conditions, within the extent of its powers, by a separate general authorisation.

By Article 2, the public communication network operator is given the status of “recognised operating agency” in compliance with ITU Constitution. This ensures, also on an international scale, the interoperability and interconnection of the networks operated by the recognised operating agency. To prevent electromagnetic interference in networks for one-way distribution of television or radio signals, it is required that the ČSN EN 50083 standard must be respected. It is also required that a prescribed form must be used for notification of a business in electronic communications. This will ensure that undertakings communicate with the Office in a uniform manner.

In accordance with Section 136(8) of the Act, Article 3 repeals the General Licence issued on the basis of Act No. 151/2000 on telecommunications and on amendment to other acts, as amended.

On the basis of Section 130 of the Act and in accordance with the Czech Telecommunication Office’s Rules for consultations with the affected parties at the discussion site, the Office published on 6 May 2005 at the discussion site its draft Measure of General Nature No. VO-S/2/XX.2005 to issue the general authorisation laying down the conditions for securing public communication networks and associated facilities, and an invitation for comments on the draft General Authorisation to be posted at the discussion site.

During the period of public consultation, the Office received comments on the general principles of the draft document, as well as on its specific provisions. The comments suggesting to refine the text were accepted by the Office. The comment that it was not clear from the draft general

authorisation whether the Office would issue individual general authorisations for specific types of public communication networks was reflected in the text of the explanatory memorandum.

The comment settlement table, made public at the discussion site, contains the texts of all comments and the way they were settled.

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David Stádník
President of the Council of the
Czech Telecommunication Office