



Bologna, 22 October 2014

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Berec
Body of European Regulators
For Electronic Communications
Riga - Latvia

By E-mail: pm@berec.europa.eu

Subject: Response to the draft report for public consultation on “*Work Programme 2015 – BEREC Board of Regulators*”

CoopVoce, the MVNO branch of Coop Italia, is pleased to provide its response to the public consultation on draft report related to “Work Programme 2015 – BEREC Board Of Regulators”.

You can find below CoopVoce contribution on the public consultation as Annex 1.

ANNEX 1

CoopVoce supports BEREC's work and actions defined in the BEREC Work Programme for 2015 to pursue Strategic Priorities as promoting competition and investment, promoting the internal market and empowering and protecting end-users.

In this context, CoopVoce believes that BEREC should start an extended review about the competitiveness of the mobile access market in light of the following trends which are now persistent and may be clearly observed throughout the EU:

- **domestic consolidation of mobile access market:** European mobile markets are currently facing a reduction of players from 4 to 3 MNOs. Such a consolidation just happened in Austria, Germany and Ireland, while similar developments are discussed and expected in Spain, France, Italy and nordic countries (in Norway a consolidation from 3 to 2 players is already in process). Because of this changing scenario one should analyze whether the competitive landscape in the mobile market is still adequate for consumers, businesses and MVNOs. Should trend in pricing, innovation and competitive conditions reflect a market failure, Berec should report the European Commission and make suitable proposals.
- **MVNO as a remedy:** Mergers operations have been cleared by the European Commission in the above mentioned cases in Austria, Germany and Ireland. The authorization has been granted subject to voluntarily commitments by the resulting mobile entity to offer MVNO access at given conditions. Berec should investigate whether that MVNO remedy has worked properly or, to the contrary, competition has been affected. In case the MVNO remedy did not work properly, Berec should investigate the reason for that. Regard this point CoopVoce requires that the BEREC considers in this area also the replicability of offers by an MVNO in order to ensure competition. BEREC should be consider this subject in the point 4.2 regulatory accounting.
- **LTE:** in all Europe LTE network are rolling-out but corresponding mobile access is delayed for MVNO, which are therefore struggling to replicate MNOs' data mobile offers. Berec should investigate whether such denials are common and what will be the impact on the mobile market for MVNOs and consumers.

With reference to the BEREC's program CoopVoce believes that within the following points should be considered:

- 3.2.6 advanced connectivity of devices, systems and services: CoopVoce requires BEREC to analyze also the situation of MVNOs in such a way that there are no conditions of unequal treatment that prevents MVNOs access to the alliances related to m2m. For dominant mobile operators, which are part of established alliances at the international level, access to wide coverage is not problematic. Such operators can consequently participate in international tenders involving M2M service by leveraging the benefits of such alliances. Therefore, specific international data roaming measures are necessary in order to enable new entrants and small players, including MVNOs, to compete in the M2M market, including the access to international alliances.