



ERG (09) 05 090305

### **ERG 2009 TIMETABLE FOR MONITORING OF CONFORMITY WITH ERG CPs**

In the report published at the beginning of 2008 by ERG (**Monitoring of conformity with ERG Common Positions: lessons learned from broadband questionnaires and next steps** – ERG (08) 06), ERG committed itself to:

publish a timetable for the conduct of future monitoring exercises covering a wider range of ERG Common Positions.

ERG has now updated<sup>1</sup> the timetable for 2009. This covers two distinct types of activity:

- A **Monitoring Exercise** is conducted to establish the extent of conformity of national regulatory regimes with the relevant ERG Common Position. In reporting on future exercises of this type, ERG expects to publish an assessment of conformity in each country, in addition to an overall assessment. The results may also indicate a necessity to update the underlying Common Position.
- An **Action Plan** is an exercise to identify individual NRA plans to bring national regulation into line with the relevant ERG Common Position.

The time table will be updated from time to time (this is the 1<sup>st</sup> update).

For the monitoring exercises, ERG believes it would be most useful to carry out the assessments once the bulk of NRAs have completed their next round of Market Reviews. As expected the first half of 2009 lends itself to the exercise.

### **CURRENT TIMETABLE – FEBRUARY 2009**

<b>Subject</b>	<b>Proposed timescale for monitoring</b>
Action Plan for conformity with the VoIP Common Position <sup>2</sup>	In preparation. Publication of results planned for end of Q1/2009
Update of Action Plan for conformity with CP on symmetry of termination rates <sup>3</sup>	To be started after publication of Rec. on TR. Publication planned in Q3/2009
Monitoring of conformity with Broadband CPs <sup>4,5</sup> taking into	Start 2 <sup>nd</sup> quarter 2009, after completion of current round of Market Reviews of

<sup>1</sup> The 2008 time table was published as doc. ERG (08) 19.

<sup>2</sup> ERG (07) 56rev2 . VoIP Common Position

<sup>3</sup> ERG (07) 83 . Common Position on symmetry of fixed call termination rates and symmetry of mobile call termination rates

<sup>4</sup> ERG (06) 70rev1 . Common position on Wholesale local access

<sup>5</sup> ERG (06) 69rev1 . Common position on Wholesale broadband access

consideration the Best practice for WBA/WLA <sup>6</sup> (and bearing in mind the work on NGA wholesale products)	M4 and M5 of the 2007/879/EC Recommendation on relevant markets
Action Plan for conformity with Wholesale Leased Lines CP <sup>7</sup>	Start 3 <sup>rd</sup> quarter 2009, after taking into consideration the work on business services
Practical implementation issues regarding geographic differentiation (related to CP on geographic aspects of market analysis <sup>8</sup> )	Planned for 2 <sup>nd</sup> half 2009 (WP item 3.6)

The Plenary in Berlin on 27/02/09 accepted the publication of this timetable.

<sup>6</sup> ERG (07) 53 . Report on ERG Best Practices on Regulatory Regimes in Wholesale unbundled and Bitstream Access

<sup>7</sup> ERG (07) 54 . Common Position on Best Practice in Remedies Imposed as a Consequence of a Position of SMP in the Relevant Markets for Wholesale Leased lines

<sup>8</sup> ERG (08) 20 Common Position on Geographic Aspects of Market Analysis (definition and remedies)