



Commission for  
**Communications Regulation**

## **Information Notice**

ComReg accepts request from Siro for the resolution of a dispute with Eircom

### **Information Notice**

**Reference:** ComReg 19/106

**Version:** FINAL

**Date:** 29/11/2019

1. On 18 November 2019, SIRO Limited (“Siro”) submitted a dispute (“the Dispute”) to the Commission for Communications Regulation (“ComReg”) The Dispute relates to Eircom Limited (“Eircom”) providing Siro with access to “NGA rollout plans”<sup>1</sup>. The dispute was allocated case number 1452.
2. Following consideration of the request, ComReg has accepted the Dispute pursuant to Regulation 31 of the Framework Regulations<sup>2</sup>. ComReg Document 10/18R<sup>3</sup> sets out the procedure for disputes under Regulation 31 of the Framework Regulations.
3. The scope of the Dispute is as follows:

Whether Eircom may require Siro to comply with conditions, and if so which, in respect of access to information regarding Eircom’s “NGA rollout plans” (as provided for under Section 10.25 of the WLA Decision Instrument at Appendix 20 of ComReg Decision D10/18).
4. This is a dispute arising between undertakings<sup>4</sup> providing electronic communications networks or services in the State, in connection with existing obligations under the Access Regulations<sup>5</sup>. As set out at Regulation 31(2) of the Framework Regulations, in the event of a dispute ComReg shall, at the request of either party, initiate an investigation of the dispute and as soon as possible but, except in circumstances which the ComReg considers exceptional, within 4 months from the date on which the dispute was notified to it by either party, make a determination aimed at ensuring compliance with obligations to resolve the dispute.
5. Further information notices may be published by ComReg during the 4 month investigation of the dispute.

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<sup>1</sup> As set out in Section 10.25 of the Decision Instrument in Appendix 20 of ComReg Decision D10/18 (“the WLA DI”).

<sup>2</sup> European Communities (Electronic Communications Networks and Services) (Framework) Regulations, 2011 (“the Framework Regulations”).

<sup>3</sup> Document No 10/18R “Dispute Resolution Procedures - Framework Regulations - (Response to Consultation Document No. 09/85).

<sup>4</sup> “Undertaking(s)” shall have the same meaning as under Regulation 2 of the Framework Regulations.

<sup>5</sup> European Communities (Electronic Communications Networks and Services) (Access) Regulations, 2011 (“the Access Regulations”).