



Interim 1800 MHz Rights of Use for the period 1 January 2015 to 12 July 2015

Extension of response period

Information Notice

Reference: ComReg 14/96

Version: Final

Date: 10/09/2014

1 Information

1. Following a request received from an interested party set out at Annex 1.0 below, the Commission for Communications Regulation (ComReg) has today extended the deadline for the receipt of submissions to its Consultation and Draft Decision on Interim 1800 MHz rights of use for the period 1 January 2015 to 12 July 2015 to **5 pm on 2 October 2014**.
2. ComReg welcomes the views and comments of all interested parties on the matters raised in ComReg Document 14/88.
3. Responses must be submitted in written form (post or email) to the following recipient, clearly marked "Submissions to ComReg 14/88":

Ms. Sinéad Devey
Commission for Communications Regulation
Irish Life Centre
Abbey Street
Freepost
Dublin 1
Ireland
Phone: +353-1-8049600
Email: marketframeworkconsult@comreg.ie

4. In order to promote further openness and transparency ComReg will publish all respondents' submissions received and all substantive correspondence on matters relating to this document, subject to the provisions of ComReg's guidelines on the treatment of confidential information.
5. We would request that electronic submissions be submitted in an unprotected format so that they can be included in the ComReg submissions document for electronic publication.
6. ComReg appreciates that respondents may wish to provide confidential information if their comments are to be meaningful. As it is ComReg's policy to make all responses available on its website and for inspection generally, respondents are again requested to clearly identify confidential material, and to place confidential material in a separate annex to their response, also providing supporting reasoning as to why such material is confidential in that annex.

Annex: 1 Non-confidential submission by Vodafone and ComReg's response



3 September 2014

Mr George Merrigan
Commission for Communications Regulation
Abbey Court
Irish Life Centre
Lower Abbey Street
Dublin 1

Re: Interim 1800 Mhz Rights of use for the period 1 January 2015 to 12 July 2015 (document 14/88)

Dear George

Vodafone requests an extension to the response period for the above consultation to 5pm on 2 October, 2014. ComReg are aware of Vodafone's serious concerns in relation to the imbalance in spectrum holdings following the acquisition of Telefonica by Hutchison Whampoa and this consultation is directly related to spectrum holdings of the parties to the acquisition. Vodafone requires additional time to assess the impact of this proposed extension on its' competitive position and to review the impact of this decision on the combined spectrum holdings of Hutchison Whampoa.

Vodafone would also seek a clarification in relation to who is applying for the right of use. Vodafone notes that there is a Telefonica submission which ComReg has reviewed but there is no submission from Hutchison Whampoa or assessment by Hutchison of their spectrum needs post the transaction. Can ComReg confirm that this application is effectively an application from Hutchison Whampoa and not Telefonica?

Yours Sincerely

A handwritten signature in black ink, appearing to read 'Edward Traynor', written over the 'Yours Sincerely' text.

Edward Traynor
Head of Legal and Regulatory
Vodafone Ireland Limited

Vodafone Ireland Limited

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Directors: Anne O'Leary (CEO), Thomas Reisten (DE), Edward Traynor.



Commission for
Communications Regulation

10 September 2014

Mr Edward Traynor
Head of Legal and Regulatory
Vodafone Ireland Limited, Mountain View,
Leopardstown,
Dublin 18

Dear Edward

Re: Interim 1800 MHz rights of use to radio spectrum for the period 1 January 2015 to 12 July 2015 (“Document 14/88”, Consultation and Draft Decision)

I refer to your letter of 3 September 2014 in which Vodafone Ireland Limited (Vodafone) requests that ComReg extend the time period for responding to its above Consultation and Draft Decision paper, by two weeks to 5pm on 2 October 2014.


Vodafone will be aware that ComReg’s Consultation Procedures state that a request for an extension should be made within one week of the date of publication of a consultation paper and that later requests may not be considered (Document 11/34a). A request for an extension in this instance should therefore have been made on or before 28 August 2014. However, ComReg has decided to accede to Vodafone’s request on this occasion by extending the time period to 5pm on 2 October 2014 – please see ComReg Information Notice 14/96.

I am sure that you will agree that, in the interests of ensuring that fair and efficient consultation processes are maintained for all, that all interested parties, including Vodafone, observe the timeframes set out in ComReg’s Consultation Procedures going forward.

Vodafone also seeks clarification as to who is applying for the interim rights of use at issue. We confirm, in reply, that this process is not yet at an application stage but that Telefónica’s submission informs the present Consultation and Draft Decision. In this regard, Vodafone should refer to chapter 2 of Document 14/88 which sets out the purpose and background of the consultation and chapter 3 which discusses the draft Regulatory Impact Assessment and the potential impacts on stakeholders.

Finally, please note that it is our intention to publish this letter alongside the non-confidential version of your letter of 3 September 2014.

Yours sincerely,



Kevin Kennedy
Spectrum Policy and Development Manager

An Coimisiún um Rialáil Cumarsáide

Commission for Communications Regulation

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