



Commission for  
**Communications Regulation**

# Transferring rights of use for numbers

## Process and Notification Forms

### Information Notice

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**An Coimisiún um Rialáil Cumarsáide**  
**Commission for Communications Regulation**

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## Section

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# 1. Introduction

1. The Authorisation Regulations 2011 provides that ComReg may grant a right of use for any class or description of number to any undertaking, as ComReg considers appropriate, and that ComReg shall specify whether such a right may be transferred by the holder and under what conditions.<sup>1</sup>
2. In its *Response to Consultation<sup>2</sup> on the Numbering Conditions of Use and Application Process<sup>3</sup>* (Doc 15/136), ComReg stated that it would discuss with industry a process for transferring rights of use for numbers and for maintaining records of such transfers. ComReg discussed such a process at a Numbering Forum on 15 March 2016 and this Information Notice sets out the process which has been put in place.
3. The classes of numbers which may not be transferred, and the conditions under which transfers may take place, are specified in conditions 3.2.3, 3.2.4, 3.2.5, and 3.2.6 of the *Numbering Conditions of Use and Application Process*.
4. The process set out herein applies only to rights of use for numbers which are being *transferred* and not to numbers which are being *ported*. Transfers occur when two undertakings agree that Undertaking A will transfer rights of use for numbers to Undertaking B and such transfers usually occur in bulk – i.e. several hundred or several thousand numbers are transferred at the same time. As against that, an individual number (or numbers) is ported when a subscriber changes his or her service provider and, in doing so, chooses to retain his or her number. The process set out herein is not an alternative to the existing process for porting numbers (pursuant to regulation 25 of the Universal Service Regulations<sup>4</sup>).
5. Undertakings that have previously transferred rights of use for numbers to other undertakings, without notifying ComReg, should now complete the notification process set out in this Information Notice. Until such transfers have been notified, the *original* holder of any such right of use, as recorded by ComReg in its numbering assignments database, shall be responsible for complying with all conditions attached to that right of use. ComReg will update its database to reflect all transfers that are notified to it.

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<sup>1</sup> Regulation 13(1) and 13(6) of the European Communities (Electronic Communications Networks and Services) (Authorisation) Regulations 2011 (S.I. 335/2011)

<sup>2</sup> ComReg Doc 15/137 – Numbering Conditions of Use and Applications Process - Response to Consultation and Decision – published 22 December 2015

<sup>3</sup> ComReg Doc 15/136 – Numbering Conditions of Use and Applications Process – published 22 December 2015

<sup>4</sup> European Communities (Electronic Communications Networks and Services) (Universal Service and Users Rights) Regulations 2011 (S.I. 337/2011)

## 2. The Transfer Process

6. The following process applies to proposed transfers of rights of use for numbers:
- a. All proposed transfers of rights of use for numbers must be notified to ComReg for prior approval by completing, signing and submitting the forms in Appendices 1 and 2 of this Information Notice -
    - (i). The transferor must complete, sign and submit the form in Appendix 1.
    - (ii). The transferee must complete, sign and submit the form in Appendix 2.
    - (iii). Both forms must be sent together to:

Numbering,  
Commission for Communications Regulation,  
Abbey Court, Irish Life Centre,  
Lower Abbey Street,  
Dublin 1  
D01 W2H4.
  - b. All transferees must be authorised under regulation 4 of the European Communities (Electronic Communications Networks and Services) (Authorisation) Regulations 2011<sup>5</sup> and must be eligible to hold the relevant rights of use for numbers pursuant to the criteria set out in the *Numbering Conditions of Use and Applications Process*.
  - c. ComReg will decide whether to approve any proposed transfer within 3 weeks from the date of receipt of the notification.
  - d. ComReg will consider an application for the transfer of rights of use for numbers to be complete and valid once all standard information and any additional information, which ComReg considers relevant and which it may request, has been provided.
7. This process comes into effect from the date of publication of this Information Notice.

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<sup>5</sup> S.I. 335/2011

## Appendix 1: Proposed transfer of rights of use for numbers - notification by Transferor

Name:	
Registered trading name (if applicable):	
Telephone No.:	Email:
Business Address:	
Name of Contact:	Telephone No.:
	Email:
Number(s) to be transferred:	

### Declaration:

I am authorised by \_\_\_\_\_ (“the Transferor”) to hereby notify the Commission for Communications Regulation pursuant to regulation 13 of the *European Communities (Electronic Communications Networks and Services) (Authorisation) Regulations 2011* (S.I. 335/2011) for the purpose seeking the approval of the Commission to the transfer, from the Transferor to \_\_\_\_\_ (“the Transferee”) of the rights of use for number(s) as specified in this notification.

I declare that the information in this notification is, to the best of my knowledge, accurate and complete and that the Transferor shall immediately inform ComReg of any change to any information provided as part of this application.

Signature: \_\_\_\_\_

Name in Block Letters: \_\_\_\_\_

Date: \_\_\_\_\_

## Appendix 2: Proposed transfer of rights of use for numbers - notification by Transferee

Name:	
Registered trading name (if applicable):	
Telephone No.:	Email:
Business Address:	
Name of Contact:	Telephone No.:
Status ( <i>e.g. Director, etc.</i> ):	Email:
Purpose or use of the requested class(es) of number:	
Utilisation of existing rights of use for numbers of the class(es) requested: <ul style="list-style-type: none"> <li>(a) the quantity of such numbers assigned to end-users;</li> <li>(b) the quantity of such numbers not yet assigned to end-users; and</li> <li>(c) the quantity of such numbers that have been transferred to other undertakings.</li> </ul>	
Provide a forecast of the Transferee's expected use of the classes of numbers which it seeks to obtain, including planned in-service dates:	

**Declaration:**

I am authorised by \_\_\_\_\_ (“the Transferee”) to hereby notify the Commission for Communications Regulation pursuant to regulation 13 of the *European Communities (Electronic Communications Networks and Services) (Authorisation) Regulations 2011* (S.I. 335/2011) for the purpose seeking the approval of the Commission to the transfer, from \_\_\_\_\_ (“the Transferor”) to the Transferee of the rights of use for number(s) as specified in this notification.

I hereby declare the following:

- (i). that the information contained in this application is, to the best of my knowledge, accurate and complete and that the Transferee shall immediately inform ComReg of any change to any information provided as part of this application;
- (ii). that the Transferee is aware that it must comply with all statutory provisions affecting the rights of use for numbers which it seeks to obtain and with all conditions attaching to such rights of use (as set out in the *Numbering Conditions of Use and Application Process* - Doc 15/136) and that failure to comply may result in appropriate enforcement action which may include the suspension or withdrawal of such rights of use; and
- (iii). that the Transferee is an authorised undertaking operating in accordance with regulation 4 of the *European Communities (Electronic Communications Networks and Services) (Authorisation) Regulations 2011* (S.I. 335 / 2011)

Signature: \_\_\_\_\_

Name in Block Letters: \_\_\_\_\_

Date: \_\_\_\_\_