

# EU TELECOMMUNICATIONS LAW

ANDREJ SAVIN



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# Telecommunications The Eu Law

**Jan Oster**



## **Telecommunications The Eu Law:**

**Telecommunications** Christopher Watson, 1999 *Telecommunications* Simmons & Simmons, Tom Wheadon, Chris Watson, Simmons and Simmons Staff, 1999-02-01 Communications in EU Law : Antitrust Market Power and Public Interest Antonio Bavasso, 2003-01-01 Approaching the theme from an antitrust perspective and focusing on telecommunications and television broadcasting this volume examines how traditional European competition law doctrines and principles can be applied to this converging sector The application of antitrust rules to the communications sector is often one of the most controversial areas of law and policy The shift towards a more competition law oriented form of regulation is one of the main principles inspiring the recent reform of European sectorial regulation enshrined in the 2002 Electronic Communication Package The Package was adopted in 2002 and is in the process of being implemented throughout the Union This monograph provides a detailed description of the new regulatory package and highlights the interplay between regulatory provisions and EC competition law It then follows the pattern of a typical antitrust analysis containing chapters on the definition of relevant market in the sector and various forms of abuses of market power The book also critically examines the Commission's practice and policy in the field of merger control and considers its relationship with wider regulatory policies Finally it analyses the sector from the perspective of the European public interest and the changed nature of communications as a public service

**EU Telecommunications Law** Andrej Savin, 2018-04-27 Providing a comprehensive overview of the current European regulatory framework on telecommunications this book analyses the 2016 proposal for a European Electronic Communications Code EECC The work takes as its basis the 2009 Regulatory Framework on electronic communications and analyses each of its five main directives comparing them with the changes proposed in the EECC Key chapters focus on issues surrounding choosing the right regulatory model in order to secure effective investment in next generation networks and ensure their successful deployment

**Telecommunications, Broadcasting and the Internet** Laurent J. H. F. Garzaniti, Matthew O'Regan, 2010 Sweet and Maxwell Statutes offer accurate and comprehensive coverage of all core and several popular optional subjects on current law courses Compiled using data from WestlawUK each text provides the most up to date statutory material This statute book covers environmental law

*Universal Service in WTO and EU law* Olga Batura, 2015-10-07 This book is a systematic comparative study of WTO and EU law relevant for universal service provision and a timely contribution to the ongoing scholarly and policy debates about the concept and scope of universal service Universal service is one of the most significant regulatory issues worldwide and it is likely to remain so The central question dealt with by the author is how the technologically intensive sector of telecommunications services can be regulated in a socially fair way in the light of liberalisation and the immense importance of ICTs in the Information Society The author investigates whether the legal frameworks of WTO and EU can meet the challenges of the rapid and dramatic technological and social change and formulates relevant policy recommendations The book is of interest to both scholars and

practitioners in several disciplines such as EU and WTO law telecommunications law and regulation political science regarding market regulation and governance as well as European integration and WTO Olga Batura is affiliated to the Leuphana Law School University of Lüneburg Germany and to the European Humanities University in Vilnius Lithuania **EU Competition Law and Regulation in the Converging Telecommunications, Media and IT Sectors** Nikos Th Nikolinakos, 2006-01-01 This book presents the most thoroughgoing model yet offered to ensure the emergence of a genuinely competitive electronic communications industry in Europe In the course of its in depth analysis the discussion focuses on such factors as the following EU telecommunications policy as revealed in liberalization and harmonization legislative measures the EU electronic communications framework case law covering issues of refusal to supply and the essential facilities doctrine application of Article 82 EC to bottlenecks specific types of an undertakings unilateral behaviour that may often occupy NRAs and competition authorities in the context of their ex post competition law investigations under Article 82 EC strategic alliances and mergers in the move toward multimedia access to premium content and the emergence of new media the scope of content regulation in the online environment and broadband regulation of local loop unbundling and bitstream access The book also provides practical guidance on issues concerning the complicated market definition and analysis mechanism promulgated by the European Commission's Recommendation and Guidelines **International Telecommunications Law [2009] - I** Dennis Campbell, Center for International Legal Studies (Salzburg), 2009-08-03 2009 Release International Telecommunications Law 2009 I a four volume set with more than 2 500 pages offers specialists from North and South America Europe Asia and the Pacific and the Middle East who examine their respective telecommunications legal and regulatory regimes Purchase Volumes II III and IV to complete the set The publication is replaced by updated volumes annually A 25% discount applies to a subscription for three years of updates Discounts are applied after purchase by rebate from publisher *EU Communications Law* Peggy Valcke, Robert Queck, Eva Lievens, 2005-01-01 This fascinating book examines and offers critical comments on the new significant market power regime as put into place by the 2003 European regulatory framework on electronic communications networks and services An overview of this regime Its characteristics guiding principles and procedures is provided using the mobile sector as a case study The authors give a clear and comprehensive presentation of the new SMP procedure that may lead to the imposition of remedies on undertakings with significant market power The book also contains an analysis of all available European Commission comments on the notifications of draft measures by national regulatory authorities for mobile as well as other markets Addressing pressing issues in view of the implementation of the new regulatory framework this book is a useful working instrument for everyone who is active in the electronic communications sector including practicing lawyers firms in the electronic communications sector regulatory authorities academics and policymakers throughout Europe **Competition Law and Regulation of the EU Electronic Communications Sector** Liyang Hou, 2012-09-01 This book brings satisfying definition and clarity to this

field at last Exploring the substantive differences between competition law and sector specific regulation after the methodological integration it presents the first detailed analysis of the many hundreds of notifications and Commission letters generated under the Article 7 procedure identifying the most relevant cases dealing with market definition market power and remedies It compares these decisions with relevant competition law cases and highlights elements with a bearing on sector specific regulation It also offers hugely valuable guidance through the vast amount of documents in the Commission's CIRCA database Topics and issues raised include the following definition of product markets delineation of geographic markets including sub national different practices in relation to assessing single market power and collective market power and competition problems such as refusal to deal margin squeeze non price discrimination and excessive pricing There can be little doubt that this is the new reference point for researchers and practitioners in this domain By systematically categorizing the concepts and legal criteria and building a solid theoretical framework on the intersection of competition law and sector specific regulation the author has created a resource that is sure to be welcomed by all those involved in regulation of electronic communications markets and network industries in general academic scholars telecommunications regulators at the EU and Member State levels competition authorities law firms specializing in IT communications law practitioners in IT and telecommunications companies and consultants in the sector The book will also prove very useful for scholars and practitioners in other parts of the world interested in comparing the EU system with their own

*The Right of Communication to the Public in EU Copyright Law* Justin Koo, 2019-05-30 This monograph conducts a comprehensive analysis of the EU right of communication to the public one of the exclusive rights under EU copyright law and provides an alternative framework for its interpretation and application The present state of the law is unsatisfactory there is uncertainty in the *acquis communautaire* and courts at the EU and domestic levels have struggled to apply the right Therefore the book identifies the problems with the existing right of communication to the public and proposes recommendations for reform In addition to reforming the scope of the right of communication to the public the jurisdiction and applicable law in relation to the right are analysed and changes are recommended Thus the book covers both the scope and practicalities of a coherent and effective reform of the right In light of the continuing development and accompanying tribulations with this right at the EU level this book provides a topical and timely analysis that will be of interest to academics and practitioners working on EU copyright law Cited in Opinion of Advocate General Henrik Saugmandsgaard e joined Cases C 682 18 and C 683 18 *Frank Peterson v Google LLC YouTube LLC YouTube Inc Google Germany GmbH and Elsevier Inc v Cyando AG* ECLI EU C 2020 586 Court of Justice of the European Union 16 July 2020

[The Single Market](#) Great Britain: Parliament: House of Lords: European Union Committee, 2008-02-08 This report is about the need for the Commission and Member States to take action in order to prevent the Single Market project from failing to achieve expectations Increased competition lower prices and a wider choice of products and services are the potential benefits to

consumers access to an enormous home market is the potential benefit to business. In reality the failure of Member States to implement important legislation has maintained barriers and prevented the fuller completion of the Single Market. This failure is aggravated by the growing trend towards economic protectionism in a number of Member States. Misguided attempts to protect domestic industries and safeguard national jobs are preventing consumers and businesses from reaping the full benefits of a truly open Single Market. The EU needs to reassess the tools it uses. The legislative route is not always the most effective means for achieving Single Market goals. The increased use of other non legislative tools will help to overcome the difficulties of legislating for an expanded EU. National Regulatory Authorities (NRAs) must be independent of government especially where governments have financial interests in the major market operator or national incumbent. There is no need for a super regulator at EU level in any of the sectors considered in this inquiry: energy, telecommunications and financial services. Achieving consistent implementation begins with effective policy making based on detailed sector specific understanding. Currently very few SMEs are engaged in cross border activity and this is largely due to the regulatory barriers which remain in place and the lack of reliable information to assist businesses. The Committee welcomes the objective of engaging small business in the Single Market.

Transnationalization and Regulatory Change in the EU's Eastern Neighbourhood Julia Langbein, 2015-06-03. Regulatory reforms in the EU's Eastern neighbourhood countries are not as sluggish as often perceived. Rule enforcement is happening despite the presence of domestic veto players who favour the status quo, the lack of EU membership perspective and the presence of Russia as an alternative governance provider. Using Ukraine as a primary case study, this book examines why convergence with transnational market rules varies across different policy sectors within the Eastern neighbourhood countries. It analyzes the drivers of regulatory change and explores the conditions under which post Soviet economies integrate with international markets. In doing so, it argues that the impetus for regulatory change in the Eastern neighbourhood lies in specific strategies of domestic empowerment applied by external actors. Furthermore, through the study of the impact of Western and Russian transnational actors, the book concludes that Russia's presence does not necessarily hinder the integration of the EU's Eastern neighbours with international markets. Instead, Russia both weakens and strengthens domestic support for convergence with transnational market rules in the region. This book will be of key interest to students and scholars of European EU studies and international relations, especially in the areas of regulatory politics, transnational governance, public policy and post Soviet transitions.

**Governance of Communication Networks** Brigitte Preissl, Jürgen Müller, 2007-01-30. Few would doubt the potential of information technology to connect individuals, firms and organisations. Whether this will actually lead to the integration of markets and societies is a different issue. The articles collected in this book shed light on crucial considerations for the success of global communication networks. These include frameworks for regulation, inclusion of customers in defining product and service strategies, access to advanced technology and networks for all groups and more.

European and International Media Law

Jan Oster, 2016-11-28 This book is the first to incorporate current academic literature and case law on European transnational and international media law into a comprehensive overview intended primarily for students. It introduces the legal framework for globalised communication via mass media and considers the transformative effect globalisation has had on domestic media law. Engaging case examples at the beginning of each chapter and questions at the end give students a clearer idea of legal problems and encourage them to think critically. A wide variety of topics including media economics, media technology and social norms concerning media publications are discussed in relation to media law and numerous references to case law and suggestions for further reading allow students to conduct independent research easily.

*Research Handbook on EU Media Law and Policy* Parcu, Pier L., Brogi, Elda, 2021-09-21 This cutting edge Research Handbook presents a comprehensive overview of the European Union's influence on the regulation of the media sector in the digital age. It explores and compares several areas of European legislation that have an impact on the media sector defined in a broad sense for its capacity to influence the public opinion at large.

**The Telecoms Trade War** Mark Naftel, Lawrence J Spiwak, 2001-01-15 If one were to believe the politicians and pundits in the trade press the world is in midst of a telecoms revolution resulting from the deregulation and new competitive opportunities represented by the 1997 World Trade Organisation Agreement on Basic Telecommunications Services. This may be true. Unfortunately however the actions of many regulators and industry participants more accurately reveal not a telecoms revolution but instead a growing telecoms trade war that is dangerously close to spiralling out of hand. In this book Naftel and Spiwak review U.S. and European competition and regulatory initiatives post WTO and provide both a useful roadmap to today's U.S., EU and WTO telecoms regulation and an examination of various case studies to illustrate their points. In so doing the authors discover unfortunately the sad reality that despite the political rhetoric regulators on both sides of the Atlantic have eschewed innovative and indeed productive solutions to create a market structure conducive to long term competitive rivalry. Instead the authors demonstrate that current policies reveal a growing cynicism towards the maximisation of consumer welfare that will be difficult if not outright impossible to remove.

**The Evolution of EU Law** Paul Craig, Gráinne de Búrca, 2011-02-17 Previous edition 1st published in 1999.

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