

**Working Methods
for the
Electronic Communications Committee
(and its sub-ordinate entities)**

Edition 18

Agreed by the 26th ECC meeting, Baden, 21 – 25 June 2010

Table of contents

1) WORK PROGRAMME.....	3
2) CONDUCT OF MEETINGS	3
3) DOCUMENTS	3
4) DOCUMENT DISTRIBUTION	5
5) MAINTENANCE OF OUTPUT DOCUMENTS	5
6) PARTICIPATION OF OBSERVERS	6
7) MEMORANDA OF UNDERSTANDING AND LETTERS OF UNDERSTANDING.....	6
8) AMENDMENTS TO THE WORKING METHODS.....	6
Appendix 1: Terms of reference of the Plenary and its Working Groups, Project Teams and Task Groups	7
Appendix 2: Standard format for ECC Decisions	15
Appendix 3: Standard format for withdrawing ECC Decisions	24
Appendix 4: Procedure to Ensure Regulatory Consistency and Enforceability of ECC Decisions	28
Appendix 5: Mechanism for ECC Recommendations	29
Appendix 6: Standard format for ECC Recommendations	32
Appendix 7: Mechanism for ECC Reports	37
Appendix 8: Mechanism for CEPT Reports	39
Appendix 9: Working Procedures for CEPT Co-ordination in the preparation of, and during WRC's or RRC's	42
Appendix 10: Working Procedures for CEPT co-ordination in the preparation of contributions to meetings of ITU Working Parties or Task Groups	44
Appendix 11: Definition of a European Common Proposal (ECP)	45

1) WORK PROGRAMME

- 1.1 For the adoption of a work item on the ECC Work Programme, the Working Group or Plenary should agree that it is a suitable subject to undertake and that it satisfies the Mission of the ECC. In addition, a minimum number of four supporting Members, who are willing to provide resources, shall be required.
- 1.2 The Plenary shall advise the Council of its requirements for support based on the Office Work Programme.

2) CONDUCT OF MEETINGS

- 2.1 The following procedures will act as guidelines for the Chairman and participants in meetings:
- Chairmen shall try, as far as possible, to reach consensus.
 - To seek consensus is the responsibility for all Members and demands a deep commitment to achieve pragmatic European results with acceptable costs for Administrations and users.
 - However, the seeking of consensus shall not hinder the progress of decision making.
 - If it is impossible to gather the meeting around a consensus view, the Chairman shall decide which of the following options to pursue, in order of preference:
 1. continue negotiating, if necessary outside the meeting, to reduce the alternatives or to achieve a common approach;
 2. holding an indicative vote with the purpose to identify the balance of opinion so that Members are encouraged not to press differences of view, which are unlikely to attract sufficient support;
 3. holding a vote (at a Plenary or Working Group meeting);
 4. in the case of a Working Group, Project Team or Task Group of the Plenary, pass the issue to the Plenary level, with a clear definition of the different positions, for a decision;
 5. postponing the issue to the next meeting. However, an item should not be postponed more than once.

3) DOCUMENTS

- 3.1 Working documents of the ECC (see Art. 10 of the ECC Rules of Procedure) shall be categorised as follows:
- Permanent documents
 - Temporary documents
 - Information documents

Such documents may be presented by Members, ECC entities, the Office, Counsellors, Observers or the Chairman.

Permanent documents are working documents which have been given a document number (see also 3.2).

Temporary documents are documents of a non-permanent nature circulated during meetings. Temporary documents shall be obsolete after the meeting and cannot be referred to or distributed further.

Information documents are documents for information purpose only circulated before or during meetings. Information documents can not be referred to after the meeting.

Permanent documents will be maintained by the Office.

For any document the entity responsible for the document's preparation shall be identified.

3.2 ECC documents are identified as follows:

Decision	ECC/DEC/(Year)Y
Recommendation	ECC/REC/(Year)Y
Reports	ECC REPORT W CEPT REPORT W
European Common Proposal	EUR/V/W
Permanent document	Doc. X(Year)Y
Temporary document	TEMP Z
Information document	INFO Z

where

V stands for the conference agenda item number, where applicable,

W stands for a serial number,

X stands for the entity to which it has been submitted (e.g. FM34, RA5, SE7)

Y stands for a three digit serial number beginning each year with the number 001,

Z stands for a serial number beginning usually at each meeting with 001.

If an output document is subsequently substantially revised the original number shall be suppressed and a new number issued. The identification of the suppressed document shall be mentioned on the revised document. If only minor changes have been introduced, or if further changes are expected, the original number may be kept, followed by the number of the revision (e.g. Rev.1).

- 3.3 ECC Decisions, Recommendations and Reports will be published in accordance with the standard format given in Appendices.
- 3.4 ECC Decisions shall be annexed to the minutes of the ECC meeting where they were approved and also be published on the Office website.
Furthermore, the ERO will, on behalf of the ECC Chairman send an e-mail to Members ECC List A and B1 as soon as possible after the meeting at which the ECC Decision(s) were adopted, inviting them to commit themselves to the Decision(s).

4) DOCUMENT DISTRIBUTION

Documents for meetings within the ECC will be provided in electronic form only. Documents are provided via the Office website by the Chairman of the meeting. When uploading documents onto the server the chairman should mark each uploaded document if protection is needed by the author of the document or if the meeting decides that an output document should be password protected.

For Plenary meetings the Members (ECC list A) and the individuals on the distribution list of the Plenary (ECC list B) are notified by e-mail that the documents are available.

For Working Group meetings the Members (ECC list A) and the individuals on the distribution list of the meeting are notified by e-mail that the documents are available.

Documents of Project Teams of Working Groups and Task Groups will be available via the Office website. Notification by e-mail that the documents are available will only be given to the individuals on the distribution list of the Project Team or Task Group.

5) MAINTENANCE OF OUTPUT DOCUMENTS

- 5.1 The Office will maintain a list of Members (ECC List A), the distribution list of the Plenary (ECC List B) which lists individuals entitled to receive working documents, agendas and invitations to Plenary meetings, a list of contact persons within each Member administrations (ECC List C) and a list of contact persons within each Member administration for questionnaires (ECC List D).
- 5.2 The Office will publish the texts of ECC Decisions, Recommendations and Reports on the Office website and will maintain a database which provides information on the commitment or implementation in the case of Decisions and the status of implementation in the case of Recommendations by the Members. On a regular basis the Office will provide information on the implementation of Decisions to the Plenary in order for the Plenary to review the situation and take appropriate action. On an annual basis Members will be reminded by the Office to update their input to the database.

6) PARTICIPATION OF OBSERVERS

Representatives of those organisations which have co-signed the Memorandum of Understanding on Co-operation can participate in meetings in accordance with the terms of the MoU.

Representatives of those organisations which have co-signed the Letters of Understanding on Co-operation can participate in meetings when items of interest are on the agenda or if wider participation is permitted by the LoU.

Country names should only be used for representatives of national administrations.

Individual nametags shall indicate the name of the company or organisation.

Participation Lists shall include a section listing all participating Observers.

When giving the floor to an Observer, the Chairman shall indicate the name of the Observer.

When an intervention from an Observer is recorded in the minutes the name of the Observer shall be included.

Former intergovernmental organisations that have been privatised have the same status as a private company.

7) MEMORANDA OF UNDERSTANDING AND LETTERS OF UNDERSTANDING

Proposals for MoUs and LoUs must be approved by the ECC and signed by the ECC Chairman. ECC sub-ordinate entities involved should be consulted prior to any approval. Such agreements shall contain an element of reciprocity regarding participation in the activities of each party. They should be concluded with relevant organisations with which the ECC expects to have an ongoing relationship. These organisations and ECC should identify the scope of issues for which they have common interests and indicate at which meetings they will participate on a regular basis.

8) AMENDMENTS TO THE WORKING METHODS

Proposed amendments of the Working Methods shall be put to the Plenary at least two weeks prior to the meeting.

TERMS of REFERENCE
for the ECC PLENARY,
and its WORKING GROUPS, PROJECT TEAMS and
TASK GROUPS

The 'Electronic Communications Committee' (ECC)

<i>Chairman:</i> Mr. Thomas Ewers Bundesnetzagentur Canisiusstrasse 21 P.O. Box 8001 D – 55122 Mainz	<i>Tel:</i> + 49 61 31 18 31 10 <i>Fax:</i> + 49 61 31 18 56 04 <i>Mobile:</i> + 49 17 33 13 42 45 <i>E-mail:</i> thomas.ewers@bnetza.de
<i>Date of first taking office of present Chairman:</i> 21-12-2007	
The Electronic Communications Committee (ECC) shall: <ol style="list-style-type: none">1. consider and develop policies on electronic communications¹ activities in a European context, taking account of European and international legislation and regulations;2. develop European common positions and proposals, as appropriate, for use in the framework of international and regional bodies;3. forward plan and harmonise within Europe the efficient use of the radio spectrum, satellite orbits and numbering resources, so as to satisfy the requirements of users and industry;4. take decisions on the management of the work of the ECC;5. approve Decisions and other deliverables;6. implement the strategic decisions of the Assembly;7. seek guidance from the Assembly, as and when necessary, and propose issues for consideration by the Assembly;8. where relevant, establish contacts with equivalent organisations outside of Europe;9. report to the CEPT Assembly on the progress of its work. <p>In carrying out these activities, the ECC shall establish close cooperation and consultation with relevant European bodies, in particular the European Commission and the European Free Trade Association.</p>	

¹ 'electronic communications' means transmission, and, where applicable, switching or routing, which permits the conveyance of signals by wire, radio, optical or other electromagnetic means, irrespective of the type of information conveyed.

The Working Group ‘Conference Preparatory Group’ (CPG)

<i>Chairman:</i> Mr. Eric Fournier Agence National des Fréquences 78 Avenue du Général de Gaulle F - 94704 Maisons Alfort	<i>Tel:</i> +33 1 45 18 73 48 <i>Fax:</i> +33 1 45 18 73 13 <i>Mobile:</i> <i>E-mail:</i> fournier@anfr.fr
<i>Date of first taking office of present Chairman: 21-12-2007</i>	
The Working Group ‘Conference Preparatory Group’ (CPG) shall: <ol style="list-style-type: none">1. Provide a forum within the CEPT to prepare European positions for ITU World Radiocommunication Conferences (WRCs) and Radiocommunication Assemblies (RAs);2. Develop, as required, co-ordinated positions in order to assist CEPT Administrations that are Members of the ITU Council in presenting a European position in respect of discussions concerning Conference agendas and timing;3. Develop common positions in respect of ITU-R meetings, in particular the Conference Preparatory Meeting;4. Develop and agree European Common Proposals (ECPs) for the work of WRCs and RAs;5. Develop procedures to co-ordinate CEPT actions during the course of the WRCs and RAs;6. Prepare and approve briefs for the members of CEPT national delegations in order to present the European positions at WRCs and RAs;7. Consult with various bodies and organisations inside or outside the CEPT, or Administrations outside the CEPT, with the principal aim to collect information and to broaden the support of CEPT positions;8. Develop and maintain its work programme, approve the work programme of its subordinate bodies, and guide and co-ordinate the work of these bodies;9. Seek, where relevant, contributions and assistance from the Office and the relevant ECC subordinate bodies, and report on it to the Plenary;10. Report to the Plenary on the progress of its work.	

The Working Group 'Frequency Management' (WG FM)

<i>Chairman:</i> Mr. Sergey Pastukh State Radio Research and Development Institute 16, Kazakova Street RU – 105064 Moscow	<i>Tel:</i> +7 495 647 1738 <i>Fax:</i> <i>Mobile:</i> <i>E-mail:</i> sup@caemc.ru
<i>Dates of first and second taking office of present Chairman: 10-03-2008</i>	
The Working Group 'Frequency Management' (WG FM) shall: <ol style="list-style-type: none">1. Develop strategies for the implementation of long term plans for future use of the frequency spectrum;2. Update and maintain the European Table of Frequency Allocations and Utilisation (ERC Report 25) as the strategic framework for frequency allocations and use in Europe;3. Promote harmonised national frequency allocation tables and co-ordinate the use of frequency bands for the same purpose, for applications and for systems throughout CEPT countries;4. Select and apply appropriate criteria for sharing and compatibility between radiocommunications services and systems;5. On request from the CPG contribute to the preparation of CEPT positions for WRCs and other relevant fora;6. Recommend methods of co-ordinating frequency assignments;7. Co-ordinate monitoring activities;8. Provide a forum for frequency managers within CEPT to discuss issues of common concern, including civil/military co-operation;9. Co-ordinate related activities and contributions for the work in the ITU-R sector;10. Seek, where relevant, contributions and assistance from the Office and the relevant ECC subordinate bodies;11. Consult with various bodies and organisations within CEPT countries or Administrations outside the CEPT, with the principal aim to collect information and to broaden the support for the deliverables of the working group;12. Prepare draft Decisions as directed by the Plenary and prepare and approve Recommendations and Reports as necessary; in developing new Decisions, Recommendations and Reports, WG FM shall take into account the exemption from individual licensing and free carriage and use of equipment, where appropriate.13. Develop and maintain its work programme, approve the work programme of its subordinate bodies, and guide and co-ordinate the work of these bodies;14. Report to the Plenary.	

The Working Group 'Numbering and Networks' (WG NaN) (updated 14 July 2010)

<i>Acting Chairman:</i> Mr. Jan Vannieuwenhuysse BIPT Sterrenkundelaan 14, B21 B – 1210 Brussel	<i>Tel:</i> +32 2 226 87 59 <i>Fax:</i> +32 2 226 88 04 <i>Mobile:</i> <i>E-mail:</i> jan.vannieuwenhuysse@bipt.be
<i>Dates of first taking office of present Chairman: to be decided</i>	
The Working Group 'Numbering and Network' (WG NaN): shall: <ol style="list-style-type: none">1. Develop policies in numbering, naming and addressing and (2) advise on technical regulatory matters in electronic communications networks and services to encourage innovation and to support fair competition between the different market actors and in the interest of the citizens;2. Objectives<ul style="list-style-type: none">– Develop national and international numbering, naming and addressing plans for new services and applications and promote their sustainable use;– Develop and promote harmonisation of the different national numbering, naming, and addressing plans and policies where justified;– Develop policies in order to prevent, detect and resolve abuses related with numbers;– Identify where technology developments and standards effect the regulation of network access, interconnection, and interoperability and recommend on the appropriate measures;3. Cooperation<ul style="list-style-type: none">– Provide a platform facilitating dialogue and information exchange with the involved stakeholders on practical technical regulatory matters which have become an issue in one or more CEPT countries;– Consult with various bodies, organisations and industry players inside or outside the CEPT, or Administrations outside the CEPT, with the principal aim to coordinate CEPT activities, to collect information and to broaden the support of CEPT positions;– Organise workshops with stakeholders on key subjects;4. Deliverables and their approval<ul style="list-style-type: none">– Prepare Decisions as directed by the Plenary;– Prepare and approve Recommendations and Reports as necessary;– Develop and agree on common positions in international organisations as the ITU and ETSI;– Develop and maintain its work programme, approve the work programme of its subordinate bodies, and guide and co-ordinate the work of these bodies;5. Report to the Plenary.	

The Working Group ‘Regulatory Affairs’ (WG RA)

<p><i>Chairman:</i> Mr. Stelios D. Himonas Ministry of Communications and Works Department of Electronic Communications 286 Strovolos Avenue 2048 NICOSIA Cyprus</p>	<p><i>Tel:</i> + 357 22 814854 <i>Fax:</i> + 357 22 321925 <i>Mobile:</i> <i>E-mail:</i> himonas@mcw.gov.cy</p>
<p><i>Dates of first and second taking office of present Chairman: 24-03-2006 / 09-03-2009</i></p>	
<p>The Working Group ‘Regulatory Affairs’ (WG RA)</p> <p>shall:</p> <ol style="list-style-type: none">1. Act as a centre of regulatory expertise within the ECC family to provide advice to other ECC entities, and transfer regulatory knowledge between the memberships.2. Study the impact of convergence of services and technology on the spectrum regulatory framework, and the current ECC Decisions.3. Ensure the consistency of the regulatory approaches across the ECC family.3bis When invited by another ECC Entity, provide support on Impact Assessment issues.4. Consider the implications and means to implement the ECC decisions based on the results of the work on enhancing harmonisation and new flexible approaches to frequency management.5. Study matters related to enforcement in the electronic communications domain and promote possible common approaches in this area, and liaise with other ECC entities as necessary.6. Study regulatory matters related to the radio amateur service and promote possible harmonisation in this area, as necessary.7. Investigate the need for, and design, new regulatory tools in order to cover new specific or special cases.8. Develop proposals on the ECC Rules of Procedure and the ECC Working Methods.9. Examine the regulatory consistency of ECC with relevant EC Decisions and make proposals to the ECC10. Prepare draft Decisions as directed by the Plenary and prepare and approve Recommendations and Reports as necessary.11. Develop and maintain its elements in the ECC work programme, approve the work programme of its subordinate bodies, and guide and co-ordinate the work of these bodies.12. Report to the Plenary.	

The Working Group ‘Spectrum Engineering’ (WG SE) (updated 14 July 2010)

<i>Chairman:</i> Mr Bruno Espinosa ANFR Technopôle Brest Iroise CS 13829 F-29238 Brest Cedex 3 France	<i>Phone:</i> +33 683812305 <i>Fax:</i> +33 298341230 <i>Mobile:</i> <i>E-mail:</i> espinosa@anfr.fr
<i>Dates of first taking office of present Chairman: 21-06-2010</i>	
The Working Group ‘Spectrum Engineering’ (WG SE) shall: <ol style="list-style-type: none">1. Develop technical guidelines for the use of the frequency spectrum by various radiocommunication services;2. Develop sharing criteria between radiocommunication services, systems or applications using the same frequency bands;3. Develop compatibility criteria between radiocommunication services using different frequency bands;4. Co-ordinate CEPT activities and contributions for the related work in ITU-R;5. Co-operate with relevant technical bodies in ETSI in accordance with the procedures given in the Memorandum of Understanding between ECC and ETSI;6. Study technical impacts of ISM and other non-radio equipment on radio services taking into account related activities in the relevant International and European Organisations;7. On request from the CPG contribute to the preparation of CEPT positions for WRCs and other relevant fora;8. Seek, where relevant, contributions and assistance from the Office and the relevant ECC subordinate bodies;9. Consult with various bodies and organisations within CEPT countries or Administrations outside the CEPT, with the principal aim to collect information and to broaden the support for the deliverables of the working group;10. Prepare draft Decisions as directed by the Plenary and prepare and approve Recommendations and Reports as necessary;11. Develop and maintain its work programme, approve the work programme of its subordinate bodies, and guide and co-ordinate the work of these bodies;12. Report to the Plenary.	

The Project Team on 'IMT Matters' (PT-1) (updated Oct 2009)

<i>Chairman:</i> Mr. Didier Chauveau ANFR DPSAI 78, avenue du Général de Gaulle F-94704 Maisons-Alfort Cedex	<i>Tel:</i> +33 1 45 187704 <i>Fax:</i> +33 1 45 187313 <i>Mobile:</i> <i>E-mail:</i> chauveau@anfr.fr
<i>Dates of first taking office of present Chairman: 30-10-2009</i>	
Note: to be reviewed end of 2010	
The project team shall be responsible for the overall system aspects of IMT, collaborating with WG FM on the IMT satellite elements;	
For the terrestrial component of IMT the project team shall further:	
<ol style="list-style-type: none">1. facilitate the development of IMT, both globally and at the CEPT level²,2. consider the designation and frequency arrangements for spectrum, identified for IMT in the Radio Regulations and:<ul style="list-style-type: none">• develop appropriate ECC deliverables, applying to the use of the 3.4 - 3.6 GHz and 790-862 MHz bands, identified for IMT at WRC-07;• address also the band 3.6-3.8 GHz for IMT;• review the existing ECC Decisions on IMT-2000/IMT and take action as appropriate;• develop appropriate ECC deliverables on border coordination.3. consider the sharing and compatibility issues in support of the work under item 2:<ul style="list-style-type: none">• develop appropriate ECC Recommendations and Reports;• update existing ERC/ECC Recommendations and Reports on IMT-2000/IMT as appropriate.4. co-ordinate positions on IMT for input to relevant ITU groups including:<ul style="list-style-type: none">• the ITU process for the development of IMT-Advanced;• development of compatibility studies for additional frequency band identified for IMT at WRC-07 (Except issues dealt with under WRC-11, AI 1.17);• development of frequency arrangements for additional frequency bands identified for IMT at WRC-07;5. contribute to or lead the preparation of responses to relevant EC Mandates related to IMT matters as appropriate;6. liaise with ETSI and other relevant bodies dealing with standardisation;7. on request from CPG contribute to the preparation of CEPT positions for WRCs and other relevant fora;8. seek, where appropriate, contributions and assistance from and work collaboratively with relevant ECC subordinate bodies and the Office.	

² In accordance to the general policy objectives of CEPT and taking into account other ongoing action within ECC.

STANDARD FORMAT³ FOR ECC DECISIONS

³ This standard format for ECC Decisions is for guidance and does not exclude other options as necessary.

ELECTRONIC COMMUNICATIONS COMMITTEE

TITLE:
ECC Decision
of DD MM YYYY⁴
on ...

(ECC/DEC/(YY)NN)



⁴ Generally it is the date of the last day of the meeting of the ECC Plenary at which the Decision is adopted. However in special cases it may be a later date.

EXPLANATORY MEMORANDUM

1 INTRODUCTION

2 BACKGROUND

3 REQUIREMENT FOR AN ECC DECISION

**ECC Decision
of dd Month yyyy**

TITLE

(number)

“The European Conference of Postal and Telecommunications Administrations,

Considering (they shall be related with the decide part of the Decisions, other elements should be in the explanatory memorandum):

- a) The ITU Radio Regulation or ITU-T Recommendations.....
- b) The CEPT Reports, ECC Reports, Recommendations or Decisions ...
- c) The need for an ECC Decision (*e.g. the market demand*)...
- d) The current situation ...
- e) The studies ...
- f) The basis for the definitions ...
- g) The justifications for adopting regulatory measures ...
- h) The basis for technical parameters ...
- i) The basis for transition measures ...
- j) The basis for monitoring measures ...
- k) The suitable complementary actions ...
- l) that in EU/EFTA countries the radio equipment that is under the scope of this Decision shall comply with the R&TTE Directive. Conformity with the essential requirements of the R&TTE Directive may be demonstrated by compliance with the applicable harmonised European standard(s) or by using the other conformity assessment procedures set out in the R&TTE Directive.

DECIDES

- 1 that the **purpose of the Decision** is to:
 - harmonise the use of the frequency bands ...;
 - allow free circulation of equipment ...;
 - establish a common framework for ...;
- 2 that, for the purpose of the Decision, the following **definitions** apply:
 - 2.1. (Definition of application or equipment mentioned in decides 1 and 3);
 - 2.2. (*Definition of technical parameters mentioned in decides 4*);
 - 2.3. (*Other definition*).
- 3 that CEPT **administrations shall**:
 - designate frequency bands or preferred frequencies ... within the frequency range ... for the use of (*name of the application or the preferred application(s) or equipment*) (*when several bands are designated they shall be mentioned in the same decides under separate sub-sections*);
 - allow free circulation and use of (*name of the equipment*) or restrict the use (*e.g. indoor or geographical zones*) of equipment in part or all the bands mentioned above;
 - exempt (*name of the equipment*) from individual licensing;
 - etc.
- 4 that, for the purpose of the Decision, the following **technical and operational parameters** apply (*Unless justified the parameters defined should avoid conflicting with the relevant deliverables of the EU regulatory framework (e.g. EC spectrum Decisions, relevant Harmonised Standards, the technical elements included in the TCAM / RSCOM radio interface format, etc); if extensive, some parameters (e.g. channelling arrangements) may be specified in an annex to the Decision*):
- 5 that the **transition measures** adopted by CEPT Administrations shall ensure that existing applications in the band ... may be allowed until ... (*fixed date or expiry date of the current licences*) or that the band ... is available for ... as from ..., subject to market demand and national licensing scheme;
- 6 that CEPT administration shall ensure the **monitoring** of effects of the Decision and in particular: ...;
- 7 To **invite** CEPT administration and/or the European Commission to encourage and/or ensure ...;

- 8 that the Decision **replaces** the ECC/DEC/(yy)nn which is withdrawn (*if needed*);
- 9 that this Decision **enters into force** on [date];
- 10 that the [preferred/definitive*] **date for implementation** of this Decision shall be [date];
- 11 that CEPT administrations shall communicate the **national measures** implementing this Decision to the ECC Chairman and the Office when the Decision is nationally implemented.

Notes:

- 1 The following Members have a derogation to implement this Decision until xx yy zzzz:
- 2* Please check the Office website (<http://www.ero.dk>) for the up to date position on the implementation of this and other ECC Decisions)

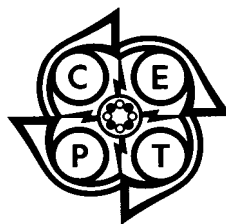
STANDARD FORMAT FOR WITHDRAWING ECC DECISIONS

ELECTRONIC COMMUNICATIONS COMMITTEE

ECC Decision
of dd-mm-yyyy
on the withdrawal of

<i>One or more ECC Decisions</i>

(ECC/DEC/(YY)XX)



EXPLANATORY MEMORANDUM

1 INTRODUCTION

Historical reason for the development of the relevant decisions and why those are now considered obsolete.

2 BACKGROUND

The aim and effect of the Decisions to be withdrawn and the way withdrawal would be beneficial.

3 REQUIREMENT FOR AN ECC DECISION

The ECC Rules of Procedure foresee that the withdrawal of a Decision is subject to the same procedure as the development and adoption of a new Decision. This Decision therefore dictates the withdrawal of

One or more ECC Decisions

**ECC Decision
of dd-mm-YYYY**

on the withdrawal of

<i>One or more decisions (full text)</i>

(ECC/DEC/(YY)XX)

“The European Conference of Postal and Telecommunications Administrations,
considering:

a)

<i>reason to withdraw decisions</i>

b)

<i>which decisions are affected</i>

DECIDES

<i>Each Decisions to be withdrawn should be listed here</i>

1. to withdraw the

<i>ECC Decision (full text)</i>

2. to withdraw the

<i>ECC Decision (full text)</i>

3. that this Decision enters into force on dd-mm-yyyy;

**PROCEDURE TO ENSURE REGULATORY CONSISTENCY AND
ENFORCEABILITY OF ECC DECISIONS**

The responsible entity developing a draft ECC Decision should seek the advice of Working Group 'Regulatory Affairs' (WG RA) as early as reasonable with regard to the regulatory consistency and enforceability of the draft ECC Decision. In all cases, this draft Decision shall be forwarded to WGRA at the latest at the time of initiation of the Public Consultation. WG RA shall develop and agree its advice and forward it to the relevant responsible entity with a copy to the ECC.

MECHANISM FOR ECC RECOMMENDATIONS

1. INTRODUCTION

- 1.1 ECC Recommendations should be the outcome of a consultation process on matters of harmonization in the communications regulatory field. Administrations are encouraged to apply them, though implementation is on a voluntary basis.
- 1.2 ECC “Test and Development Recommendations” are intended to facilitate coordinated tests or trials to allow the early development of innovative technology with a potentially wide European market. Such Recommendations should specify the technology, a fixed period for the test, control of transmitter power, protection of existing users, means to stop the trial immediately in cases of interference, a procedure for the exchange of information on the trial by administrations, and the requirements for reporting the results to the Plenary together with any recommendations on future actions by the ECC.
- 1.3 There are four main elements to the Recommendation making mechanism: development and approval, implementation, amendment, and withdrawal.

2. DEVELOPMENT AND APPROVAL

- 2.1 The Plenary or the appropriate Working Group(s) or other ECC entities if authorized to do so in their terms of reference shall decide whether a new item of work should lead to a Recommendation.
- 2.2 Where more than one entity is involved, before work is started, the involved entities should agree the responsible entity. In case an ECC Recommendation is developed by a decision of the Plenary, the responsible entity is designated by the Plenary.
- 2.3 The responsible entity developing a draft ECC Recommendation should seek the advice of Working Group ‘Regulatory Affairs’ (WG RA) as early as reasonable with regard to the regulatory consistency and enforceability of the draft Recommendation. In all cases, this draft Recommendation shall be forwarded to WG RA at the latest at the time of initiation of the Public Consultation. WG RA shall develop and agree its advice and forward it to the relevant responsible entity with a copy to the ECC.
- 2.4 Draft Recommendations shall follow the standard format.
- 2.5 A draft Recommendation agreed by the responsible entity for Public Consultation shall be notified to Members by the Office using e-mail. A copy of the draft shall either be attached to the e-mail or shall be placed within the website documentation area for downloading by members, as advised in the email. Providing no objections to proceed to Public Consultation are received by

the Office from any Member within two weeks of this notification, the draft Recommendation is considered to be approved for Public Consultation to be carried out during a minimum period of two months. If such an objection is received, the draft Recommendation shall be placed on the agenda of the next responsible entity meeting for decision on Public Consultation. In cases where there is no consensus the voting procedure of Article 12.2.15 of the Rules of Procedure shall be applied.

- 2.6 In cases where the ECC Plenary approves draft Recommendations for Public Consultation, this will proceed without the notification referred to in 2.5.
- 2.7 The responsible entity shall consider the results of the Public Consultation when approving the draft Recommendation. However, draft Recommendations tasked by the ECC shall be submitted to the Plenary for approval.
- 2.8 If no agreement can be reached, the responsible entity shall present the draft Recommendation to the Plenary together with the comments received. The Plenary shall decide on the approval of the Recommendation, preferably by consensus. In cases where this is not possible, a voting procedure in accordance with Article 12.2.15 of the Rules of Procedure shall be applied.
- 2.9 The final text of the ECC Recommendation shall be included as an annex to the Minutes of the meeting at which it is approved.

3. **IMPLEMENTATION**

- 3.1 The text of the ECC Recommendation shall be published on the Office website as soon as possible after the meeting that approved it.
- 3.2 Members are strongly urged to respond to periodic questionnaires from the Office that facilitates the publication of a complete list of ECC Recommendations and the extent of their implementation by ECC Members.

4. **REVIEW**

Every Recommendation can be reviewed following a request by an ECC entity or following the guidance of the Plenary, to update the frequency bands indicated in the Recommendation or other information, taking into account an initial assessment made by an ECC entity and any other relevant information. The time for such reviews is not strictly established. As a consequence of a review, the responsible ECC entity or the Plenary shall decide whether to maintain, amend or withdraw the Recommendation. If the decision of the responsible ECC entity is not unanimous, a final decision is taken by the Plenary.

5. **AMENDMENT**⁵

- 5.1 The Plenary or the responsible entity shall decide whether or not a process to amend a Recommendation should start.
- 5.2 With the exception of amendments in accordance with Article 5.3 the development and approval of an amended Recommendation should follow the provisions of paragraph 2 above.
- 5.3 Amendments of editorial nature, that is, amendments relating to the correction of editorial errors, such as typographical errors or errors in calculations or any other similar oversight (provided that these corrections do not impact on the original recommends part of the Recommendation) - would not require a Public Consultation. Also national information included in a Recommendation, typically in annexes/appendices, may be updated by means of communication between the country in question and the Office, without Public Consultation. The latest date of update of national information is to be identified at the bottom of the relevant page, stating "Edition of < date >".
- 5.4 On the approval of the amended Recommendation, the previous Recommendation is automatically withdrawn.
- 5.5 Unless agreed otherwise, the reference number of the amended Recommendation remains unchanged, but the new version should have a reference next to the title, stating: "Amended" < place, date >".
- 5.6 In the case where an error⁶ in an approved Recommendation is identified, the Plenary may provisionally approve a corrigendum for final approval at its following meeting providing there is no objection. Corrected Recommendations shall keep their original number followed by the date of correction.

6. **WITHDRAWAL**

When it is considered by the Plenary or the responsible entity that a Recommendation is no longer valid or needed, the Plenary or the responsible ECC entity shall take a decision on its withdrawal. If the decision of the responsible ECC entity to withdraw is not unanimous, a final decision is taken by the Plenary.

⁵ These provisions are also applicable to ERC and ECTRA Recommendations.

⁶ With the exception of editorial errors which are corrected in accordance with paragraph 5.3.

STANDARD FORMAT FOR ECC RECOMMENDATIONS



Electronic Communications Committee (ECC)
within the Conference of Postal and Telecommunications Administrations (CEPT)

ECC RECOMMENDATION (Year) Number

TITLE

Recommendation adopted by the "Electronic Communications Committee" (ECC)

INTRODUCTION

“The Conference of Postal and Telecommunications Administrations,

considering

a)

recommends

1)

”

Note:

Please check the Office website (<http://www.ero.dk>) for the up to date position on the implementation of this and other ECC Recommendations

EXAMPLE OF A FORMAT FOR
ECC TEST AND DEVELOPMENT RECOMMENDATIONS

ECC TEST and DEVELOPMENT RECOMMENDATION (Year) Number

TITLE

Recommendation adopted by the "Electronic Communications Committee" (ECC)

INTRODUCTION

"The Conference of Postal and Telecommunications Administrations,

considering

- a) The following technology:
- b) the following specifications to be used
- c) the possible IPR existing on this technology
- d) the following ECC report referred to
- e) the protection of existing user of the band
- f) the reasons for a test and trial
- g) the expected output from the test and trial
- h) the countries willing to conduct a test and trial: *(list)*
editorial note: these considerings are optional

recommends

- 1) that countries willing to conduct test and trials mentioned in h) above shall:
 - cooperate
 - agree on the conditions
 - exchange information on the results
- 2) that these same countries shall agree on information to be distributed to CEPT administrations
- 3) that these same countries shall draft a report to ECC on the test and trial and on further action to be taken by the ECC
- 4) that the schedule will be the following:
 - Starting date
 - End date
- 5) that the test and trial can be stopped under the following conditions:
 - Interference to other services
 - Lack of involvement of industry.

Note:

Please check the Office website (<http://www.ero.dk>) for the up to date position on the implementation of this and other ECC Recommendations

MECHANISM FOR ECC REPORTS

1. INTRODUCTION

- 1.1 ECC Reports are the results of studies by the ECC, normally in support of a harmonisation measure.
- 1.2 There are two main elements to the mechanism for ECC Reports: development and approval, and amendment.

2. DEVELOPMENT AND APPROVAL

- 2.1 The Plenary or the appropriate Working Group(s) or other ECC entities if authorized to do so in their terms of reference shall decide whether a new item of work should lead to an ECC Report.
- 2.2 Where more than one entity is involved, before the work is started, the involved entities should agree the responsible entity. In case an ECC Report is developed by the task of the Plenary, the responsible entity is designated by the Plenary.
- 2.3 Draft ECC Reports shall follow the standard format.
- 2.4 A draft ECC Report agreed by the responsible entity for Public Consultation shall be notified to Members by the Office using e-mail. A copy of the draft shall either be attached to the e-mail or shall be placed within the website documentation area for downloading by members, as advised in the e-mail. Providing no objections to proceed to Public Consultation are received by the Office from any Member within two weeks of this notification, the draft ECC Report is considered to be approved for Public Consultation to be carried out during a minimum period of two months. If such an objection is received, the draft ECC Report shall be placed on the agenda of the next responsible entity meeting for decision on Public Consultation. In cases where there is no consensus the voting procedure of Article 12.2.15 of the Rules of Procedure shall be applied.
- 2.5 In cases where the ECC Plenary approves draft Reports for Public Consultation, this will proceed without the notification referred to in 2.4.
- 2.6 The responsible entity shall consider the results of the Consultation when approving the draft ECC Report.
- 2.7 If no agreement can be reached, the responsible entity shall present the draft ECC Report to the Plenary together with the comments received. The Plenary shall decide on the approval of the ECC Report, preferably by consensus. In cases where this is not possible, a voting procedure in accordance with Article 12.2.15 of the Rule of Procedure shall be applied.

- 2.8 The final text of the ECC Report shall be included as an Annex to the Minutes of the meeting at which it is approved.

3. REVIEW

Every Report can be reviewed following a request by an entity or following the guidance of the Plenary, to update the frequency bands indicated in the Report or other information, taking into account an initial assessment made by an entity and any other relevant information. The time for such reviews is not strictly established. As a consequence of a review, the responsible entity or the Plenary shall decide whether amend the ECC Report or not.

4. AMENDMENT

- 4.1 The Plenary or the responsible entity shall decide whether or not a process to amend an ERC/ECC Report should start.
- 4.2 The development and approval of amended ERC/ECC Reports should follow the provisions of paragraph 2 above.
- 4.3 Unless agreed otherwise, the reference number of the amended ECC Report remains unchanged, but the new version should have a reference next to the title, stating: “Amended < place, date >”.

STANDARD FORMAT FOR ECC REPORTS



Electronic Communications Committee (ECC)
within the European Conference of Postal and Telecommunications Administrations (CEPT)

TITLE

Month Year

MECHANISM FOR CEPT REPORTS

ANNEX TO APPENDIX 8

STANDARD FORMAT FOR CEPT REPORTS

1. INTRODUCTION

- 1.1 CEPT Reports are the final results of studies by the ECC in response to Mandates from the EC.
- 1.2 The main elements to the mechanism for CEPT Reports are their development and approval.

2. DEVELOPMENT AND APPROVAL

- 2.1 The Plenary, after receiving a Mandate from the EC, assigns the development of the CEPT Report to one or more ECC entities.
- 2.2 The Plenary designates the responsible entity before the work is started.
- 2.3 The responsible entity may ask a Project Team of the entity or a joint Project Team or the Office to produce a draft text for consideration by the lead entity. The draft text shall normally be placed on the Office website at least 2 weeks prior to the meeting at which it will be considered.
- 2.4 After the responsible entity has considered the draft text, it shall prepare (possibly with the assistance of the Office or the Project Team that originally prepared the draft text) a draft Interim Report and submit it to the Plenary for consideration.
- 2.5 The Plenary shall consider the draft Interim Report submitted by the responsible entity and provide guidance to the responsible entity for further development and improvement.
- 2.6 The responsible entity, after further development of the text, if needed based on the guidance provided by the Plenary, shall prepare a final draft CEPT Report, which it shall submit to the Plenary to be approved for Public Consultation..
- 2.7 The Plenary shall decide on the approval of the final draft CEPT Report, preferably by consensus. In cases where this is not possible, a voting procedure in accordance with Article 12.2.15 of the Rules of Procedure shall be applied.
- 2.8 The approved text of the CEPT Report – subject to Public Consultation shall be included as an Annex to the Minutes of the meeting at which it was approved.

- 2.9 Following its approval by the Plenary, the CEPT Report– subject to Public Consultation shall be submitted to the EC with a covering document (“explanatory note”).
- 2.10 The Public Consultation shall be carried out for a minimum period of two months. Following its approval by the ECC Plenary, the CEPT Report – subject to Public Consultation shall be published on the Office website specifying the deadline for comments, and their recipient.
- 2.11 The responsible entity shall consider the comments (if any) received during the Public Consultation and decide whether any amendments should be made or not and then submit the result to the next Plenary.
- 2.12 The Plenary shall decide on the approval of the final CEPT Report, preferably by consensus. In cases where this is not possible, the voting procedure in accordance with Article 12.2.15 of the Rules of Procedure shall be applied.
- 2.13 The final text of the CEPT Report shall be included as an Annex to the Minutes of the meeting at which it was approved and published on the Office website.
- 2.14 Following its approval by the Plenary, the CEPT Report shall be submitted to the EC.



CEPT Report [number]

**Report from CEPT to the European Commission
in response to the Mandate to:**

“ quote title of the Mandate”

Report approved on [dd Month yyyy] by the



Electronic Communications Committee (ECC)
within the European Conference of Postal and Telecommunications Administrations (CEPT)

WORKING PROCEDURES FOR CEPT CO-ORDINATION**in the preparation of, and during WRC's or RRC's**

1. The Chairman of the ECC entity responsible for the preparation of the relevant Conference (hereafter called the Chairman) shall be responsible for the overall CEPT co-ordination.
2. The Chairman shall be assisted by an agreed co-ordination team, which would include the two Vice Chairmen and the CEPT co-ordinators, during the negotiations and lobbying activities.
3. The observers from CEPT at ITU-Conferences shall also assist the Chairman.
4. Each CEPT delegation shall notify the Chairman of their main contact person, and one for each agenda item.
5. The Chairman shall call CEPT co-ordination meetings as appropriate, or when requested by a Member, to inform CEPT delegates of progress, agree on a modified position as necessary to take account of progress, and agree the degree of flexibility on negotiations.
6. Such meetings shall be called by sending a notice to each contact person using the available messaging system.
7. CEPT coordination meetings during the conference to agree on a modified position or on the degree of flexibility on negotiations shall be led by a member of the coordination team (normally the Chairman) from an administration which has co-signed the relevant ECP.
8. In exceptional circumstances, participation in coordination meetings during the Conference may be limited to administrations that have not objected to the relevant ECP.
9. In emergency situations, the co-ordination team shall have the responsibility of notifying all the CEPT delegations of developments.
10. The co-ordination team will negotiate on the ECPs with other countries within the agreed limits of flexibility.
11. Other CEPT delegates should avoid entering into individual negotiations with non-CEPT countries which could undermine the CEPT position. Discussions with non-CEPT delegates should be limited to lobbying of the current CEPT published position, and intelligence gathering. Information gained should be made available to the co-ordination team as soon as possible, and to all delegates at the next co-ordination meeting. These principles should also apply in the period leading up to the conference in relation to provisionally agreed positions.

12. Unless it has formally notified to the Chairman its opposition to an ECP before the deadline for signature, and preferably before its adoption by the relevant ECC entity, an administration which has not co-signed an ECP should avoid opposing the proposal in formal meetings but should seek to maintain European co-operation and unity, remain constructive and search for acceptable compromises, in particular within the co-ordination team.

13. Delegates from CEPT Administrations, at all times, should maintain the original agreed CEPT positions, or the latest stance agreed at a co-ordination meeting, and not make known the agreed negotiating limits.

14. In cases where CEPT is unable to agree on an ECP or a common position, or in cases where a CEPT Member is unable to agree with a common position, CEPT Members should, before bringing forward explicitly their own positions as national or multi-national proposals, endeavour to determine through CEPT co-ordination before or during the Conference, a common position on these proposals which could be supported by a majority of the Conference.

15. Each of the ECPs shall be presented by a co-ordinator from an administration that has co-signed the proposal. The co-ordinator shall be responsible for tracking the proposal until the Conference has disposed of the issue which the ECP addresses. A co-ordinator shall also be designated for agenda items where no ECP has been submitted.

16. Each co-ordinator shall establish contacts with the appointed representatives from the CEPT delegations (2 to 4 above) in order to have efficient co-operation among the delegates concerned before and during working sessions of the conference.

17. Within the authority delegated by the CEPT co-ordination team, the CEPT co-ordinator on a given subject shall call CEPT co-ordination meetings as appropriate, or when requested by a Member, to inform CEPT delegates of progress, agree a modified position on this subject as necessary to take account of progress, and agree the degree of flexibility on negotiations. Within the scope of their subjects, and within the authority delegated by the CEPT co-ordination team, the CEPT co-ordinators will, as necessary and in co-operation with interested CEPT members, lead the negotiations with non-CEPT delegations or organisations, keeping the co-ordination team informed.

18. Each ECP shall be actively supported by all CEPT delegations whose administrations have co-signed the ECP. This shall include speaking in support of the ECP following its presentation.

WORKING PROCEDURES FOR CEPT CO-ORDINATION**in the preparation of contributions to meetings of
ITU Working Parties or Task Groups**

Project Teams or Task Groups may agree on contributions to ITU Working Parties or Task Groups. This can only be done based on unanimity among the CEPT members represented at the meeting. In case there is no unanimity the issues will, if necessary, be brought to the parental group for a decision.

Contributions to ITU Working Parties or Task Groups can be agreed by Project Teams or Task Groups or, if necessary their parental groups, in physical meetings or in exceptional cases (when no physical meeting can be organised in time) by other means (e.g. by correspondence, by using electronic means, etc.), as decided by the Chairman of the relevant ECC Entity.

In case a contribution to an ITU Working Party or Task Group is not decided in a physical meeting, unanimity shall mean that no CEPT Member objects to the contribution by the deadline set by the Chairman of the relevant ECC Entity.

The ECC List A in addition to the e-mail list of the relevant ECC entity shall be used to communicate the deadline for objecting to the draft CEPT contribution.

If the subject matter of a contribution does not fall within the Terms of Reference of a Project Team or Task Group, contributions to ITU Working Parties or Task Groups shall be agreed by the appropriate parental group.

Contributions, agreed as prescribed in the preceding paragraphs shall be submitted to the ITU by one CEPT Member, and shall include the sentence:

“This document has been developed and agreed within the framework of CEPT [*group responsible*]”

It should be emphasised that all CEPT administrations should support such contributions after their submission to the ITU.

Definition of an European Common Proposal (ECP)

An ECP is a multi-country proposal to which the Working Procedures for CEPT Coordination apply.

Co-signature of an ECP must be evidenced by endorsement from the responsible person within an Administration. It is recognised that in some cases this may take some time after approval of the ECP in the responsible ECC entity. For the purposes of defining an ECP, an indication of intention to co-sign an ECP shall be considered as support.

The purpose of this definition is to serve two main purposes:

- to ensure that there would not be major open opposition from CEPT members;
- to require a reasonably active support, inter alia, through the co-signature of the proposal.

If this cannot be achieved, the proposal should not be submitted in the form of an ECP, as to do so would undermine the credibility of ECPs.

In making this decision, not only the quantity of opposition/support but also the quality must be taken into account. Those opposing might, reluctantly, accept a lost vote or, alternatively, they might feel obliged to reserve their right to present a contradicting national (or multi-national) proposal. In a similar way, support could be anything between strong national interest (leading to very active support in the Conference) to luke warm acceptance in the spirit of European cooperation.

Although these factors cannot be built into a simple count of votes, as a general guideline an ECP would not be approved by the responsible ECC entity unless there were at least 10 CEPT members indicating their intention to co-sign it, and not more than 6 opposing the proposal going forward as an ECP.

Even so, it would still be for the responsible ECC entity to decide if a proposal should go forward as an ECP or not, based on both the quantitative and qualitative factors as described above.

Any CEPT Member which is obliged to voice objections or submit alternative proposals to an ECP should inform the responsible ECC entity of its intentions and should, nevertheless, cooperate with the other CEPT Members during the WRC to develop a common consensus.

At the request of the responsible ECC entity, the ERO may circulate ECPs to ITU member administrations via diplomatic channels in Copenhagen, seeking their support.