Basic information

2000/0185(COD) COD - Ordinary legislative procedure (ex-codecision procedure) Regulation	Procedure completed
Telecommunications: unbundled access to local loops of operators having significant market power **Subject** 3.30.03 Telecommunications, data transmission, telephone	

Key players

European Parliament

Committee responsible	Rapporteur	Appointed
ITRE Industry, External Trade, Research, Energy	CLEGG Nicholas (ELDR)	22/06/2000

Council of the European Union

Council configuration	Meetings	Date
Industry	2318	2000-12-05
Telecommunications	2293	2000-10-03
Telecommunications	2340	2001-04-04

European Commission

Commission DG	Commissioner
Communications Networks, Content and Technology	

Key events

Date	Event	Reference	Summary
12/07/2000	Legislative proposal published	COM(2000)0394	Summary
08/09/2000	Committee referral announced in Parliament, 1st reading		
03/10/2000	Debate in Council		
12/10/2000	Vote in committee, 1st reading		Summary
12/10/2000	Committee report tabled for plenary, 1st reading	A5-0298/2000	
25/10/2000	Debate in Parliament		
26/10/2000	Decision by Parliament, 1st reading	T5-0476/2000	Summary
22/11/2000	Modified legislative proposal published	COM(2000)0761	Summary
05/12/2000	Act adopted by Council after Parliament's 1st reading		

18/12/2000	Final act signed		
18/12/2000	End of procedure in Parliament		
30/12/2000	Final act published in Official Journal		
04/04/2001	Debate in Council		

Technical information

Procedure reference	2000/0185(COD)
Procedure type	COD - Ordinary legislative procedure (ex-codecision procedure)
Procedure subtype	Legislation
Legislative instrument	Regulation
Legal basis	EC Treaty (after Amsterdam) EC 095
Stage reached in procedure	Procedure completed

Documentation gateway

European Parliament

Document type	Committee	Reference	Date	Summary
Committee report tabled for plenary, 1st reading/single reading		A5-0298/2000 OJ C 197 12.07.2001, p. 0009	12/10/2000	
Text adopted by Parliament, 1st reading/single reading		T5-0476/2000 OJ C 197 12.07.2001, p. 0216-0355	26/10/2000	Summary

European Commission

Document type	Reference	Date	Summary
Legislative proposal	COM(2000)0394 OJ C 365 19.12.2000, p. 0212 E	12/07/2000	Summary
Modified legislative proposal	COM(2000)0761 OJ C 062 27.02.2001, p. 0314 E	22/11/2000	Summary

Other institutions and bodies

Institution/body	Document type	Reference	Date	Summary
EESC	Economic and Social Committee: opinion, report	CES1222/2000 OJ C 014 16.01.2001, p. 0099	19/10/2000	

Additional information

Source	Document	Date

European Commission	EUR-Lex	

Final act	
Regulation 2000/2887 OJ L 336 30.12.2000, p. 0004	Summary

Telecommunications: unbundled access to local loops of operators having significant market power

2000/0185(COD) - 26/10/2000 - Text adopted by Parliament, 1st reading/single reading

The European Parliament adopted the resolution drafted by Mr Nicholas CLEGG (ELDR, UK) on the Commission's paper on the unbundling of local loop. The report was adopted by 378 to 21, with 41 abstentions. Although the Parliament broadly welcomes the Commission proposal, it was accompanied by 18 amendments. These amendments are designed to ensure that the technical aspects of the proposal are sufficiently detailed to reflect the binding nature of a regulation. This is to guarantee that unbundling is rapidly and effectively implemented. They also emphasise that refusal to allow unbundled access would prevent, restrict or distort competition in this sector. The amendments also include a list of minimum information that has to be given to new market entrants by incument operators. The role of the national regulatory authorites is also given in detail. In addition, the Parliament stresses the need for compensation for new market entrants if incumbent "notified operators" fail to meet lead times, so as to avoid procrastination by former monopolies. Finally, the date of the 31 December 2000 has been adopted as the deadline for the regulation to enter into force. Moreover, Commissioner Erikki Liikanen declared that he accepted almost everything in the report and that the Commission could fully support all 18 amendments.

Telecommunications: unbundled access to local loops of operators having significant market power

2000/0185(COD) - 12/07/2000 - Legislative proposal

PURPOSE : to provide a legal base to enforce unbundled access to local loopsof operators having significant market power by 31 December 2000. CONTENT : the copper local loop refers to the physical circuit between the customers' premises and the telecommunications operator's local switch in the local access network. This remains one of the least competitive segments of the liberalised telecommunications market. Providing unbundled local loops to all new entrants will increase the level of competition and technological innovation in the local access network, which in turn stimulates the competitive provision of a full range of telecommunications services. This will facilitate the growth of e-commerce and e-business in Europe. This proposal responds to Member States concerns that without a strong legal base upon which to mandate unbundled access to the local loop, they could have difficulty achieving the goals set by the European Council of Lisbon in March 2000. Notified operators must make available to third parties unbundled access to the local loop under transparent, fair, and non-discriminatory conditions. They must provide competitors with the same facilities as they provide to themselves.

Telecommunications: unbundled access to local loops of operators having significant market power

2000/0185(COD) - 18/12/2000 - Final act

PURPOSE : to adopt a regulation on unbundled access to the local loop. COMMUNITY MEASURE : Regulation 2887/2000/EC of the European Parliament and of the Council on unbundled access to the local loop. CONTENT : this Regulation aims at intensifying competition and stimulating technological innovation on the local access market, through the setting of harmonised conditions for unbundled access to the local loop, to foster the competitive provision of a wide range of electronic communications services. It shall apply without prejudice to the obligations of the notified operators to comply with the principle of non-discrimination, when using the fixed public telephone network in order to provide high speed access and transmission services to third parties in the same manner as they provide for their own services or to their associated companies, in accordance with Community provision. Notified operators shall publish from 31 December 2000, and keep updated, a reference offer for unbundled access to their local loops and related facilities. The offer shall be sufficiently unbundled so that the beneficiary does not have to pay for network elements or facilities which are not necessary for the supply of its services, and shall contain a description of the components of the offer, associated terms and conditions. They shall also from 31 December 2000 meet reasonable request from beneficiaries for unbundled access to their local loops and related facilities, under transparent, fair and non-discriminatory conditions. With regard to the national regulatory authority, it shall ensure that charging for the unbundled access to the local loop fosters fair and sustainable competition. This authority shall have the power to : - impose changes on the reference offer for unbundled access to the local loop and related facilities, including prices, where such changes are justified; and - require notified operators to supply information relevant for the implementation of this regulation; - the national regulatory authority may, where justified, intervene on its own initiative in

order to ensure non-discrimination, fair competition, economic efficiency and maximum benefit for users; - when the national regulatory authority determines that the local access market is sufficiently competitive, it shall relieve the notified operators of the obligation laid down in Article 3(3) for the prices to be set on the basis of cost-orientation; - disputes between undertakings concerning issues included in this regulation shall be subject to the national dispute resolution procedures. ENTRY INTO FORCE : 01/01/2001.

Telecommunications: unbundled access to local loops of operators having significant market power

2000/0185(COD) - 22/11/2000 - Modified legislative proposal

The amended proposal incorporates 18 amendments proposed by the European Parliament to the initial proposal presented by the Commission. The Commission agreed with the European Parliament and accepted in full the 18 amendments, amending its proposal accordingly. The 18 amendments seek to ensure that the technical aspects of the proposal are sufficiently detailed to be commensurate with the binding nature of a Regulation, and so guarantee that unbundling is rapidly and effectively implemented. Therefore, the amended proposal now includes more precise technical definitions and detailed requirements for notified operators, and the national regulatory authorities, to clarify their respective obligations and responsibilities.