



Gibraltar Regulatory Authority

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COMMUNICATIONS ACT 2006

DIRECTION ISSUED TO PROVIDERS OF PUBLICLY AVAILABLE TELEPHONE SERVICES ON NUMBER PORTABILITY

DIRECTION NOTICE A01/2012

In exercise of the powers conferred on it by Section 10 of the Communications Act 2006, the Gibraltar Regulatory Authority (the "GRA") hereby issues this Direction.

1. Introduction

This Direction amends Direction Notice A01/2010 on number portability only to the extent detailed below.

2. Purpose of this Direction

On the date that Direction A01/2010 was issued, there was a public policy decision from the Government that the central database for number portability had to be in Gibraltar. The new Government has reviewed this and concluded that this is not policy matter, but a regulatory issue for the GRA to decide, having regards to the best interests of the industry.

The GRA has examined the benefits to providers of publicly available telephone services of hosting the central database outside Gibraltar and has concluded that this would mean substantial cost savings to these providers which should be passed on to the consumers. This will also assist new entrants to the market by reducing their start-up costs.

It is the GRA's firm view that hosting the central database outside Gibraltar does not compromise the transfer and processing of confidential customer data by Gibraltar's authorised operators.

Following the extensive consultation with operators in the past, the GRA maintains that PortingXS provides the best solution to implement number portability in Gibraltar and operators should use the PortingXS central database system.

3. Directions:

Direction 1:

The GRA directs providers of publicly available telephone services to provide, as appropriate, Fixed and Mobile Number Portability (“number portability”) in Gibraltar utilising a central database system.

Direction 2:

The GRA directs providers of publicly available telephone services to use the PortingXS central database system.

Direction 3:

The implementation date of 1 June 2011 has not been met. Providers of publicly available telephone services are directed to have all the relevant contracts signed and in place by 29th February 2012.

Direction 4:

The GRA directs providers of publicly available telephone services to commence providing number portability to their customers with effect from 2nd April 2012.

4. Compliance

This Direction comes into effect on the date of issue and providers of publicly available telephone services are required to comply forthwith.

Dated this 7th day of February 2012

**Paul J Canessa
Chief Executive**