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**SAINT VINCENT & THE GRENADINES  
TELECOMMUNICATIONS (INTERCONNECTION) REGULATIONS, 2008  
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**SAINT VINCENT AND THE GRENADINES**  
**STATUTORY RULES AND ORDERS**

2008 NO. 60

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(Gazetted 12th December, 2008)

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**IN EXERCISE** of the powers conferred by section 72 of the Telecommunications Act, 2001 (Act No. 1 of 2001), the Minister makes the following Regulations:

**TELECOMMUNICATIONS (INTERCONNECTION) REGULATIONS, 2008**

- |   |                       |
|---|-----------------------|
| 1. These Regulations may be cited as the Telecommunications (Interconnection) Regulations, 2008.  | <b>Citation</b>       |
| 2. These Regulations shall come into operation on the date of their publication in the <i>Gazette</i> .   | <b>Commencement</b>   |
| 3. (1) In these Regulations:  | <b>Interpretation</b> |
| “Act” means the Telecommunications Act;   | <b>No. 1 of 2001</b>  |
| “access deficit” means the difference between the costs incurred by the incumbent fixed public network operator for providing domestic telecommunications services, whose prices are regulated, and the maximum revenue that the operator can secure for providing those services under price regulation; |                       |
| “calling line identity” means the information generated by a telecommunications network that identifies the calling number;   |                       |
| “call termination” means the completion of a call that originates on one public network and terminates on another;  |                       |

“cost-oriented” means the charges equal to the long-run incremental cost of an efficient provider plus an appropriate portion of shared and common costs;

“dominant interconnection provider” means a public network operator who is designated by the Commission as dominant for the purposes of providing interconnection services under regulation 10, and “dominant fixed public network operator” shall have a corresponding meaning;

“interconnection provider” means a public telecommunication network operator who receives a request to provide interconnection under the Act or Regulations made thereunder;

“interconnection services” means services provided by public network operators to other public network operators linking the public telecommunications networks or telecommunication services of both parties to:

- (a) allow the users of the public telecommunications services of either party to communicate with the users of the telecommunications services of the other; and
- (b) access the services provided by the other operator or service provider;

“joining service” means a service consisting of a transmission facility connecting the points of interconnection of two public network operators, one of which may or may not be the provider of the joining service;

“number portability” means the ability of a customer to retain the same telephone number on changing telecommunications providers;

“phased manner” means to reduce or increase gradually or in stages;

“point of interconnection” means a location where the exchange of telecommunications between the telecommunications network of an interconnection provider and the telecommunications network of a public network operator takes place;

“public network operator” means a person who is licensed under the Act to operate a public telecommunications network;

“reference interconnection offer” means a document setting out the terms on which the dominant interconnection provider proposes to offer interconnection to a public network operator requesting interconnection;

“register” means the register maintained pursuant to regulations 26, 27 and 28;

“transit service” means the transmission and routing of the services of public network operators over the network of the provider of the transit service.

(2) Unless otherwise specified, terms used in these Regulations shall have the meanings assigned to them in the Act.

4. Public network operators have the following rights and obligations with respect to interconnection:

- (a) a public network operator shall act in a manner that enables interconnection to be established as soon as is reasonably practicable;
- (b) a public network operator is required to promptly provide interconnection at cost-oriented rates to any other public network operator that requests it;
- (c) a public network operator is entitled to promptly receive interconnection at cost-oriented rates from any other public network operator;

**Rights and obligations of public network operators**

- (d) a public network operator shall provide timely forecasts of usage to an interconnection provider and shall be required to cover the costs that the interconnection provider incurs to meet the needs which are forecast even if the traffic which is forecast fails to materialize;
- (e) a public network operator shall configure its network to enable-
  - (i) transmission, and
  - (ii) switching or routing;
- (f) public network operators shall exchange signaling information using standard common channel signaling systems;
- (g) a public network operator is required to provide call-termination services to any other public network operator that requests them;
- (h) public network operators who are parties to an interconnection agreement shall provide written notice of any breach of an interconnection agreement and a reasonable period of time to remedy the breach before terminating an interconnection agreement in accordance with the procedure set out in regulation 25;
- (i) a public network operator shall make it possible for its customers to complete international calls using public network operators of their choice, and the choice shall be available on a call-by-call basis, with the call being completed without the requirement either of second dial tone or manual intervention;

**Obligations of dominant fixed public network operators**

5. In addition to the obligations placed on all public network operators set out in regulation 4, a dominant fixed public network operator shall:

- (a) provide joining services to any other public network operator that requests them;
- (b) provide usage-based transit services to other public network operators that request them;

- (c) where it provides broadband internet access as a retail service, arrange to carry the broadband information to unaffiliated internet service providers of the end user customer's choice.

6. Public network operators shall configure their networks to facilitate number portability between similar networks as and when directed by the Commission, acting on the recommendation of ECTEL.

**Number  
portability**

7. (1) When providing interconnection, an interconnection provider shall act in accordance with the following principles:

**Non-  
discrimination  
and  
transparency**

- (a) interconnection shall be provided to other public network operators under no less favourable terms, rates and quality as the interconnection provider provides similar services for itself, its affiliates or both itself and its affiliates;
- (b) interconnection shall be provided without regard to the types of users to be served or the types of services to be provided by the public network operator requesting interconnection;
- (c) a public network operator shall provide on request information that is reasonably necessary to other public network operators considering interconnection, in order to facilitate the conclusion of any agreements.

(2) The information provided pursuant to sub-regulation 1(c) shall include planned charges for implementation within the six months following a request, unless otherwise agreed by the Commission.

(3) On the conclusion of an interconnection agreement, a public network operator shall:

- (a) offer the terms and conditions of such an agreement to any other public network operator requesting interconnection; and
- (b) offer the terms and conditions of such an agreement, upon request, to any other public network operator with which it has an existing interconnection agreement, except to the extent that it can prove to the satisfaction

of the Commission that it is not technically feasible to replicate the same level of quality of the interconnection or to provide interconnection under the same terms and conditions as it provides pursuant to such an agreement.

(4) The Commission shall take measures that may be necessary to ensure that the requirements under this regulation are being met.

**Confidentiality**

8. A public network operator shall not knowingly communicate, or allow access to any confidential, proprietary or competitive information, including customer orders, market forecasts, plans for development of new services, network plans, current or proposed business plans, and new customers, received from another public network operator in respect of interconnection, except to the extent authorized by the public network operator in writing, by the Act or these Regulations.

**Access to facilities**

9. (1) Where access to any facilities is required to effect interconnection, the access shall be provided on a non-discriminatory and equitable basis, including, with respect to charges, location and other commercial matters, together with the interconnection.

(2) Subject to regulation 31, the Commission may, acting on the recommendation of ECTEL, issue orders or directions for the sharing of facilities or for providing access to the facilities on an interim basis, pending the conclusion of an agreement between parties to a negotiation for access to facilities.

**Dominant interconnection provider**

10. (1) The Commission shall, acting on the recommendation of ECTEL, and by Notice or Order published in the Gazette, shall designate a public network operator as a dominant interconnection provider in a particular market or markets for telecommunications services if the Commission determines, after a public consultation process, that:

- (a) a public network operator enjoys a position of economic strength affording it the power to behave to an appreciable extent independently of competitors, customers and ultimately consumers in a market or markets for telecommunications services; and
- (b) it is in the long-term interests of consumers of telecommunications services that the public network operator be so designated.



(2) The Commission shall undertake a consultation process which will commence with a preliminary determination of market dominance and the designation of one or more dominant interconnection providers.

(3) The Commission shall issue its final determination of market dominance no later than 90 days after its preliminary determination of dominance under sub-regulation (2).

(4) Notwithstanding the foregoing sub-regulations, a public network operator may consent to being treated as a dominant interconnection provider solely for the purpose of providing interconnection and filing a reference interconnection offer at the time it files a reference interconnection offer.

11. (1) The Commission shall have available, for the use of the general public, documentation on interconnection that is adequate and current.

**Publication of information**

(2) The Commission shall use any medium that it considers appropriate to inform the public of the documentation available pursuant to sub-regulation (1) of this regulation.

(3) The Commission may impose an administrative fee for providing the documentation to any person.

12. (1) The Commission shall, acting on the recommendation of ECTEL, determine upon its own motion or upon an application by any person, the interconnection rate of any person who provides or offers to provide interconnection.

**Rate structure**

(2) Interconnection rates shall be cost-oriented and imposed in a transparent manner and shall identify clearly:

(a) charges for interconnection services; and

(b) any contribution to the access deficit of the interconnection provider, where applicable.

(3) Where an interconnection agreement is negotiated before the Commission determines any rates, or where, after the conclusion of an interconnection agreement, the Commission establishes new rates for interconnection for any reason, the interconnection agreement shall be amended by the parties to comply with the rates as may subsequently be determined or established.

(4) Notwithstanding sub-regulation (2), the Commission may impose cost-oriented rates in a phased manner and on such terms and conditions as may be determined by the Commission, acting on the recommendation of ECTEL.

**Reference  
interconnection  
offer**

13. (1) A dominant interconnection provider which is requested to provide a reference interconnection offer to the Commission shall provide it within 60 days of its receipt of the request from the Commission.

(2) A reference interconnection offer shall make available to public network operators the services and network elements necessary for the provision of competing retail services.

(3) The reference interconnection offer provider may set different rates, terms and conditions for different interconnection services, where the differences can be objectively justified and do not result in the unfair distortion of competition.

(4) The reference interconnection offer provider shall apply the appropriate interconnection tariffs, terms and conditions when providing interconnection for its own services or those of its affiliates, subsidiaries or partners.

(5) The charges of the reference interconnection offer shall be sufficiently unbundled to ensure that the public network operator requesting interconnection is not required to pay for services not related to the service requested.

(6) Interconnection rates set out in the reference interconnection offer shall be cost-oriented.

(7) The reference interconnection offer shall contain specific provisions for dispute resolution procedures including the appropriate contact persons whose names and other contact information shall be updated at least quarterly, precise time frames for resolution of complaints, clear and concise escalation procedures that allow for prompt resolution of disputed issues, and rules that shall be used for arbitrating any unresolved issues.

(8) The Commission shall have the authority to ensure that a reference interconnection offer is compliant with the Act and Regulations made thereunder and contains rates that are cost-oriented.

14. (1) Within 7 days of approval of a reference interconnection offer by the Commission, a dominant interconnection provider shall publish its offer by:

**Publication of  
reference  
interconnection  
offer**

- (a) posting the reference interconnection offer on its website; and
- (b) making printed and electronic copies of the reference interconnection offer available to any public network operator upon request.

15. Subject to the right of the Commission acting on the recommendation of ECTEL to determine that every cost imposed on a public network operator in respect of interconnection is just and reasonable, a public network operator shall pay for the investment, operations and maintenance expenses of the facilities necessary to reach the point or points of interconnection.

**Payment for  
interconnection**

16. Every public network operator shall provide upon request to other public network operators, the calling line identity and all necessary signaling data in accordance with accepted international standards, and any technical standards set by and published by the Commission from time to time.

**Calling line  
identity**

17. (1) All interconnection agreements and reference interconnection offers shall be in writing and the following matters shall be specified in the agreements except where a particular matter is irrelevant to the specific form of the interconnection requested:

**Form and  
contents of  
interconnection  
agreements**

- (a) access to ancillary, supplementary and advanced services;
- (b) adequate service levels including the remedies for any failure to meet the service levels;
- (c) regulatory change, including determinations by the Commission;
- (d) duration and renegotiation of interconnection agreements;
- (e) forecasting, ordering, provisioning and testing procedures;

- (f) dispute resolution procedures, including identification of points of contact, time frames and an escalation process;
- (g) geographical and technical characteristics and locations of the points of interconnection;
- (h) information handling and confidentiality provisions;
- (i) intellectual property rights;
- (j) measures anticipated for avoiding interference or damage to the networks of the parties involved or third parties;
- (k) national and international appropriate indexes for service quality;
- (l) procedures in the event of alterations being proposed to the network or service offerings of one of the parties;
- (m) provisions for the formation of appropriate working groups to discuss matters relating to interconnection and to resolve any disputes;
- (n) provision of network information;
- (o) technical specifications and standards;
- (p) terms of payment, including billing and settlement procedures;
- (q) the procedures to detect and repair faults, as well as an estimate of acceptable average indexes for detection and repair times;
- (r) the scope and description of the interconnection services to be provided;

- (s) the technical characteristics of all the main and auxiliary signals to be transmitted by the system and the technical conditions of the interfaces;
- (t) transmission of calling line identity, where available to be transmitted;
- (u) provisions for call termination;
- (v) provisions for transit facilities;
- (w) provisions for joining links;
- (x) ways and procedures for the supply of other services that the parties agree to supply to each other, such as operation, administration, maintenance, emergency calls, operator assistance, automated information for use, information on directories, calling cards and intelligent network services;
- (y) the obligations and responsibilities of each party in the event that inadequate or defective equipment is connected to their respective networks;
- (z) provisions for notice and for remedying any breach that may arise from the agreement; and
- (aa) any other relevant issue.

(2) Public network operators shall make available to interested parties any or all of reference interconnection offers or the portions of approved interconnection agreements that have not been designated as confidential by the Commission pursuant to regulation 28.

18. An interconnection agreement shall include provision for any-to-any connectivity to allow an end-user of the network to communicate with any other end-user of public telecommunications services, regardless of whether the end-users are connected to the same, or different, networks.

**Connectivity**

19. An interconnection agreement shall not contain any provision which has the effect of:

**Non-inclusion**

- (a) imposing an unfair or discriminatory penalty or disadvantage upon a person in the exercise of the person's right to be provided with interconnection;
- (b) precluding or frustrating the exercise of a person's rights or privileges afforded under the Act or Regulations made thereunder; and
- (c) preventing a telecommunications provider from lawfully providing an interconnection service to another public network operator.

**Notice of  
request for  
interconnection**

20. (1) A public network operator shall make a request for interconnection in writing to an interconnection provider and shall forward two copies of the written request to the Commission, one of which shall be addressed to ECTEL.

(2) A request for interconnection shall contain at least the following information:

- (a) a copy of the licence of the public network operator;
- (b) the services with respect to which interconnection is sought;
- (c) a declaration by the public network operator that it accepts the rights and obligations of all public network operators as set out in regulation 4; and
- (d) any other information as specified in the reference interconnection offer or which is reasonably required in order for the telecommunications provider to respond to the request.

(3) Notwithstanding sub-regulation (1), a person who has applied for a telecommunications licence under the Act, but whose application is still pending, may make an interconnection request and conclude an interconnection agreement, except that a notice of request from the applicant shall not include a copy of a licence under sub-regulation (2).

(4) Where a request for interconnection is made under sub-regulation (3), interconnection shall be conditional upon the grant of a licence to the applicant.

21. (1) Within 30 days after the parties to a negotiation regarding interconnection have concluded an interconnection agreement, the parties shall submit the proposed interconnection agreement to the Commission for its approval.

(2) The Commission shall approve the proposed interconnection agreement if it is satisfied that the proposed interconnection agreement is not inconsistent with the Act, these Regulations, the terms and conditions of the licences of the parties or other provision of law.

(3) The Commission shall consult with ECTEL for its advice and recommendations concerning the application, before determining whether to approve the proposed interconnection agreement.

(4) The Commission may request additional information from the parties to a proposed interconnection agreement where it considers it necessary to further evaluate the terms, conditions and charges contained in the proposed inter-connection agreement.

(5) Where the Commission notifies the parties that it does not consider that the proposed interconnection agreement or any part thereof should be approved, the parties to the agreement shall negotiate and submit a revised proposed interconnection agreement to the Commission, within a period determined by the Commission, having regard to the matters being the subject of the Commission's request.

(6) Notwithstanding the Commission's right to approve an interconnection agreement, where a proposed interconnection agreement is substantially the same as an existing agreement already approved by the Commission, the agreement may provide that it will be effective upon submission to the Commission and will remain effective unless the Commission informs the parties to the agreement, within 60 days of its submission, or a longer period as the Commission may reasonably require, that it has not approved the agreement.

(7) Sub-regulation (6) shall not apply where the parties to an interconnection negotiation have concluded an agreement after the effective date of an interim interconnection decision imposed by the Commission, pursuant to the procedures described in regulation 31.

**Prohibited  
Interconnection**

22. A party shall not negotiate, propose to enter, or enter into an interconnection agreement where the Commission determines that:

- (a) the proposed interconnection is contrary to the Act, these Regulations, the terms and conditions of the licences of the parties, or other provisions of law; or
- (b) the requested interconnection is not technically feasible.

**Amendment or  
modification of  
interconnection  
agreement**

23. (1) The parties to an interconnection agreement may amend or modify an agreement which is approved by the Commission by:

- (a) giving not less than 30 days written notice prior to the effective date of the amendment or modification; and
- (b) submitting a copy of the proposed amendment or modification to the Commission.

(2) An amendment of or modification to an interconnection agreement shall not take effect unless approved by the Commission within 30 days of its submission, or a longer period as the Commission may determine.

**Suspension of  
an  
interconnection  
agreement**

24. (1) An interconnection agreement shall include provision for the suspension of the agreement in the event of:

- (a) conduct that is illegal or interferes with the obligation of the interconnection provider under the relevant licence, the Act or Regulations made under the Act;
- (b) requirements that are not technically feasible;
- (c) health or safety problems; or
- (d) circumstances that pose an unreasonable risk to the integrity or security of the network or services of the interconnection provider, from which interconnection is requested.

(2) An interconnection agreement shall include a provision to allow for the suspension of interconnection where it is necessary to deal with a material degradation of the interconnection provider's telecommunications network or services.



(3) Parties to an interconnection agreement shall provide at least 15 days notice to the Commission prior to suspending the agreement.

(4) A suspension of an interconnection agreement shall not take effect unless approved by the Commission, acting on the recommendation of ECTEL.

25. (1) Parties to an interconnection agreement shall provide at least 30 days notice to the Commission and to customers before terminating an interconnection agreement.

**Termination of  
an  
interconnection  
agreement**

(2) The notice specified in sub-regulation (1) shall inform customers of the date upon which services will be interrupted and of appropriate steps that can be taken to obtain such services from another operator.

(3) Notwithstanding the right of the parties to terminate an interconnection agreement, the Commission, acting on the recommendation of ECTEL, shall have the authority to require any party to provide interconnection on terms, conditions and rates as the Commission considers appropriate, pending renewal or replacement of the interconnection agreement.

26. (1) All copies of an interconnection agreement shall be kept in a Register maintained by the Commission in print form, or as a database in electronic medium, and in any other form determined by the Commission.

**Register**

(2) The Register shall be kept at the principal office of the Commission.

(3) A copy of the Register shall be provided to ECTEL.

27. (1) The Register shall be maintained in 3 Parts as follows:

**Contents of  
Register**

(a) Part I shall contain a list of all interconnection agreements with the names of interconnection providers, service areas of their operation, and the dates of the execution of the agreements;

(b) Part II shall contain portions of interconnection agreements which the Commission directs to be kept confidential; and

(c) Part III shall contain the contents of interconnection agreements excluding the portions directed by the Commission to be kept confidential.

(2) Parts I and III of the Register shall be open to public inspection.

**Confidential  
portion of  
Register**

28. (1) The Commission may, on the request of a party to an interconnection agreement, direct that any part of the interconnection agreement be kept confidential.

(2) A request to keep part of an interconnection agreement confidential shall be accompanied by a non-confidential description of the relevant portion of the interconnection agreement.

(3) Where the Commission is satisfied that the interests of a telecommunications provider may be adversely affected if the relevant part were not kept confidential, it may direct that the relevant part of the interconnection agreement be kept confidential and the non-confidential description of that part shall be incorporated in Part III of the Register.

(4) Where the Commission declines the request of a public network operator to keep any portion of the interconnection agreement confidential, it shall record its reason for doing so and furnish a copy of its decision to the applicant.

(5) The Commission shall, before making a decision to disclose confidential information, afford a hearing to the public network operator who has requested the information be kept confidential.

(6) Where a public network operator requests that any part of an interconnection agreement be kept confidential, that portion of the agreement shall remain confidential until the matter is determined by the Commission.

**Format for  
separating  
information**

29. (1) The Commission may, from time to time, determine the format for seeking disaggregated information of parts of an interconnection agreement relating to technical standards or specifications from the Register in respect of:

- (a) access charges;
- (b) area of operation;

- (c) consumer related information;
- (d) downtimes;
- (e) fault resolving procedures;
- (f) interconnection;
- (g) port charges;
- (h) quality of service; and
- (i) revenue-sharing arrangements.

(2) Each licensee shall offer assistance to the Commission in relation to disaggregating information pursuant to this regulation as the Commission may reasonably require.

30. (1) Parts I and III of the Register shall be open for inspection by the public on payment of an administrative fee and on the fulfillment of any other condition determined by the Commission.

**Access to  
Register**

(2) A person who wishes to inspect Parts I or III of the Register shall apply to the officer designated by the Commission who shall allow inspection and also make available extracts of the relevant portions of the Register, on payment of the administrative fee.

(3) The Commission may, in accordance with sub-regulations (1) and (2), also allow access to Parts I and III of the Register through the website maintained by it.

31. (1) Notwithstanding any thing to the contrary contained in any other law, where the parties to a proposed interconnection agreement are unable to agree upon the terms and conditions thereof within 60 days from the date of a request for interconnection under regulation 20, either party may submit the matter to the Commission for resolution in accordance with such procedures as the Commission may adopt, acting on the recommendation of ECTEL.

**Dispute  
resolution**

(2) The Commission may, if it receives no request after 60 days pursuant to sub-regulation (1), acting on its motion, direct the parties to submit the matter for resolution.

(3) Notwithstanding sub-regulation (2), the Commission may withhold from directing the parties for an additional 30 days where it is reasonably satisfied by both parties that an interconnection agreement is likely to be concluded within that time.

(4) A decision made by the Commission pursuant to sub-regulation (1) and (2) shall be binding on the parties pending agreement between them on the terms of a proposed interconnection agreement.

(5) The decision by the Commission shall:

(a) be made within 60 days from the date of a request under sub-regulation (1) or a direction by the Commission under sub-regulation (2), or a longer period as the Commission may determine; and

(b) specify-

(i) the facilities and the network covered by the decision,

(ii) the extent of any network over which one party is required to carry information and communication messages including telecommunication messages to enable another party to supply services,

(iii) the points of, and the technical standards for, interconnection,

(iv) the rates of interconnection,

(v) the effective date of the decision, and

(vi) any other matters it considers appropriate.

(6) The parties to the decision under sub-regulation (5) shall submit to the Commission a copy of an interim interconnection agreement implementing the terms and conditions of the decision, together with any other information the Commission may require.

(7) An interim interconnection agreement shall cease to have effect on the date a proposed interconnection agreement agreed between the parties is approved by the Commission.

(8) The existence of an interim interconnection agreement shall in no way prejudice, vary, or diminish the right of the Commission to review, approve or reject a proposed interconnection agreement between the parties.

(9) The Commission may, acting on the recommendation of ECTEL, make the terms and conditions of an interim interconnection agreement final where the parties are unable to conclude an agreement prior to the expiration of one year from the effective date of the Commission's decision under sub-regulation (5).

(10) In the exercise of any of the functions conferred upon it by virtue of sub-regulations (1) - (9), the Commission shall have the authority, acting on the recommendation of ECTEL, to make orders and issue directions to the parties as it considers appropriate.

32. (1) In any dispute involving an approved interconnection agreement between parties thereto, notwithstanding the terms of any dispute resolution procedures described in the agreement, the parties may agree to refer the dispute to the Commission for a binding resolution in accordance with such procedures and upon such terms and conditions as the Commission, acting on the recommendation of ECTEL, may determine.

**Disputes  
Regarding  
Existing  
Agreements**

(2) In referring any dispute under sub-regulation (1), the parties may request the Commission to issue an interim decision on providing interconnection, and the interim decision may address prices and any other terms or conditions for interconnection which the Commission, acting on the recommendation of ECTEL, may determine.

(3) A decision by the Commission under sub-regulations (1) or (2) shall be final and binding on the parties with respect to the matters being the subject of the dispute, but shall not replace, vary or otherwise amend the provisions relating to dispute resolution contained in the interconnection agreement.

33. Where a decision arising from a dispute resolution process modifies the terms and conditions on which interconnection is provided, the Commission may require a public network operator to amend a relevant agreement in order to comply with the decision and submit the amended agreement to the Commission for approval.

**Amendment  
Due to Dispute  
Resolution**

**Renewal of  
Interconnection  
Agreements**

34. (1) At least 90 days prior to the expiration of an approved interconnection agreement, a public network operator shall submit a revised interconnection agreement to the Commission for approval where such an agreement is to be renewed or extended.

(2) A renewal or extension of an interconnection agreement under sub-regulation (1) shall not take effect unless approved by the Commission, acting on the recommendation of ECTEL.

**Power of  
Referral**

35. If the public network operator refuses to obey an order, decision or direction by the Commission under these Regulations, the Commission may apply to a judge of the High Court for an order compelling the public network operator to comply with the order, decision or direction of the Commission and for such costs and other relief as the High Court may allow.

**The  
Interconnection  
Code**

36. The Commission, acting on the recommendation of ECTEL:

- (a) may issue an Interconnection Code to give purpose and effect to these Regulations, setting out guidelines, procedures, standards and other requirements as the Commission may issue or specify;
- (b) shall publish the Code, or parts thereof, in the Gazette and on its website;
- (c) may amend, add to or replace the Code at any time.

**Repeal**

37. The Telecommunications (Interconnection) Regulations 2002 are hereby repealed.

Made this 5th day of November, 2008:

Hon. Dr. Jerrol Thompson  
Minister for Telecommunications,  
Science, Technology and Industry

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