Protocol Decision

on Measures to Organize Interaction in the Field of Tele- and Electrocommunications

In view of the need for a mutually beneficial cooperation and the development of interaction in the socio-economic sphere, given the need to remove barriers preventing the settlement of problems in the field of telecommunication, Pridnestrovie and the Republic of Moldova (hereinafter referred to as the Parties) have agreed on the following:

1. To make all necessary efforts for direct interconnection of fixed and mobile telephone and Internet networks. For this purpose, the Moldovan side shall provide the necessary legal and technical possibilities. The final solution to this problem shall be possible if agreements are reached between telecommunication operators in accordance with Paragraph 6 of the Annex.
2. The heads of the expert (working) groups on telecommunication and postal service of the Parties shall develop and submit for signature to the Political Representatives a mechanism to organize interaction in the field of telecommunications, which shall be an integral part (hereinafter referred to as the Annex) of this Protocol Decision.
3. In the event of disagreement, all disputes, including the resolution of technical problems, shall be resolved through consultations within the expert (working) groups on telecommunication and postal service of the Parties with the involvement of telecommunication operators of the Parties or at the level of Political Representatives.
4. In view of their mutual interest in restoring the operation of telephone service, the Parties shall welcome international technical, expert and other assistance.
5. Upon implementation of Paragraphs 1-4 of this Protocol Decision, the Parties shall resume direct interconnection of fixed and mobile telephone and Internet networks.
6. This Protocol Decision shall enter into force on the date of its signing, and the Parties shall make all necessary organizational and technical efforts in a timely manner to ensure its implementation.
7. The actions provided for in this Protocol Decision and the Annex shall be carried out in full without any exemptions.
8. Upon signing this Protocol Decision, the Parties shall waive their mutual claims in the field of telecommunication.
9. This Protocol Decision shall enter into force on the date of its signing. The initial period of validity of this Protocol Decision is 5 (five) years, subject to prolongation upon consent of the Parties.

For Pridnestrovie For the Republic of Moldova

*(signed) (signed)*

Signed in Bendery on November 25, 2017

Annex to the Protocol Decision on Measures to Organize Interaction in the Field of Tele- and Electrocommunications

Mechanism to Organize Interaction in the Field of Telecommunications

1. Providers from Pridnestrovie who intend to provide electronic communication networks and/or services shall be registered as required the Moldovan Government Decision No. 815 of 02.08.2005 for Pridnestrovian economic entities and shall notify the Moldovan authorities in order to be included in the Public Register of Electronic Communications Network and Service Providers.
2. Upon registration, the Moldovan side shall issue licenses for the use of numbering resources on the basis of a substantiated application, taking into account the nature of the service, the need to obtain numbering resources, the applicant’s position on the market and the need to ensure the efficient usage of numbering resources.
3. Providers of electronic communication networks and/or services from Pridnestrovie shall undertake to pay the tariff for the use of numbering resources from the moment they receive this resource.
4. With regard to the CDMA 850 network, the Moldovan side shall issue a license, with territorial limitation, on a secondary basis, for the right to use radio frequencies – 870.66 paired with 825.66 MHz, 871.92 paired with 826.92 MHz, 873.18 paired with 828, 18 MHz, 874.44 paired with 829.44 MHz and 875.97 paired with 830.97 MHz, with a radio bandwidth of 1.25 MHz, to a Provider of networks and/or electronic communications services from Pridnestrovie for CDMA technology until June 2021, following changes in relevant regulations. After the license expires, the period may be extended at the Provider’s request for another 5 years under the condition of removing the technology from the 850 MHz frequency band and harmonizing the use of the 790-862 MHz frequency band with the European Commission Decision 2010/267/EU of 06.05.2010.
5. Since the entry into force of the License referred to in paragraphs 4 and 6, based on the Provider’s request to the relevant Moldovan structures, technical activities shall be carried out within its competence and the conditions of the aforementioned License upon payment of these services. The Parties shall cooperate and coordinate their actions in this area.
6. The Parties shall facilitate the conclusion of contracts between the holders of licenses for the use of relevant radio frequencies in the 800 MHz band for LTE networks and the Provider of networks and/or electronic communications services from Pridnestrovie on the assignment (transfer) of these licenses to the territory of Pridnestrovie. On the basis of the assignment agreement, the Moldovan party shall award a respective license and develop regulatory acts necessary to arrange the national roaming.
7. The Moldovan side shall develop and amend the regulatory and legal framework on tariff and fee adjustments, for electronic communication networks and/or services Providers from Pridnestrovie, which shall carry out their activities on the provision of electronic communication networks and services only on their territory at the 1/8 rate of current tariffs and fees.
8. In case of the need to obtain new radio frequencies for the development of mobile cellular networks, electronic communication networks and/or services Providers from Pridnestrovie shall seek approval from Moldovan structures to obtain appropriate licenses under the established procedure.
9. The Parties agree that the provisions of this Mechanism are exhaustive and sufficient for its implementation.

For Pridnestrovie

*(signed)*

For the Republic of Moldova

*(signed)*