

GLOBAL SYMPOSIUM FOR REGULATORS

Licensing in the Era of Convergence

The Way Forward

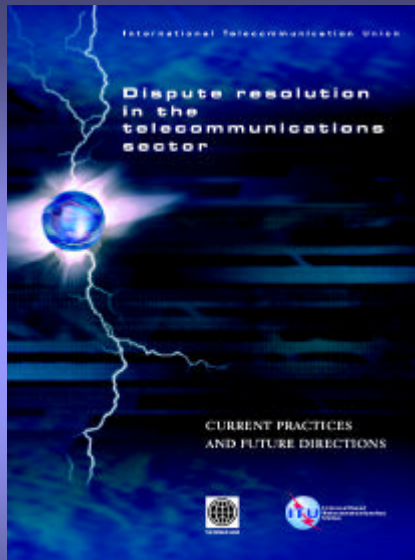


Geneva

10 December 2004



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available at:

http://www.itu.int/ITU-D/treg/Case_Studies/

[Disp-Resolution/ITU_WB_Dispute_Res-E.pdf](#)

...and forthcoming in bound format in the World Bank "Working Paper" series



Outcome of Study

- Convergence → Issues → Disputes
 - Lack of effective identification and resolution mechanisms → inefficiencies
 - Effective resolution → shapes markets
- Overcome lack of local precedent through global knowledge sharing

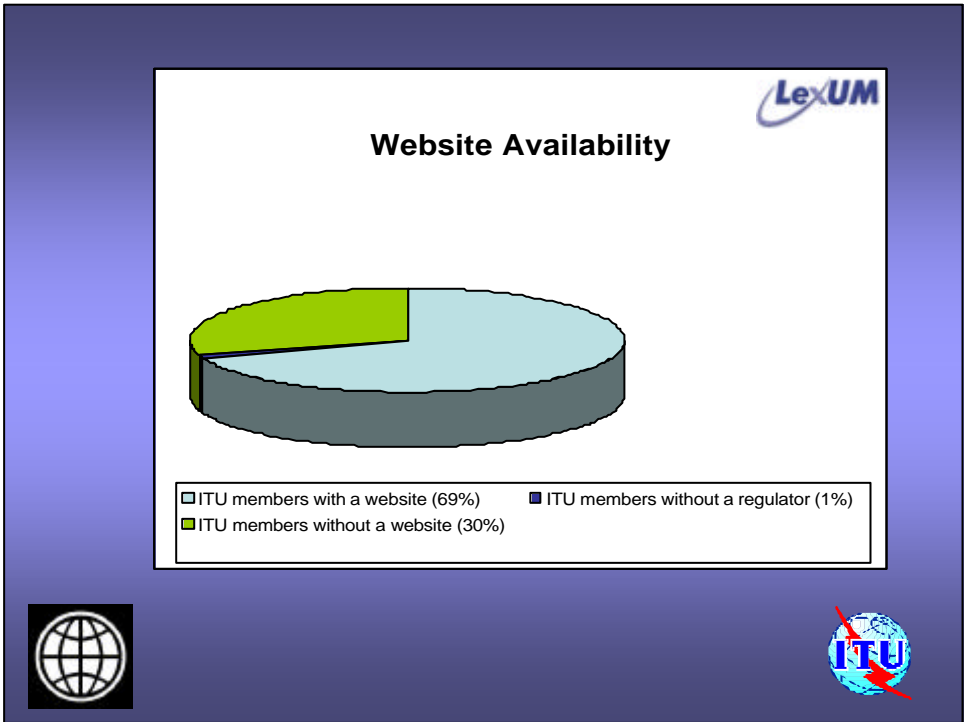
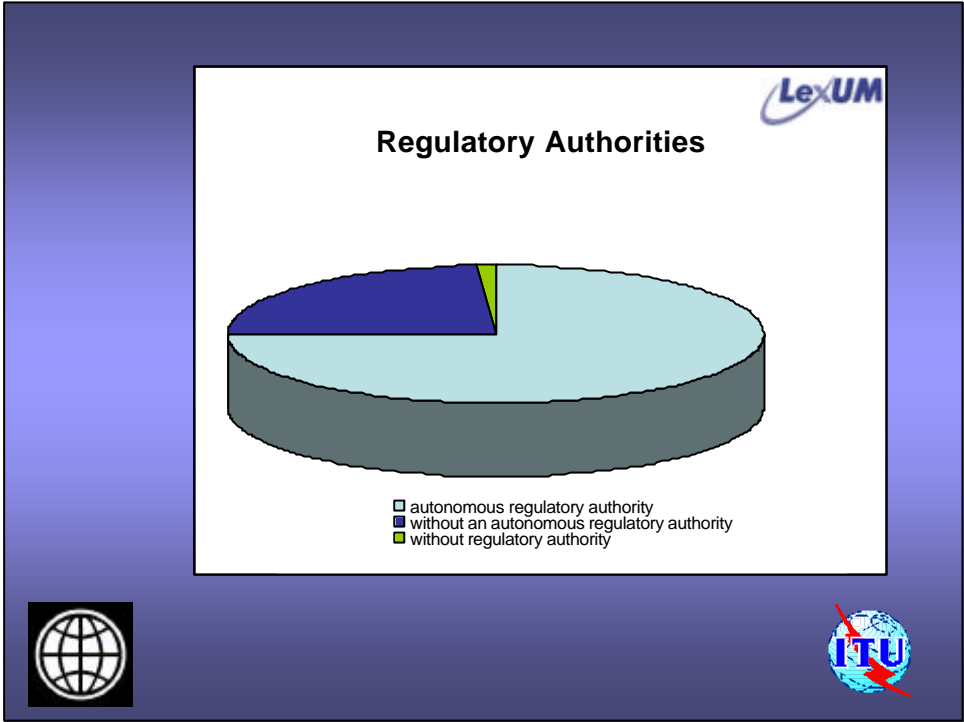


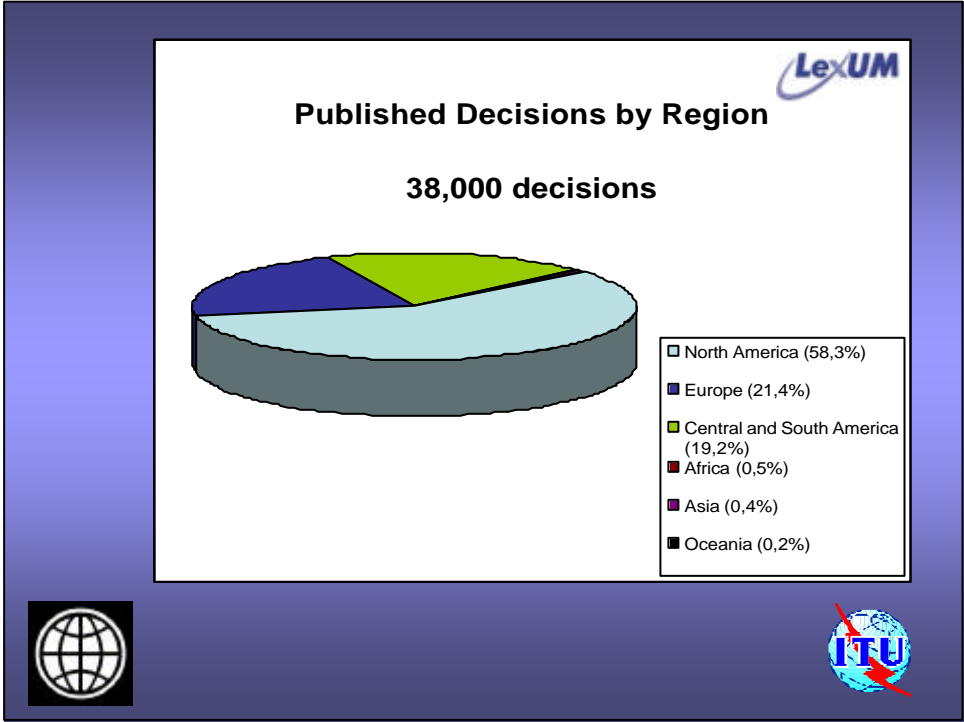
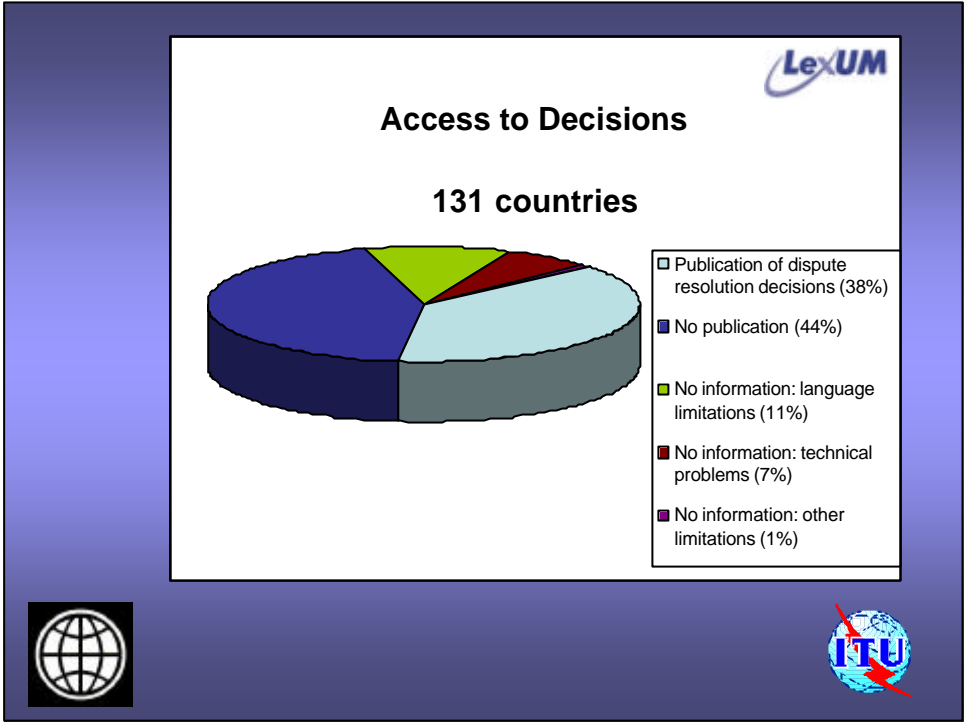
Feasibility Study Searchable Web-Based Multilingual Database of Decisions

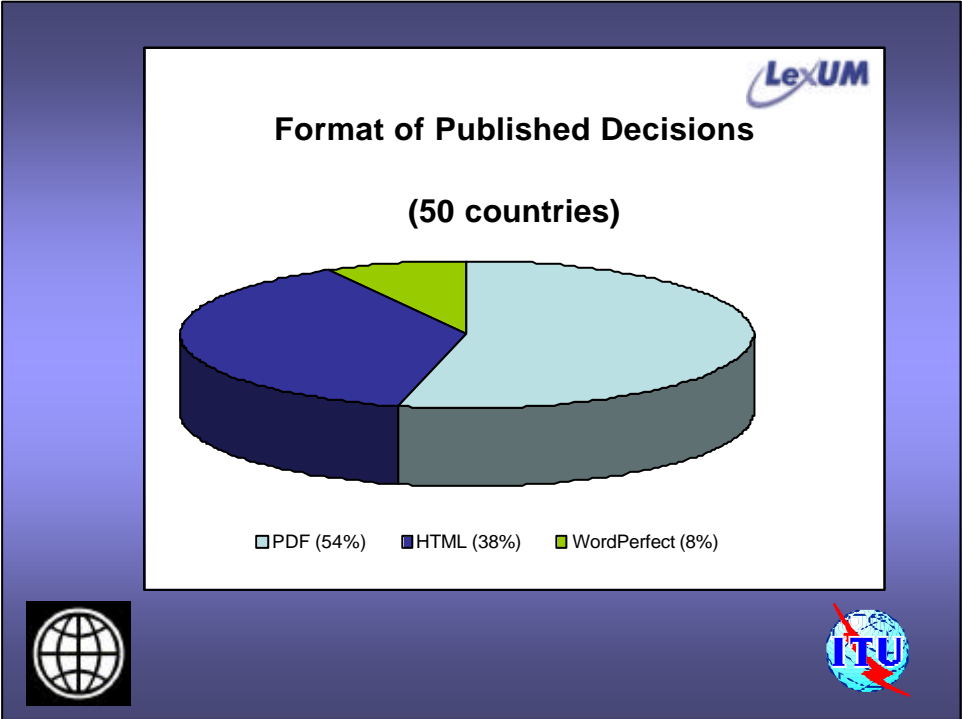
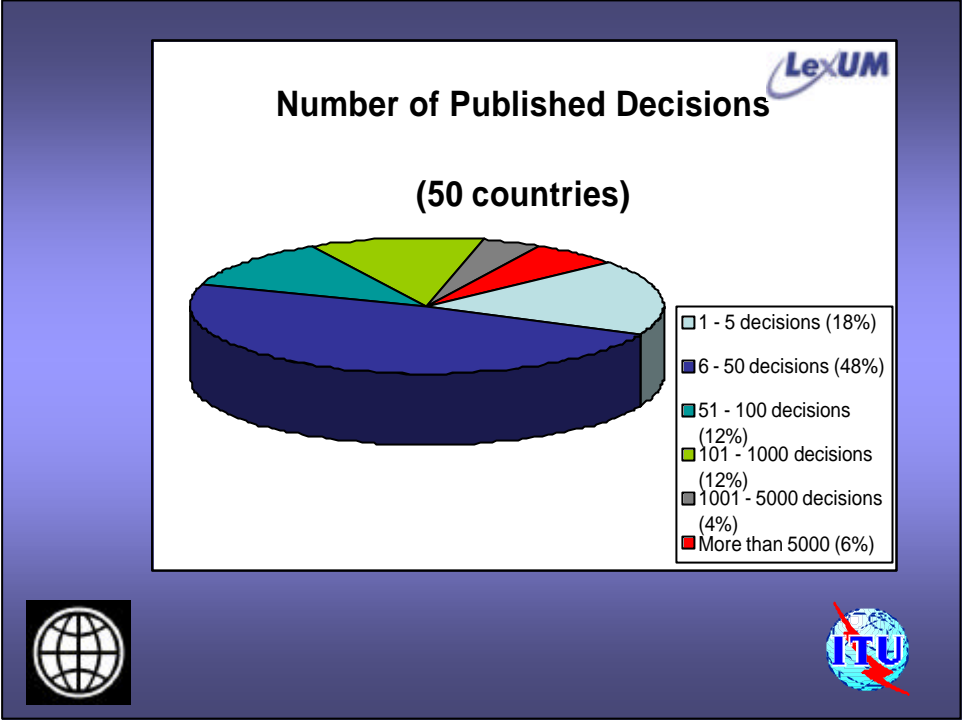


- Categorize Decisions
- Analyze needs, incentives to contribute & use
- Technical features (incl. search and language)
- Business model (costs and funding sources)
- Legal issues (IPRs, reconciling legal traditions)









Distributed/Hybrid Database

- Decisions from all ITU members' Regulatory Authorities
- Global web search engine
- Database local search engine (direct access)
- Multi-Lingual facility
- Chronological and topical access
- Distant and central content management possibilities



<http://itu.lexum.umontreal.ca/>

The screenshot shows the 'TELECOMMUNICATIONS DISPUTE RESOLUTION DATABASE' website. It features a navigation bar with links for Home, Advanced Search, Login, Contact, and Stats. A search bar is prominently displayed with a 'GO' button. Below the search bar, there is a descriptive paragraph about the database's goal: 'The goal of telecommunications sector is in the process of continual change brought about by technological innovation and convergence. Identification and dispute resolution participation. These trends have contributed to economic growth and improved service governance, while also producing an increasing number and variety of disputes that call for better, faster and more cost-effective resolution. The purpose of this database is to facilitate the interchange of ideas, experience and precedents among interested stakeholders around the world in order to promote a better application of effective dispute identification and dispute resolution techniques.'

The main content area is titled 'Browse Database by Theme' and lists several categories with sub-topics:

- Development, Convergence and Interconnections:**
 - Universe, Convergence and Applications
 - Services
 - Interconnections
 - Services
 - Legal Issues
 - Monitoring
 - Regulators
 - Disputes
- Anticompetitive Behaviors:**
 - Abuse of dominant position
 - Unfair competition
 - Discrimination
 - Vertical and horizontal
 - Special Issues:
 - Quality of Services
 - Technical Standards
 - Customer Complaints

Below the themes, there is a section for 'Browse Database by Region or Member Countries' with a dropdown menu to 'Choose country'. It lists regions: Africa, Europe and Oceania, East Asia and the Pacific, Eastern Europe and Central Asia, Latin America and the Caribbean, Middle East and North Africa, North America, South Asia, and Western Europe.

At the bottom, there are logos for LexUM, ITU, and other partners, along with the text 'powered by LexUM'.



Capacity Building & Support

- Increase the number of publishing countries by:
 - Providing support services
 - Favour peer pressure
- Improve the technical skills with capacity building
- Help to integrate content within the database



Standardization will enhance usability

- Common Taxonomy
- uniformity of documents presentation / structure
- Defining syndication norms
- Neutral citation



Comments on the database are welcome and can be directed to:

<https://lists.lexum.umontreal.ca/mailman/listinfo/tdr-database>

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