|  |  |
| --- | --- |
| **Expert Group on the InternationalTelecommunication Regulations (EG-ITRs)Second meeting - Geneva, 12-13 February 2020** |  |
|  |  |
|  | **Document EG-ITRs-2/DL/2-E** |
|  | **12 February 2020** |
|  | **English only** |
| working EXAMINATION TABLE |

**Examination Table**

|  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- |
| **2012 Provisions** | **Sub article and Provision** | **Related 1988 sub article and provision** | **Applicability in fostering provision and development of networks and services** | **Flexibility to accommodate New trends and Emergent issues** | **Summary Outcome** |
|  | 1. While the sovereign right of each State to regulate its telecommunications is fully recognized, the provisions of the present International Telecommunication Regulations (hereafter referred to as "Regulations") complement the Constitution and the Convention of the International Telecommunication Union, with a view to attaining the purposes of the International Telecommunication Union in promoting the development of telecommunication services and their most efficient operation while harmonizing the development of facilities for worldwide telecommunications. |  |  |  | Some members were of the opinion that this provision requires no change as it is applicable and flexible.Some members stated that this provision is not necessary as it is no longer applicable or flexible.Some other members suggested that this provision needs to be updated to reflect the changes that have taken place in the provision of telecommunication/ICTs services to the end user |
|  | Member States affirm their commitment to implement these Regulations in a manner that respects and upholds their human rights obligations. |  |  |  | Some members were of the opinion that this provision requires no change as it is applicable and flexible.Some members stated that this provision is not necessary as it is no longer applicable or flexible. |
|  | These Regulations recognize the right of access of Member States to international telecommunication services. |  |  |  | Some members were of the opinion that this provision requires no change as it is applicable and flexible.Some members stated that this provision is not necessary as it is no longer applicable or flexible. |
|  | 1.1 (a) These Regulations establish general principles which relate to the provision and operation of international telecommunication services offered to the public as well as to the underlying international telecommunication transport means used to provide such services. These Regulations do not address the content-related aspects of telecommunications. |  |  |  | Some members were of the opinion that this provision requires no change as it is applicable and flexible.Some members stated that this provision is not necessary as it is no longer applicable or flexible. |
|  | 1.1 (b) These Regulations also contain provisions applicable to those operating agencies, authorized or recognized by a Member State, to establish, operate and engage in international telecommunications services to the public, hereinafter referred as "authorized operating agencies". |  |  |  | Some members were of the opinion that this provision requires no change as it is applicable and flexible.Some members stated that this provision is not necessary as it is no longer applicable or flexible.Some other members suggested that this provision needs to be updated to take into account new trends in telecommunications/ICTs |
|  | 1.1 (c) These Regulations recognize in Article 13 the right of Member States to allow special arrangements. |  |  |  | Some members were of the opinion that this provision requires no change as it is applicable and flexible.Some members stated that this provision is not necessary as it is no longer applicable or flexible. |
|  | 1.2 In these Regulations, "the public" is used in the sense of the population, including governmental and legal bodies. |  |  |  | Some members were of the opinion that this provision requires no change as it is applicable and flexible.Some members stated that this provision is not necessary as it is no longer applicable or flexible. |
|  | 1.3 These Regulations are established with a view to facilitating global interconnection and interoperability of telecommunication facilities and to promoting the harmonious development and efficient operation of technical facilities, as well as the efficiency, usefulness and availability to the public of international telecommunication services. |  |  |  | Some members were of the opinion that this provision requires no change as it is applicable and flexible.Some members stated that this provision is not necessary as it is no longer applicable or flexible. |
|  | 1.4 References to Recommendations of the ITU Telecommunication Standardization Sector (ITU-T) in these Regulations are not to be taken as giving to those Recommendations the same legal status as these Regulations. |  |  |  | Some members were of the opinion that this provision requires no change as it is applicable and flexible.Some members stated that this provision is not necessary as it is no longer applicable or flexible.Some other members suggested that this provision needs to be updated to reflect ITU standards |
|  | 1.5 Within the framework of these Regulations, the provision and operation of international telecommunication services in each relation is pursuant to mutual agreement between authorized operating agencies. |  |  |  | Some members were of the opinion that this provision requires no change as it is applicable and flexible.Some members stated that this provision is not necessary as it is no longer applicable or flexible.Some other members suggested that this provision needs to be updated to reflect the changes that have taken place in the provision of telecommunication/ICTs services to the end user |
|  | 1.6 In implementing the principles of these Regulations, authorized operating agencies should comply with, to the greatest extent practicable, the relevant ITU-T Recommendations. |  |  |  | Some members were of the opinion that this provision requires no change as it is applicable and flexible.Some members stated that this provision is not necessary as it is no longer applicable or flexible.Some other members suggested that this provision needs to be updated to reflect the changes that have taken place in the provision of telecommunication/ICTs services to the end user |
|  | 1.7 (a) These Regulations recognize the right of any Member State, subject to national law and should it decide to do so, to require that authorized operating agencies which operate in its territory and provide an international telecommunication service to the public be authorized by that Member State.  |  |  |  | Some members were of the opinion that this provision requires no change as it is applicable and flexible.Some members stated that this provision is not necessary as it is no longer applicable or flexible. |
|  | 1.7 (b) The Member State concerned shall, as appropriate, encourage the application of relevant ITU-T Recommendations by such service providers. |  |  |  | Some members were of the opinion that this provision requires no change as it is applicable and flexible.Some members stated that this provision is not necessary as it is no longer applicable or flexible.Some other members suggested that this provision needs to be updated to reflect the changes that have taken place in the provision of telecommunication/ICTs services to the end user |
|  | 1.7 (c) The Member States, where appropriate, shall cooperate in implementing these Regulations. |  |  |  | Some members were of the opinion that this provision requires no change as it is applicable and flexible.Some members stated that this provision is not necessary as it is no longer applicable or flexible. |
|  | 1.8 These Regulations shall apply, regardless of the means of transmission used, so far as the Radio Regulations do not provide otherwise. |  |  |  | Some members were of the opinion that this provision requires no change as it is applicable and flexible.Some members stated that this provision is not necessary as it is no longer applicable or flexible. |
|  |  |  |  |  |  |
|  |  |  |  |  |  |
|  |  |  |  |  |  |
|  |  |  |  |  |  |
|  |  |  |  |  |  |
|  |  |  |  |  |  |
|  |  |  |  |  |  |
|  |  |  |  |  |  |
|  |  |  |  |  |  |
|  |  |  |  |  |  |
|  |  |  |  |  |  |
|  |  |  |  |  |  |
|  |  |  |  |  |  |
|  |  |  |  |  |  |
|  |  |  |  |  |  |
|  |  |  |  |  |  |
|  |  |  |  |  |  |
|  |  |  |  |  |  |
|  |  |  |  |  |  |
|  |  |  |  |  |  |
|  |  |  |  |  |  |
|  |  |  |  |  |  |
|  |  |  |  |  |  |
|  |  |  |  |  |  |
|  |  |  |  |  |  |
|  |  |  |  |  |  |
|  |  |  |  |  |  |
|  |  |  |  |  |  |
|  |  |  |  |  |  |
|  |  |  |  |  |  |