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| PLENARY MEETING | Addendum 11 toDocument 48-E |
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| United States of America |
| VIEWS on WTSA-16 DOC. 41 – REVISION of Recommendation ITU-t D.271 (charging and accounting principles for NGN) |

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| **Abstract:** | The United States does not support the approval of the draft revised Recommendation ITU-T D.271 (charging and accounting principles for NGN) contained in WTSA-16 Document 41. |

Discussion

WTSA-16 Document 41 contains a draft revised Recommendation ITU-T D.271 (charging and accounting principles for NGN) from Study Group 3. As the United States explained in its response to TSB Circular 209, and contained in WTSA-16 Document 49, this proposed revised Recommendation was determined by Study Group 3, but existing Recommendation ITU-T D.271 addresses concerns about charging and accounting for NGN. Importantly, Recommendation ITU-T D.271 is not being used. Rates for NGN services are almost entirely the product of commercial negotiations. Recommendation ITU-T D.271 and the revisions to it proposed in Document 41 are thus entirely unnecessary. More importantly, the draft revised Recommendation in Document 41 is substantively flawed.

Significantly, the draft revised Recommendation is at best a national, not a technical international telecommunications standard as required by the ITU-T Strategic Plan. This revised Recommendation edits Recommendation ITU-T D.271, but it would expand the potential national regulatory impact of the original text to include content delivery. Content regulations, or regulations of charges for its delivery, are outside the scope of Study Group 3.

The measures put forward in this draft are unnecessary, as there has not been a market failure in charging for NGN services that would require the one-size-fits-all national responses this draft asserts. This draft Recommendation thus conflicts with provisions of the ITU-T Strategic Plan, which, in objective T1, states that ITU-T is to “[d]evelop non-discriminatory international standards (ITU-T recommendations), in a timely manner, and foster interoperability and improved performance of equipment, networks, services and applications” (emphasis added). Similarly, No. 193 of the Convention states that ITU-T study groups study “technical, operating, and tariff questions” to “prepare recommendations on them with a view to standardizing telecommunications on a worldwide basis” (emphasis added). This proposed national recommendation addresses issues that are subject to the sovereign rights of Member States and contravenes both the ITU-T Strategic Plan and the ITU Convention.

Proposal

For all of these reasons, draft revised Recommendation ITU-T D.271 in Document 41 should not be approved.