

NOTICE OF CONSULTATION

The British Approvals Board for Telecommunications ("BABT"), being an Approval Body as referenced in General Condition 11 contained within the Notification dated 22 July 2003 under Section 48(1) of the Communications Act 2003 hereby gives notice that:

BABT

- having appraised the end-to-end Total Metering and Billing System ("TMBS") operated by ntl: used to provide the Services listed in Section A on page 2 of this Notice
- having reviewed analyses of measurements made over a period of seven months of the performance of the TMBS
- having determined that that the TMBS is compliant with the requirements of the OfTel Metering and Billing Direction (the "Direction"), dated 22 July 2003
- intends to give an Approval to ntl: in accordance with General Condition 11 contained within the Notification dated 22 July 2003 under Section 48(1) of the Communications Act 2003
- the Approval so given will be that reproduced on pages 2 and 3 of this Notice, dates to be completed as and when the Approval is actually given
- the effect of the Approval will be to allow ntl: to keep in service its Total Metering and Billing System(s) for the services listed in Section A on page 2 of this Notice

Representations with regard to this Notice must be sent to BABT by 12 August 2005. Please email or send comments in writing, quoting reference MET.0017 to:

Dale Whitaker
BABT
Balfour House
Churchfield Road
Walton-on-Thames
Surrey
KT12 2TD

fax: 01932-251201

[e-mail](mailto:dale.whitaker@babt.com): dale.whitaker@babt.com

Please note that any representations received will be placed in the public domain, unless you advise BABT in a covering note of any part, or all, of the submission that you wish to remain confidential.

**APPROVAL IN ACCORDANCE WITH GENERAL CONDITION 11
AS NOTIFIED UNDER SECTION 48(1) OF THE
COMMUNICATIONS ACT 2003**

The British Approvals Board for Telecommunications (BABT),

- being an Approval Body as referenced in General Condition 11 contained within the OfTel Notification dated 22 July 2003 under Section 48(1) of the Communications Act 2003 (hereinafter referred to as "the Act"),
- having on <date to be inserted> given notice to such persons as BABT considers appropriate of a proposal to give this approval,
- and having considered any representations received from such persons by <date to be inserted>,

hereby approves, in accordance with the General Condition, the Total Metering and Billing System operated by ntl: which is used to provide the Public Electronic Communications Services listed in Section A, subject to the conditions listed in Section B which must be complied with if this approval is to apply.

A. Public Electronic Communications Service(s) within the scope of this Approval

Consumer:

- 1 Calls to Local, National, International, Mobile, Premium-rate, Non-geographic and Dial-up Internet numbers
- 2 Cable to Cable calls
- 3 Talk plans (Talk, Talk Local, Talk National Talk 24)
- 4 Operator Services (excluding logging of operator-assisted calls)

Business:

- 5 Centrex
- 6 BELS
- 7 ISDN2
- 8 ISDN30

The scope of Approval of the above services is limited to the following areas:

Leeds, York, Harrogate, South Co. Durham & North Yorks, Wearside; South Herts, Aylesbury & Chiltern; Great Yarmouth & Lowestoft, Norwich, Fenland, Peterborough; South East Kent; Dartford; Epping Forest, Havering, Barking, Dagenham & Redbridge, Waltham Forest, Tower Hamlets & Fulham; Derby, Bolton, Manchester, Bury & Rochdale, Oldham & Tameside, Stockport, Macclesfield & Wilmslow, East Lancashire; Stoke-on-Trent, North Cheshire, Wirral; Bournemouth (Wessex); Brighton (Sussex), Solent, N & NE Surrey; Bromley; Southampton & Eastleigh, Winchester, Totton & Hythe; Thamesmead, Greenwich & Lewisham, Lambeth & Southwark, Wandsworth; City of London, Westminster; Harrow, Hammersmith, Ealing, Kensington & Chelsea.

Other services may be available but which are not within the scope of the Approval

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B. Conditions which must be complied with if this Approval is to apply:

1. ntl: shall advise BABT promptly if there is reason to believe that any requirement of the Oftel Metering and Billing Direction, dated 22 July 2003 (the "Direction") is not being met in relation to this Approval
2. ntl: shall ensure that any proposed changes to the approved Total Metering and Billing System (TMBS) are appraised before being implemented in order to establish that the TMBS will continue to meet the requirements of the Direction
3. ntl: shall provide to BABT, using measures accepted by BABT and in the manner agreed with BABT, regular monthly evidence to indicate whether or not the performance of the approved TMBS continuously complies with the requirements of the Direction
4. This Approval is valid from <date to be inserted> until the end of August 2008. No later than one month prior to the expiry date, ntl: shall submit to BABT an application for continuation of approval of the TMBS which is used to provide the Public Electronic Communications Services listed in Section A that will be in service beyond the expiry date

C. Documents Relating to this Approval

1. Communications Act 2003
2. Notification under Section 48(1) of the Communications Act 2003 (setting general conditions under section 45 of the Communications Act 2003), dated 22 July 2003
3. The Oftel Metering and Billing Direction, dated 22 July 2003

The Interpretation Act 1978 shall apply for the purpose of interpreting this approval as if it were an Act of Parliament. Any word or expression used in this Approval shall unless the context otherwise requires have the same meaning as it has in the Act or in related documents.

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