

Correction to the Statement entitled Review of the 070 personal numbering range – published 27 February 2009

On 27 February 2009, Ofcom published the statement entitled Review of the 070 personal numbering range (the ‘Statement’).

Ofcom has noticed a number of typographical errors to the Statement and wishes to correct these as explained below.

Correction to the notification of modifications to General Condition 14

In Annex 4 to the Statement, Ofcom provided notification of modifications to General Condition 14 and set out these modifications in a schedule (the ‘Notification’). The Notification amended General Condition 14 and set out a number of new paragraphs to be inserted.

The definitions of Public Telephone Network and Service were inadvertently merged and should be separated out again.

Consequently, the original text for General Conditions 14.9(r) and (s) which read:

“(r) **“Public Telephone Network”** means an Electronic Communications Network which is used to provide Publicly Available Telephone Services; it supports the transfer between Network Termination Points of speech communications, and also other forms of communication, such as facsimile and data; (o) **“Service”** means a Public Electronic Communication Service, but only to the extent it comprises the conveyance of speech, music or sounds;

(s) “Service Provider” means a provider of a Service;”

should read as:

“(r) **“Public Telephone Network”** means an Electronic Communications Network which is used to provide Publicly Available Telephone Services; it supports the transfer between Network Termination Points of speech communications, and also other forms of communication, such as facsimile and data;

(s) “Service” means a Public Electronic Communication Service, but only to the extent it comprises the conveyance of speech, music or sounds;

(t) “Service Provider” means a provider of a Service.”

(Amended errors underlined for clarity).

Further, the words “and additionally” were inadvertently inserted in paragraph 3.2(iv) of Annex 2 to General Condition 14 and should be deleted.

Consequently, paragraph 3.2(iv) in Annex 2 to General Condition 14 should read as:

“(iv) whether or not any special offers, discount schemes or call bundling arrangements apply to NTS Calls and calls to Personal

Numbers, including details of which arrangements apply to which numbers ; ~~and additionally~~”

(Amended errors underlined for clarity).

Correction to the guidance on the acceptable use of 070 numbers

In Annex 7 to the Statement, Ofcom updated its guidance on the acceptable use of 070 numbers (the ‘Guidance’).

Part B3.2 of the National Telephone Numbering Plan had previously required that numbers from the 070 range must not be used for Premium Rate Services (defined in the ‘Definitions and Interpretation’ Section of the Plan). This requirement was removed from the National Telephone Numbering Plan on 28 October 2004¹ but the reference to it in Paragraph 3 of the Guidance was overlooked. This has been now brought to light and consequently this reference should be removed from the Guidance.

Consequently, paragraph 3 of the Guidance should read as:

“3. The National Telephone Numbering Plan (‘the Plan’) states that there are ~~three~~ two essential requirements re use of 070 Telephone Numbers:

- Part B1 prohibits the adoption or use of telephone numbers except in accordance with the relevant designation of those numbers in Part A of the Plan. Part A1 states that 070 is set aside for Personal Numbering Services, which are defined in the ‘Definitions and Interpretation’ section of the Plan; and
- ~~Part B3.2 states that the numbers from the 070 range must not be used for Premium Rate Services (defined in the ‘Definitions and Interpretation’ Section of the Plan); and~~
- Part B3.2 further states that those adopting Personal Numbers must not share with End-Users any revenue obtained from providing a Personal Numbering Service (End-User is defined in Part 1 of the General Conditions - see paragraph 8 below).”

(Amended errors underlined for clarity).

In paragraph 5, the Guidance makes reference to 070 allocatees retaining a copy of the registration form lodged by each sub-allocatee with Ofcom and the acknowledgement of receipt by Ofcom. Given that registration is not applicable to use of the 070 range, this reference was erroneously included. It was neither our intention to consult on this nor was it our intention to insert it in the Guidance and consequently it should be removed.

Consequently, paragraph 5 of the guidance should read as:

“5. Specifically, we would expect that before making their network and/or services available to sub-allocatees, 070 allocatees would carry out the following due diligence process:

¹ http://www.ofcom.org.uk/consult/condocs/prs/further_statement/fthr_statement.pdf

- collect and maintain information such as the full address of the sub-allocatee, the registered name and company of that company (if a limited company), the name and address of each of the directors, the name of the director with primary responsibility for the personal numbers, the name of the person responsible for the day-to-day operation of each personal number, and phone, email, and fax details for those named persons enabling contact to be made with any of them at all necessary times;
- make sufficient inquiry so as to satisfy themselves fully that the information supplied to them by service providers is accurate. In undertaking these inquiries, 070 allocatees must obtain clear evidence, in particular in respect of the identity of the people named above;
- retain the information collected and the records of the inquiries made and responses to those inquiries and a copy of all evidence obtained, and make those records and copies available to Ofcom upon being directed by Ofcom to do so; and
- bring the Numbering Plan and General Condition 17 to the attention of their sub-allocatee and retain a copy of the registration form lodged by each sub-allocatee with Ofcom and the acknowledgement of receipt by Ofcom."

(Amended errors underlined for clarity).

Further, in the Guidance, references to 'end user' are a typographical error and should read as 'End-User'. Therefore throughout the Guidance any reference to end-user should read End-User.