

DESIGNATED USP CONDITION 2

SAFEGUARD CAP PRICE CONTROL FOR SECOND CLASS STANDARD LETTERS

<u>2.1. Application, Definitions and Interpretation</u>	
DUSP 2.1.1	This designated USP condition (“ DUSP Condition ”) shall apply to the <u>universal service provider</u> .
DUSP 2.1.2	<p>In this DUSP Condition—</p> <p>(a) “First Relevant Year” means the period beginning on 1 April 2019 and ending on 31 March 2020;</p> <p>(b) “Consumer Prices Index” means the index of consumer prices compiled by an agency or a public body on behalf of Her Majesty’s Government or a governmental department (which is the Office for National Statistics at the time of publication of this Notification) from time to time in respect of all items;</p> <p>(c) “CPI amount” means the amount of the change in the <u>Consumer Prices Index</u> in the period of twelve months ending on 30th September immediately before the beginning of a <u>Relevant Year</u>, expressed as a percentage (rounded to two decimal places) of that <u>Consumer Prices Index</u> as at the beginning of that first mentioned period;</p> <p>(d) “Relevant Year” means any period of 12 consecutive months beginning on 1 April and ending on 31 March, the last period of which begins on 1 April 2023 and ends on 31 March 2024;</p> <p>(e) “Second Class Post” means a service of sending a stamped item by post where the <u>universal service provider</u> aims to deliver the item no later than the third working day after it was posted. For the purposes of this DUSP Condition, it does not include services which are not universal services or which include charges in respect of additional registered, insured, tracked or recorded services; and</p> <p>(f) “Standard Letter” means a letter weighing up to 100 grams that is no more than 5 millimetres thick and up to 240 millimetres in length and up to 165 millimetres in width.</p>
DUSP 2.1.3	For the purpose of interpreting this DUSP Condition—

(a) except in so far as the context otherwise requires, words or expressions shall have the meaning assigned to them in DUSP 2.1.2 above and otherwise any word or expression shall have the same meaning as it has been ascribed for the purpose of Part 3 of the Postal Services Act 2011;

(b) headings and titles shall be disregarded;

(c) expressions cognate with those referred to in this DUSP Condition shall be construed accordingly;

(d) the Interpretation Act 1978 (c. 30) shall apply as if this DUSP Condition were an Act of Parliament; and

(e) references in this DUSP Condition to “stamped” postal items (or mail) are references to traditional postage stamps or other types of labelling affixed to such items to indicate the amount of postage paid, including where the postage has been sold online.

2.2 Maximum price to be charged for specified services

DUSP 2.2.1	This DUSP Condition specifies the maximum amount that the <u>universal service provider</u> shall be permitted to charge for the service of sending a single <u>Standard Letter</u> by <u>Second Class Post</u> . In the First Relevant Year, the maximum amount that the <u>universal service provider</u> shall be permitted to charge for sending a single <u>Standard Letter</u> by <u>Second Class Post</u> shall be the amount of 65.2 pence.
DUSP 2.2.2	For each <u>Relevant Year</u> after the <u>First Relevant Year</u> the maximum amount that the <u>universal service provider</u> shall be permitted to charge for sending a single <u>Standard Letter</u> by <u>Second Class Post</u> shall be the maximum amount that the <u>universal service provider</u> was permitted to charge for that service in the previous <u>Relevant Year</u> increased by the CPI amount.
DUSP 2.2.3	Where the <u>universal service provider</u> makes a material change (other than to a charge) to any product or service which is subject to this DUSP Condition or there is a material change in the basis of the <u>Consumer Prices Index</u> , DUSP Conditions 2.2.1 and 2.2.2 shall have effect subject to such reasonable adjustment to take account of the change as <u>OFCOM</u> may direct to be appropriate in the circumstances. For these purposes, a material change to any product or service which is subject to this DUSP Condition includes the introduction of a new product or service wholly or substantially in substitution for that existing product or service.
DUSP 2.2.4	The <u>universal service provider</u> shall record, maintain and supply to <u>OFCOM</u> in writing, within one month of the coming into effect of any price increase, the data necessary for <u>OFCOM</u> to monitor compliance of the <u>universal</u>

	<u>service provider</u> with the requirements of this DUSP Condition.
DUSP 2.2.5	This DUSP Condition shall not apply to such extent as <u>OFCOM</u> may direct.
DUSP 2.2.6	The <u>universal service provider</u> shall comply with any direction <u>OFCOM</u> may make from time to time under this DUSP Condition.

Table of terms defined in the Postal Services Act 2011

This table is provided for information and does not form a part of this DUSP Condition. We make no representations as to its accuracy or completeness. Please refer to the Postal Services Act 2011.

<i>Defined term</i>	<i>Section of the Postal Services Act 2011</i>
<i>OFCOM</i>	<i>90</i>
<i>universal service provider</i>	<i>65(1) and Schedule 9 paragraph 3(3)</i>