

David O'Reilly

Question 1: Do you have any evidence that the installation or use of COMUGs does or does not have the potential to cause an adverse effect on technical quality of service of wireless telegraphy?

*This consultation should have occurred years ago because Ofcom has been under a duty to liberalise COMUGs since 2003. Whatever it is that Gateways do which include the possibility of causing congestion it does not affect the technical quality of service just like it doesn't affect or cause undue or harmful interference.*

Question 2: To the extent that you do have any concerns regarding the impact of the use of COMUGs on technical quality of service, do you think these concerns could be adequately addressed through a qualified exemption of COMUGs? If so, please explain what conditions you consider would need to be imposed on the use of COMUGs?

*Every time we find the excuse for not liberalising COMUGs is invalid they think up another and therefore looking at technical quality of service must be seen in the light of repeatedly the authorities finding new reasons not to do it.*

Question 3: If you do not consider that your concerns could be addressed through a qualified exemption, please explain why, giving reasons for your views? •

Question 4: Do you have any evidence that the installation or use of COMUGs is likely to:

- involve undue interference with wireless telegraphy;
- lead to inefficient use of the part of the electromagnetic spectrum available for wireless telegraphy;
- endanger safety of life;
- prejudice the promotion of social, regional or territorial cohesion; or
- prejudice the promotion of cultural and linguistic diversity and media pluralism.: •

Question 5: To the extent that you do have any concerns in relation to any of the issues referred to in question 4, do you think it can these concerns could be adequately addressed through a qualified exemption of COMUGs? If so, please explain what conditions you consider would need to be imposed on the use of COMUGs?

*If the MNOs have got concerns about congestion the way to deal with it is through commercial conditions on a fair, reasonable and non-discriminatory basis.*

Question 6: If you do not consider that your concerns could be addressed through a qualified exemption, please explain why, giving reasons for your views.: •