



# Number Availability

Supplying numbers for 09 premium rate services

Statement

Publication date: 12 November 2007



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## Section 1

# Summary

- 1.1 This statement sets out Ofcom's decisions in relation to making additional number sub-ranges available for Premium Rate Services ('PRS') and modifications to the specific numbering application form used when applying for PRS numbers. It follows on from our consultation *Number Availability: Supplying numbers for 09 premium rate services*<sup>1</sup> published on 22 August 2007 ('the August 2007 consultation').
- 1.2 The August 2007 consultation sought views on Ofcom's proposals to ensure the ongoing availability of numbers for PRS by the opening of two new number sub-ranges in the 09 number range. It also sought views and comments on Ofcom's proposals to modify the application form S9 ('the Application Form') which is the specific application form used by communications providers (CPs) when applying for PRS number ranges.
- 1.3 The August 2007 consultation did not propose any changes to current policy or the established number allocation process.
- 1.4 To ensure the continued availability of numbers for PRS it was determined that additional resources were needed. Ofcom proposed opening up two new number ranges to supplement two of the 3-digit PRS sub-ranges, specifically:
  - 0902 to supplement the current 0901/0900 'Special Services, time charged calls up to and including 60ppm and total cost not greater than £5 or fixed fee up to £1 per call' ('call cap'); and
  - 0903 to supplement the current 0904/0905/0906/0911 'Special Services, open ended time dependent charge or fixed fee up to £1.50 ('open ended').
- 1.5 The August 2007 consultation outlined the proposed modifications needed to the Application Form to include the new number sub-ranges available for allocation.
- 1.6 Ofcom received 3 submissions in response to the August 2007 consultation and has considered these responses in reaching the conclusions set out in this statement. Ofcom has decided that the new sub-ranges should be made available with immediate effect and that the Application Form shall be modified as proposed.

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<sup>1</sup> <http://www.ofcom.org.uk/consult/condocs/numresource/resource.pdf>

## Section 2

# Introduction

- 2.1 Ofcom is responsible for the publication of the National Telephone Numbering Plan ('the Plan') and the administration of the UK's Numbering Scheme ('the Scheme'). The Plan sets out the numbers available for allocation and any restrictions in their adoption or use, while the Scheme provides the day-to-day record of the status of telephone numbers in the UK. It is Ofcom's duty, as set out in section 63 of the Communications Act 2003 ('the Act'), to ensure that the best use is made of the UK's numbering resource and to encourage efficiency and innovation for that purpose, thus ensuring sufficient and appropriate telephone numbers are available to provide communications services to consumers.
- 2.2 Where the supply of blocks of numbers required for the provision of communications services becomes limited, it is Ofcom's duty to rectify the situation as quickly as possible. This is because a lack of available numbers could potentially hinder competition, consumer choice and innovation in the provision of services.
- 2.3 Due to a highly competitive market, the current numbering resource assigned for the provision of PRS in two of sub-ranges has become limited. The decision in this statement to increase the supply of numbers set aside for the provision of PRS in these sub-ranges will address the scarcity of numbers immediately and ensure the continued availability of these numbers for allocation to CPs.
- 2.4 The legal framework for Ofcom's administration of the Plan was set out in Section 4 of the August 2007 consultation. It is provided for reference at Annex 2 of this document.
- 2.5 Having considered the responses to the August 2007 consultation Ofcom has made the decision to make these additional sub-ranges available for allocation to CPs and has made the necessary modifications to the S9 application form. An explanation of how the modifications comply with the legal tests in the Act is set out in Annex 2. The final notification and reasoning are set out in Annex 3 of this statement.

## Section 3

# Special Services at a Premium Rate

## Introduction

- 3.1 PRS are calls to numbers identified in the Plan as Special Services at a Premium Rate. PRS are services which commonly provide information or entertainment via the telephone or other equipment.<sup>2</sup> The services provided on these numbers are wide ranging, from charity fundraising, voting and competition lines to sports-related, weather forecast and business information lines to sexual entertainment services and many more.
- 3.2 The August 2007 consultation explained that two of the PRS sub-ranges (0900/0901 call cap and 0904/0905/0906/0911 open ended) were approaching exhaustion whilst the demand for these numbers was expected to remain high.

## Consultation proposals for additional numbering resource

- 3.3 Ofcom examined allocations made during the periods 01/07/05-01/07/06 and 01/07/06-01/07/07. From this information it was concluded that if trends current trends continued the available resource in the open ended sub-range would be exhausted within approximately 3 months. Given the expected scarcity of these numbers it was decided that prompt action would need to be taken to ensure the sufficient supply for PRS numbers.
- 3.4 Ofcom proposed that to meet anticipated demand it was necessary to make available new numbers to supplement both the call cap and open ended PRS sub-ranges. Ofcom proposed that 0902 should be made available to supplement 0900/0901 call cap and the 0903 range should be made available to supplement 0904/0905/0906/0911 open ended.
- 3.5 Opening these additional sub-ranges to supplement the current sub ranges would make available an extra 10 million numbers in each sub-range.
- 3.6 To ensure that the new sub-ranges are managed efficiently and effectively, Ofcom proposed designating the new ranges as being available for use from the date of this statement. However, allocations from the new sub-ranges will not occur until the current remaining numbering resource has been allocated to CPs. This is in line with Ofcom's duty to manage numbering efficiently and effectively.

## Responses to the consultation and Ofcom's comments

### Responses to the consultation

- 3.7 The consultation document asked the following question: Ofcom proposes to open 0902 & 0903 to supplement the current numbers ranges available. Do you agree with this proposal?
- 3.8 Ofcom was also consulting on an amendment to the Application Form which becomes necessary by making available new number ranges. Ofcom asked for

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<sup>2</sup> The Plan designates 090, 091 and 098 as PRS. The remaining sub-ranges in the 09 range have yet to be designated and made available for allocation to CPs.

comments on the changes: Do you have any comments on the proposed modifications to the Application Form?

- 3.9 Ofcom received three responses to its August 2007 consultation. BT and Corporate Counsel both supported Ofcom's proposal to make available new number sub-ranges to supplement the existing ranges. BT recognised the need to ensure the sufficient supply of PRS numbers pending the conclusion of Ofcom's wider PRS review.
- 3.10 Ofcom's statement Telephone Numbering: Safeguarding the future of numbers<sup>3</sup> proposed the restructuring of the 09 ranges. Ofcom is now planning a review of the scope of regulation for PRS and intends to publish proposals for consultation later this year. THUS raised concerns regarding the introduction of new number ranges before the PRS review had been scoped. THUS believed that potential changes to the PRS structure could have an unfair impact on their customers if they were forced into changing their telephone numbers. THUS requested that Ofcom reconsider opening any new number ranges until after the PRS review, or 'ring-fence' the new number sub-ranges and take them out of the scope of the review.
- 3.11 There were no specific comments on the proposed modifications to the Application Form.

#### **Ofcom's comments**

- 3.12 Ofcom has considered the possibility of delaying the decision to make additional numbers available for allocation until after the PRS review is concluded, which is anticipated in 2008. However, Ofcom considers that a delay until the conclusion of the review could have an adverse impact on competition, consumer choice and innovation in the PRS market. In particular it could have a serious impact, especially on new entrant service providers, if Ofcom were unable to allocate sufficient numbers to meet CPs' requirements. This could hinder competition as CPs would be unable to provide a full range of tariffs to supply to their customers.
- 3.13 Ofcom will address any concerns regarding any potential changes to the PRS numbering structure during the consultation period of the PRS review.

#### **Ofcom's decisions and next steps**

- 3.14 Having considered the representations made in responses, Ofcom has decided to implement its proposal to make the number sub-ranges 0902 and 0903 available for allocation from the date of publication of this statement.
- 3.15 In order to implement our decision the S9 Application Form has been modified and the formal notification containing this modification is set out in Annex 3 of this statement.
- 3.16 Numbers in the ranges 0902 and 0903 ranges will be available for allocation to eligible communications providers once the current numbering resource has been exhausted.

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<sup>3</sup> Telephone Numbering: Safeguarding the future of numbers  
<http://www.ofcom.org.uk/consult/condocs/numberingreview/statement/>

## Annex 1

# List of respondents to the consultation

- A1.1 Ofcom received 3 submissions to the August 2007 consultation from BT, THUS plc and Corporate Counsel. None of the submissions were confidential and the responses are available on Ofcom's website at <http://www.ofcom.org.uk/consult/condocs/numavail/responses/>

## Annex 2

# Legal framework and tests

## The legal framework

A2.1 Ofcom regulates the communications sector under the framework established by the Communications Act 2003 ('the Act'). The Act provides, amongst other things in relation to the discharge of Ofcom's numbering functions, for the publication of the Plan and the setting of General Conditions of Entitlement relating to Telephone Numbers ('Numbering Conditions'). It also sets out statutory procedures governing the modification of the Plan and the giving of directions under conditions such as the Numbering Conditions.

A2.2 The Plan sets out the designation for 090 and 091 numbers as:

"Special Services at a Premium Rate, that is charged at rates for Customers of BT which are generally either a) higher than 10p per minute up to and including £1.50 per minute including VAT, or b) fixed fee calls costing over 10p, up to and including £1.50 including VAT (including 0908 and 0909 for Sexual Entertainment Services at a Premium Rate)".

Ofcom's proposal to add the 0902 and 0903 sub-ranges to the numbers available for PRS is within the current designation for 090 and 091 and therefore a modification to the Plan is not required as a result of Ofcom's proposal.

However, the following amended designations will apply for 090 and 091 numbers from November 2007<sup>4</sup>.

"Special Services at a Premium Rate, that is charged at rates for Customers of BT which are generally either a) higher than 10p per minute up to and including £1.50 per minute including VAT, or b) fixed fee calls costing over 10p, up to and including £1.50 including VAT".

## The Application Form

A2.3 Section 60 of the Act provides for the modification of documents referred to in the Numbering Conditions (which includes the Application Form) and explains the procedures to be followed in order to conduct this review. Section 60(2) of the Act provides that:

"OFCOM must not revise or otherwise modify the relevant provisions unless they are satisfied that the revision or modification is-

a) objectively justifiable in relation to the matters to which it relates;

b) not such as to discriminate unduly against particular persons or against a particular description of persons;

c) proportionate to what the modification is intended to achieve; and

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<sup>4</sup> Conditions regulating Sexual Entertainment Services published on 8 March 2007 and amended on 26 April 2007 [http://www.ofcom.org.uk/consult/condocs/entertainment\\_services/statement/](http://www.ofcom.org.uk/consult/condocs/entertainment_services/statement/)

d) in relation to what it is intended to achieve, transparent.”

A2.4 Section 60(3) further provides that:

”Before revising or otherwise modifying the relevant provisions, OFCOM must publish a notification-

- a) stating that they are proposing to do so;
- b) specifying the Plan or other document that they are proposing to revise or modify;
- c) setting out the effect of their proposed revisions or modifications;
- d) giving their reasons for making the proposal; and
- e) specifying the period within which representations may be made to OFCOM about their proposal.”

A2.5 General Condition 17.9(a) provides that when a CP is applying for an allocation or reservation of telephone numbers it shall use an appropriate application form as directed by Ofcom from time to time.

A2.6 In addition to modifying the Application Form, Ofcom needs to make a direction that will require the amended Application Form to be used when applying for PRS number allocations. The test for giving or modifying a direction is set out in section 49(4) of the Act which requires that the proposal be:

- a) objectively justifiable in relation to the networks, services, facilities, apparatus or directories to which it relates;
- b) not such as to discriminate unduly against particular persons or against a particular description of persons;
- c) proportionate to what it is intended to achieve; and
- d) in relation to what it is intended to achieve, transparent.

A2.7 Similarly, section 49(3) requires Ofcom to publish a notification before issuing the direction:

- a) stating that there is a proposal to give, modify or withdraw it;
- b) identifying the person whose proposal it is;
- c) setting out the direction to which the proposal relates;
- d) setting out the effect of the direction, or of its proposed modification;
- e) giving reasons for the making of the proposals; and
- f) specifying the period within which representations may be made.

## **Ofcom’s general duty as to telephone numbering functions**

A2.8 Ofcom has a general duty under section 63(1) of the Act in carrying out its numbering functions

"a) to secure that what appears to them to be the best use is made of the numbers that are appropriate for use as telephone numbers; and

b) to encourage efficiency and innovation for that purpose."

### General duties of Ofcom

A2.9 The principal duty of Ofcom to be observed in the carrying out of its functions is set out in section 3(1) of the Act as the duty:

"a) to further the interests of citizens in relation to communications matters; and

b) to further the interests of consumers in relevant markets, where appropriate by promoting competition."

A2.10 As part of the fulfilment of these principal duties, it is Ofcom's responsibility to secure the availability throughout the UK of a wide range of numbering arrangements, having regard to the interests of consumers with respect to choice, price awareness, and consumer protection.

### Duties for the purpose of fulfilling Community obligations

A2.11 In addition to its general duties as to telephone numbers, when considering revisions to documents referred in the Numbering Conditions, including application forms, Ofcom must also take into account the six Community requirements in carrying out its functions as set out in section 4 of the Act. These include the requirement to promote competition in the provision of electronic communications networks and services, and the requirement not to favour one form of network, service or associated facility or one means of providing or making available such network, service or associated facility over another, as well as the requirement to promote the interests of European citizens.

A2.12 The various legal tests and duties, and how Ofcom has complied with them in consulting on proposals in the consultation document, are set out below.

### Legal tests

A2.13 It is Ofcom's duty, when proposing a modification to applications forms, to show how it considers that its proposals comply with the legal tests in the Act.

A2.14 The effect of the modification to the Application Form would be to make available additional numbers for PRS. Ofcom is satisfied that the proposal for modifications to the Application Form meets the tests set out in section 49(2) of the Act being:

- **objectively justifiable**, in that it relates to Ofcom's duty to direct the appropriate application form on which to apply for 09 numbers. This form needs to be modified to reflect the availability of additional number ranges to ensure the long-term availability of sufficient numbering resource to meet communication providers' requirements and to promote competition and consumer choice;

- **not unduly discriminatory**, in that all communications providers eligible to apply for telephone numbers would be subject to the proposed modifications to the Application Form;
- **proportionate**, in that the proposed modification to the Application Form is the minimum revision necessary to its provisions to ensure the long-term availability of sufficient numbering resource to meet communications providers' requirements; and
- **transparent**, in that the Notification proposing the modification to the Application Form, and its effects, were set out in the August 2007 Consultation the procedures for consulting on a modification were followed and the final modification to the Application Form is set out at Annex 3.

A2.15 Ofcom considers that it is fulfilling its general duty as to telephone number functions as set out in section 63 of the Act in making its proposals by:

- **securing the best use of appropriate numbers**, in that additional, appropriate resources would be made available for PRS numbering to meet continuing demand for these services.; and
- **encouraging efficiency and innovation**, in that the proposals ensure that sufficient and appropriate numbering resources are available to meet communications providers' demands thereby encouraging innovation.

A2.16 Ofcom considers that its proposal to modify the Application Form is consistent with its general duties in carrying out its functions as set out in section 3 of the Act. In particular, it considers that the proposals further the interests of citizens in relation to communications matters and consumers in relevant markets by ensuring that the supply of telephone numbers is maintained.

A2.17 In proposing the modifications to the Application Form, Ofcom has also considered the Community obligations set out in section 4 of the Act, particularly the requirement to promote the interests of all persons who are citizens of the European Union. In Ofcom's view, extending the resources of PRS numbering ensures the continued availability of numbering for associated services.

A2.18 Ofcom received three responses to the August 2007 consultation. Having carefully considered the points they raised is satisfied that its decision to make additional sub-ranges available for allocation and the necessary modifications to the S9 application form fulfils the legal requirements.

## Annex 3

# Modification to the application forms under section 49(4) of the Act

## Direction under paragraph 17.9 of the Condition

### **WHEREAS-**

- A.** paragraph 17.9(a) of the Condition provides that when applying for an Allocation or reservation of Telephone Numbers, the Communications Provider shall use an appropriate application form as directed by the Director from time to time as he thinks fit;
- B.** by virtue of the Transitional Provisions, references to the Director in General Condition 17 should be read as references to OFCOM.
- C.** for the reasons set out in the Statement accompanying this Direction OFCOM are satisfied that the application form in the Annex to this Direction is appropriate for use by Communications Providers when applying for an Allocation or reservation of Telephone Numbers;
- D.** for the reasons set out in the Statement accompanying this Direction OFCOM are satisfied that, in accordance with section 49(2) of the Act, this Direction is:
  - objectively justifiable in relation to the networks, services, facilities, apparatus or directories to which it relates;
  - not such as to discriminate unduly against particular persons or against a particular description of persons;
  - proportionate to what it is intended to achieve; and
  - in relation to what it is intended to achieve, transparent.
- E.** for the reasons set out in the Statement accompanying this Direction OFCOM are satisfied that they have acted in accordance with the relevant duties set out in sections 3 and 4 of the Act;
- F.** a notification of a proposal to give this Direction was given under section 49(4) of the Act on 22 August 2007 (the 'Notification');
- G.** a copy of the Notification was sent to the Secretary of State in accordance with section 50(1)(b) of the Act;
- H.** in the Notification and accompanying consultation document OFCOM invited representations about any of the proposals therein by 5pm on 24 September 2007;
- I.** by virtue of section 49(9) of the Act, OFCOM may give effect to the proposal set out in the Notification, with or without modification, only if-

- i. they have considered every representation about the proposal that is made to them within the period specified in the Notification; and
  - ii. they have had regard to every international obligation of the United Kingdom (if any) which has been notified to them for this purpose by the Secretary of State;
- J. OFCOM received three responses to the Notification and have considered every such representation made to them in respect of the proposals set out in the Notification and accompanying consultation document and the Secretary of State has not notified OFCOM of any international obligation of the United Kingdom for this purpose;
- K. In considering whether to make the modification proposed in the Notification OFCOM have complied with all relevant requirements set out in section 49 of the Act;

***NOW, THEREFORE, OFCOM PURSUANT TO PARAGRAPH 17.9(a) OF THE CONDITION, HEREBY DIRECT THAT-***

1. OFCOM in accordance with Condition 17.9(a) hereby direct that for the time being the application form in the Annex to this Direction shall be used by Communications Providers when applying for an Allocation of Telephone Numbers starting '09' for Special Services at a Premium Rate.

In this Direction-

'the Act' means the Communications Act 2003;

'Allocation' shall have the same meaning as in the Condition;

'Communications Provider' shall have the same meaning as in the Condition;

'Condition' means General Condition 17 of the General Conditions of Entitlement set by the Director on 22 July 2003 pursuant to section 45 of the Act by way of publication of a Notification pursuant to section 48(1) of the Act;

'the Director' means the Director-General of Telecommunications as appointed under section 1 of the Telecommunications Act 1984;

'OFCOM' means the Office of Communications;

'Telephone Number' shall have the same meaning as in paragraph 1 of Part 1 of the Schedule to the Notification published by the Director on 22 July 2003 under section 48(1) of the Act;

'Transitional Provisions' means sections 408 and 411 of the Act, the Communications Act 2003 (Commencement No.1) Order 2003 and the Office of Communications Act 2002 (Commencement No.3) and Communications Act 2003 (Commencement No 2) Order 2003.

3. Except in so far as the context otherwise requires, words or expressions shall have the meaning assigned to them. Otherwise, any word or expression shall have the same meaning as it has-
  - i. in the National Telephone Numbering Plan published by Ofcom on 6 September 2004 pursuant to section 56 of the Act;

ii. if, and only if, it has no meaning ascribed as mentioned in (i) above, and only if the context so permits, in General Condition 17 (entitled 'Allocation, Adoption and Use of Telephone Numbers') in Part 2 of the Schedule to the Notification published by the Director on 22 July 2003 under section 48(1) of the Act;

iii. if, and only if, it has no meaning ascribed as mentioned in (i) and (ii) above, and only if the context so permits, in paragraph 1 of Part 1 of the Schedule to the Notification published by the Director on 22 July 2003 under section 48(1) of the Act; and

iv. if, and only if, it has no meaning ascribed as mentioned in (i), (ii) and (iii) above, and only if the context so permits, in the Act.

4. The Interpretation Act 1978 shall apply as if this Direction were an Act of Parliament.
5. Headings and titles shall be disregarded.
6. This direction takes effect on the date it is published.

Signed by

A handwritten signature in dark ink, appearing to read 'D. Stewart', with a stylized flourish at the end.

David Stewart  
Competition Policy Director  
A person authorised on behalf of Ofcom under paragraph 18 of the Schedule to the Office of Communications Act 2002  
12 November 2007



**SPECIAL SERVICES AT A PREMIUM RATE APPLICATION**

Special Services at a Premium Rate numbers can be applied for under the following categories:

0900, 0901 and 0902	<b>Special Services, time charged calls up to and including 60ppm and total call cost not greater than £5 or fixed fee up to £1 per call (all prices are for BT customers);</b>
0903 ,0904, 0905, 0906 and 0911	<b>Special Services, open ended time dependent charge or fixed fee up to £1.50 for BT customers;</b>
0907	<b>Special Services pay for product that costs more than £1 in total for BT customers; and</b>
098	<b>Sexual Entertainment Services at a Premium Rate</b>

*Please note that that the promotion and content of 'Special Services at a Premium Rate' is regulated by PhonepayPlus. Most services can be provided without PhonepayPlus' prior permission; however, some services that have been found to pose a greater risk to consumers, do require permission. More information on the services that do require prior permission can be found on PhonepayPlus' website at: [www.phonepayplus.org.uk/service\\_providers/setting\\_up\\_services/prior\\_permission.asp](http://www.phonepayplus.org.uk/service_providers/setting_up_services/prior_permission.asp)*

***Definitions and Interpretation***

1. Except in so far as the context otherwise requires, words or expressions shall have the meaning assigned to them. Otherwise, any word or expression shall have the same meaning as it has -
  - (i) in the National Telephone Numbering Plan published by Ofcom from time to time pursuant to section 56 of the Communications Act 2003 (the 'Act');
  - (ii) if, and only if, it has no meaning ascribed as mentioned in (i) above, and only if the context so permits, in General Condition 17 (entitled 'Allocation, Adoption and Use of Telephone Numbers') in Part 2 of the Schedule to the Notification published by the Director on 22<sup>nd</sup> July 2003 under section 48(1) of the Act;
  - (iii) if, and only if, it has no meaning ascribed as mentioned in (i) and (ii) above, and only if the context so permits, in paragraph 1 of Part 1 of the Schedule to the Notification published by the Director on 22<sup>nd</sup> July 2003 under section 48(1) of the Act;
  - (iv) if, and only if, it has no meaning ascribed as mentioned in (i), (ii) and (iii) above, and only if the context so permits, in the Notification pursuant to sections 48(1) and 120(5) of the Communications Act 2003 published by the Director on 23 December 2003;
  - (v) if, and only if, it has no meaning ascribed as mentioned in (i), (ii), (iii) and (iv) above, and only if the context so permits, in the Code for Premium Rate Services Approved under section 121 of the Communications Act 2003 by the Director on 23 December 2003 for the purposes of sections 120 and 121 of the Act; and

(vi) if, and only if, it has no meaning ascribed as mentioned in (i), (ii), (iii), (iv) and (v) above, and only if the context so permits, in the Act.

2. The Interpretation Act 1978 shall apply as if this Application Form were an Act of Parliament

*(Applicants should ensure that all sections have been completed where relevant – incomplete Application Forms may not be processed within the 3-week deadline).*

<b>1. <u>Your reference (optional):</u></b>	
<b>2. <u>Applicant details and date of application:</u></b>  Your name, company name, address, direct telephone, direct fax, direct e-mail, mobile.  <i>(Where you are acting on behalf of a Communications Provider (e.g. a consultant, solicitor, etc), and if you have not previously supplied one, you should enclose a letter from that Communications Provider confirming that you are authorised to represent it).</i>	<b><u>Date of application:</u></b>
<b>3. <u>Communications Provider details:</u></b>  If different from 2. above (e.g. where you are a consultant, solicitor, etc), provide the name and address of the Communications Provider on behalf of whom you are applying for Telephone Numbers.	
<b>4. <u>Declaration of ‘Public Electronic Communications Network’ or ‘Public Electronic Communications Service’</u></b>  The information requested in Annex A helps Ofcom to assess your eligibility to be allocated Telephone Numbers.	<i>(For providers of Public Electronic Communications Networks, please ensure you <u>have</u> previously supplied the information requested, before you confirm this – your application may be rejected if this is not the case).</i>

If you are a provider of a Public Electronic Communications Network:

confirm whether you have previously supplied the information requested in Annex A (or information equivalent to it), to Ofcom's Numbering Unit; or

if not, you must complete in full all relevant questions in Annex A and submit it along with this form.

If you have previously supplied the information in Annex A, then move onto the next question – you do not need to submit Annex A with this form.

If you are a provider of Public Electronic Communications Services:

you **MUST** complete all relevant questions in Annex A each time you apply for Telephone Numbers and submit it with this form.

### 5. Telephone Numbers required:

When completing the table below, you should:

- i) give a 1<sup>st</sup> and 2<sup>nd</sup> choice for each type of Telephone Number block applied for in case the block you have applied for is not available at the time the application is processed;
- ii) select number blocks within the appropriate block (as shown at the top of the Form); and
- iii) within the required range, select blocks within the appropriate tariff as indicated on the website. If there are no available blocks at the tariff you require you should contact Ofcom's Numbering Unit for a new range to be opened at the tariff.

		Number block Type? e.g. time charged <= £5 Call-cap for BT customers block, Pay for Product, Sexual Entertainment, etc. (state which)	Code - first 4 digits after initial '0'  (SABC)	Next 2 digits of number  (DE)	Tariff for each number block for BT customers (including VAT):	Planned 'In-Service' Date  (applications should not be submitted more than 6 months prior to in-service date)	Forecast of expected Adoption in 1 <sup>st</sup> 12 months  (%)	Forecast of expected Adoption in 2 <sup>nd</sup> 12 months  (% cumulative_
e.g. 1 <sup>st</sup> Block	1 <sup>st</sup> Choice	Time charged <= £5 Call-cap for BT customers	9014	25	50ppc	mid Oct 2007	20	80
	2 <sup>nd</sup> Choice	Time charged <= £5 Call-cap for BT customers	9016	78	50ppc	mid Oct 2007	20	80
e.g. 2 <sup>nd</sup>	1 <sup>st</sup> Choice	Sexual entertainment	9820	80	60ppm	beg. Nov 2007	40	100
	2 <sup>nd</sup> Choice	Sexual entertainment	9820	60	60ppm	beg. Nov 2007	40	100
e.g. 3 <sup>rd</sup> Block	1 <sup>st</sup> Choice	Pay for product > £1 for BT customers	9077	00	£1.20pc	end Dec 2007	15	90
	2 <sup>nd</sup> Choice	Pay for product > £1 for BT customers	9077	46	£1.20pc	end Dec 2007	15	90
1 <sup>st</sup> Block	1 <sup>st</sup> Choice							
	2 <sup>nd</sup> Choice							
2 <sup>nd</sup> Block	1 <sup>st</sup> Choice							
	2 <sup>nd</sup> Choice							
3 <sup>rd</sup> Block	1 <sup>st</sup> Choice							
	2 <sup>nd</sup> Choice							
4 <sup>th</sup> Block	1 <sup>st</sup> Choice							
	2 <sup>nd</sup> Choice							
5 <sup>th</sup> Block	1 <sup>st</sup> Choice							
	2 <sup>nd</sup> Choice							

**5. continued**

		Number block Type? e.g. time charged <= £5 Call-cap for BT customers block, Pay for Product, Sexual Entertainment, etc.  (state which)	Code - first 4 digits after initial '0'  (SABC)	Next 2 digits of number  (DE)	Tariff for each number block for BT customers (including VAT):	Planned 'In-Service' Date  (applications should not be submitted more than 6 months prior to in-service date)	Forecast of expected Adoption in 1 <sup>st</sup> 12 months  (%)	Forecast of expected Adoption in 2 <sup>nd</sup> 12 months  (% cumulative)
6 <sup>th</sup> Block	1 <sup>st</sup> Choice							
	2 <sup>nd</sup> Choice							
7 <sup>th</sup> Block	1 <sup>st</sup> Choice							
	2 <sup>nd</sup> Choice							
8 <sup>th</sup> Block	1 <sup>st</sup> Choice							
	2 <sup>nd</sup> Choice							
9 <sup>th</sup> Block	1 <sup>st</sup> Choice							
	2 <sup>nd</sup> Choice							
10 <sup>th</sup> Block	1 <sup>st</sup> Choice							
	2 <sup>nd</sup> Choice							
11 <sup>th</sup> Block	1 <sup>st</sup> Choice							
	2 <sup>nd</sup> Choice							
12 <sup>th</sup> Block	1 <sup>st</sup> Choice							
	2 <sup>nd</sup> Choice							
13 <sup>th</sup> Block	1 <sup>st</sup> Choice							
	2 <sup>nd</sup> Choice							
14 <sup>th</sup> Block	1 <sup>st</sup> Choice							
	2 <sup>nd</sup> Choice							
15 <sup>th</sup> Block	1 <sup>st</sup> Choice							
	2 <sup>nd</sup> Choice							

**6. Service and Market:**

For each of the Telephone Number blocks applied for above, give a brief description of the type of Public Electronic Communications Service for which the Telephone Numbers applied for will be Adopted, and the market to be served by the service.

**7. Adoption of existing Telephone Number blocks:**

For each type of Telephone Number block applied for above, you should provide details, in the table below, of any other number blocks in the same category and at the same tariff, that you have been allocated to date - consistent with its duty in the Communications Act 2003 to secure best use of numbers Ofcom requires a justification for applying for further numbering capacity where there may be non-utilised numbers.

Number Block Type? e.g. time charged <=£5 Call-cap for BT customers block, Pay for Product, Sexual Entertainment, etc.  (state which)	Code and Number (part) – first 6 digits after initial ‘0’  Show as ‘SABC’ ‘DE’		Tariff for BT customers  (NB. these tariffs should be at the same tariff, and within the same blocks as the blocks you are applying for above)	Total Numbers Allocated to End Users: i.e., in use or ported out  (Numbers or %)	Total Numbers not in use but contracted out  (Numbers or %)
	(SABC)	(DE)			
Time charged <= £5 Call-cap for BT customers	9016	65	50ppm	8560	250
Pay for product	9074	44	£1pm	9050	40

(You should e-mail this application form to [numbering.applications@ofcom.org.uk](mailto:numbering.applications@ofcom.org.uk))

## Form S9 - Annex A

### **A1. Confirmation of Status:**

Ofcom generally only Allocates Telephone Numbers to providers of Public Electronic Communications Networks.

Ofcom may also Allocate numbers, where number resource implications do not preclude allocation, to providers of a Public Electronic Communications Service. Ofcom would also normally expect to see that the provider has arrangements in place for its service to be carried over a network, and, where appropriate, would usually expect the provider to have taken reasonable steps to seek a sub-allocation of Telephone Numbers of the type applied for prior to making the application.

Providers of Public Electronic Communications Networks

Please provide details of:

a) the Electronic Communications Network on which the Telephone Numbers applied for are intended to be Adopted;

(a diagram may be useful to assist Ofcom in assessing your eligibility for Telephone Numbers)

b) the Electronic Communications Service which you are intending to provide over that network.

Providers of Public Electronic Communications Services

In order to determine whether or not you are a provider of a Public Electronic Communications Service, Ofcom needs certain information from you. Please provide details of:

c) the Electronic Communications Service which you are intending to provide with the Telephone Numbers applied for. Please also provide details of the network on which the numbers you are applying for will be Adopted.

**A2. Applications from providers of Public Electronic Communications Services**

If you are applying for Telephone Numbers as a provider of Public Electronic Communications Services, where appropriate Ofcom would usually expect your company to have already taken reasonable steps to obtain a sub-allocation of Telephone Numbers of the type you are applying for from a provider of a Public Electronic Communications Network.

- a) Have you taken steps to obtain a sub-allocation of Telephone Numbers of the type for which you are applying? If not, would you please provide a justification for that; and
- b) If you have taken steps, would you provide a brief description of the steps you have taken, and state why did you not obtain a sub-allocation?

**A3. Interconnection arrangements**

Describe your Interconnection arrangements (or those of the provider of a Public Electronic Communications Network on whose network the Telephone Numbers applied for would be Adopted), if any, with other Communications Providers – a simple network diagram may be useful.

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(You should e-mail this application form to [numbering.applications@ofcom.org.uk](mailto:numbering.applications@ofcom.org.uk) )