

# Numbering Arrangements for Partial Calling Line Identity Codes

## **Consultation**

Publication date: **24 February 2005**

Closing Date for Responses: **25 March 2005**

# Contents

Section	Page
1 Summary	3
2 Introduction	4
3 Changes to the National Telephone Numbering Plan	5
4 Draft Direction on an application form for PCLI Codes	9
5 Responding to this consultation	11
Draft Direction under paragraph 17.9(a) of the Condition	20
Annex	Page
2 Ofcom's consultation principles	13
3 Consultation response cover sheet	14
3 Consultation questions	16
4 Notification of proposals for a modification to provisions of the Plan under section 60(3) of the Act	17
5 Notification of proposals under section 49(4) of the Act	19

## Section 1

# Summary

- 1.1 The purpose of this document is to set out Ofcom's proposals to make available Partial Calling Line Identity ('PCLI') Codes for allocation by it. In order to achieve this, Ofcom will need to amend the National Telephone Numbering Plan (the 'Plan') and to provide an application form to allow Communications Providers to apply for PCLI Codes.
- 1.2 Modifications to the Plan must be made in line with the requirements in section 60 of the Communications Act 2003 (the 'Act') and, in line with General Condition 17.9, Communications Providers must apply for numbers using an appropriate application form as directed by Ofcom.
- 1.3 This consultation therefore seeks comments on a draft direction specifying an application form for use for applying for PCLI Codes, and on a notification of the necessary modification to the Plan. In line with the requirements of sections 49 and 60 of the Act, this consultation includes the reasoning and effects of both the draft direction and the modification of the Plan, together with an explanation of how Ofcom has met the various legal tests and duties in making its proposals.
- 1.4 This document is being widely circulated, and comments are invited from any interested parties.
- 1.5 Ofcom is keen to make responding to consultations easy and effective. Therefore Ofcom has published seven principles which it will follow for each written consultation (see Annex 1).
- 1.6 All comments will be treated as non-confidential and posted on Ofcom's website unless respondents identify that part or all of the response is confidential and should not be disclosed.
- 1.7 Following the end of the consultation period, subject to representations received, Ofcom intends to publish a direction specifying an application form for PCLI Codes, namely Form S20, and to make the necessary modifications to the Plan under section 60(3) of the Act. It is anticipated that this statement will be published within three months of the end of the conclusion of this consultation.
- 1.8 The period of time for responses to this consultation will be one month. The reason for the shorter consultation period than that set out in Ofcom's consultation principles is that Ofcom believes the issue only directly affects applicants for these codes, not the general public at large, and is a fairly limited change to existing policy.

## Section 2

# Introduction

- 2.1 Oftel took over the administration of PCLI Codes in 2003 from BT as Oftel believed that the codes would be more suitably managed by the Regulator. Therefore it would now seem appropriate for Ofcom to amend the Plan to reflect its role in allocating such codes. Also it would be appropriate for Ofcom to direct the use of an appropriate application form under General Condition 17.9, to enable Communications Providers to apply for the codes.
- 2.2 PCLI Codes allocated by Ofcom are six digit numeric codes that may be used to identify Communications Providers when full Calling Line Identity is not available.
- 2.3 The code is made up of two parts. The first part (three digit numeric) identifies the Public Communications Provider ('PCP') i.e. the provider of the public electronic communications network and the second part (three digit numeric) identifies the switch.
- 2.4 PCLI Codes are generally used in public telephone networks and generated either where analogue systems are connected to a digital network, or on international gateways where a switch receives ingress traffic only, or other situations where a full Calling Line Identity cannot be provided.
- 2.5 The Network Interoperability Consultative Committee ('NICC') Document on 'Management of Partial Calling Line Identity' sets out details of PCLI Codes, and can be accessed via the following link [http://www.nicc.org.uk/nicc-public/Public/interconnectstandards/info/ND1108\\_2004\\_11.pdf](http://www.nicc.org.uk/nicc-public/Public/interconnectstandards/info/ND1108_2004_11.pdf)

## Section 3

# Changes to the National Telephone Numbering Plan

## The legal framework

- 3.1 Ofcom regulates the communications sector under the framework established by the Communications Act 2003 ('the Act'). Ofcom assumed its functions, duties and powers under the Act on 29 December 2003, including the previous duties of Oftel in relation to Telephone Numbers. The Act provides, amongst other things in relation to numbering, 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, for example, the modification of the Plan and the giving of directions under conditions such as the Numbering Conditions.

## The Plan

- 3.2 Section 56(1) of the Act states that:

*"It shall be the duty of OFCOM to publish a document (to be known as "the National Telephone Numbering Plan") setting out-*

- a) the numbers that they have determined to be available for allocation by them as telephone numbers'*
- b) such restrictions as they consider appropriate on the adoption of numbers available for allocation in accordance with the plan; and*
- c) such restrictions as they consider appropriate on the other uses to which numbers available for allocation in accordance with the plan may be put."*

- 3.3 The Director-General of Telecommunications ('the Director') (who had powers under the Act in relation to numbers at that time) published the Plan on 22 July 2003 and it came into force on 25 July 2003. It has since been amended and the latest version of the Plan was published by Ofcom on 28 October 2004. Part A3 of the Plan sets out the network codes that the Ofcom have determined to be available for allocation in accordance with Section 56(1)(a) of the Act.

- 3.4 The Act provides for Ofcom to review and revise the Plan. Section 56(2) states that:

*"It shall be OFCOM's duty -*

- a) from time to time to review the National Telephone Numbering Plan; and*
- b) to make any modification of that plan that they think fit in consequence of such a review; but this duty must be performed in compliance with the requirements, so far as applicable, of section 60."*

- 3.5 Section 60 of the Act provides for the modification of documents referred to in the Numbering Conditions (which includes the Plan) 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*
- d) in relation to what it is intended to achieve, transparent."*

3.6 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."*

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

3.7 As well as publishing the Plan, Ofcom is responsible for managing the United Kingdom's (UK's) National Numbering Scheme ('the Scheme'), which constitutes the day-to-day records of numbers allocated in the UK. Ofcom also has a general duty in Section 63(1) of the Act in carrying out its numbering functions, as follows:

*"It shall be the duty of OfCOM, in the carrying out of their functions under sections 52 to 62 -*

- 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**

3.8 The Act confers principal duties on Ofcom to be observed in the carrying out of its functions. Section 3(1) of the Act gives these duties as:

- 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".*

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 electronic communications

services ('ECS'), having regard to the interests of consumers in respect of choice, price, quality of service and value for money.

### **Duties for the purpose of fulfilling Community obligations**

- 3.9 In addition to its general duties as to Telephone Numbers, when considering revisions to the Plan, 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 ('ECN') and ECSs and the requirement not to favour one form of ECN, ECS or associated facilities ('AF') or one means of providing or making available such an ECN, ECS or AF over another, as well as the requirement to promote the interests of European citizens.
- 3.10 Similar requirements exist for the making of directions under the Numbering Conditions (see also Section 49 of the Act). The various legal tests and duties, and how Ofcom has complied with them in consulting on its proposals, are set out below.

### **Legal tests**

- 3.11 It is Ofcom's duty when proposing a modification to the Plan that it shows how it considers that its proposals comply with the legal tests in the Act.
- 3.12 This consultation invites comments on the notification of proposals to modify the Plan at Annex 4.
- 3.13 The effect of the modification to the Plan will be to make PCLI Codes available for allocation. Ofcom is satisfied that the proposal for a modification to provisions of the Plan meets the tests set out in Section 60(2) of the Act (see paragraph 3.5) being:
- objectively justifiable, in that the modification relates to Ofcom's duty to publish a Plan and is justified in order to ensure that PCLI Codes are available to meet Communications Providers' requirements;
  - not unduly discriminatory, in that the modification will make PCLI Codes available for any Communications Provider to apply for;
  - proportionate, in that the proposed modification to the Plan is the minimum revision to its provisions necessary to make PCLI Codes available; and
  - transparent, in that the Notification proposing the modification to the Plan and its effect are set out in this consultation.
- 3.14 Ofcom considers that its proposal to modify the Plan is consistent with its general duties in carrying out its functions as set out in Section 3 of the Act (see paragraph 3.8). In particular, it considers that the proposal to modify the Plan furthers the interests of citizens in relation to communications matters and consumers in relevant markets by ensuring that when full Calling Line Identity ('CLI') is not available then PCLI provides sufficient information enabling the tracing of calls (e.g. malicious calls).
- 3.15 In proposing the modification to the Plan, Ofcom has also considered the Community obligations set out in Section 4 of the Act (see paragraph 3.9), particularly the requirement to promote the interests of all persons who are citizens of the European Union. In Ofcom's view the provision of PCLI Codes enables Communications Providers who cannot provide full CLI to be able to provide sufficient information about the originating network of a call. This information may, amongst other things, be made available to the Malicious Calls Investigation ('MCI') Bureau.

- 3.16 Ofcom considers that it is fulfilling its duty in Section 63 of the Act in making its proposal, in particular, by securing the best use of appropriate numbers, in that the proposal would make available for allocation to eligible Communications Providers an appropriate code for PCLI.

**Question 1:** *Ofcom proposes to modify the Plan so that Partial Calling Line Identity Codes are available for allocation. Do you have any specific comments on the proposals to modify the Plan in this manner (as set out in Annex 4)?*



## Section 4

# Draft Direction on an application form for PCLI Codes

- 4.1 The purpose of this section of the document is to introduce Ofcom's consultation on a draft Direction specifying an application form for PCLI Codes under paragraph 17.9 of General Condition 17 of the General Conditions of Entitlement. Condition 17.9 states that::

*"When applying for an Allocation 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;*

*provide such information as is required by such application form"*

- 4.2 The effect of the Direction will be to specify the telephone numbering application form to be used to apply for PCLI codes - a notification of the draft direction is at Annex 5. Ofcom is satisfied that the draft application form is appropriate for the application of PCLI codes and that the draft Direction meets the tests set out in Section 49(2) of the Act, in that it is:
- objectively justifiable, in that it relates to the need to ensure that appropriate application forms are used by Communications Providers to apply for numbering, to ensure that Ofcom has the requisite information available to assess applications and comply with its duty to ensure best use of numbering;
  - non-discriminatory, in that all Communications Providers affected by the direction will have to use the same forms, and where there are differences in terms of the information requested in the forms this reflects differences between network providers and service providers. Service providers will need to provide details of the network over which their service will be provided each time and whether the service provider has tried to obtain a sub-allocation from a provider of a Public Electronic Communications Network ('PECN'). This is so that Ofcom can assess, in each individual case, whether the service provider is eligible for numbers in those circumstances. If the service provider has not tried to obtain a sub-allocation, and has no arrangements with a network provider such that the provider can provide a service, then Ofcom may determine that the service provider is not eligible for numbers in that particular case. Network providers will only need to complete network details once, unless the network varies depending on the type of services they are offering over the network. These differences are justified in terms of ensuring the efficient use of numbers, as it is more efficient for service provider to seek a sub-allocation of numbering from a network provider rather than make a full application themselves;
  - proportionate, in that the application forms only requests the minimum information necessary for Ofcom to make a decision on whether the applicant is eligible to be allocated Telephone Numbers, or to be allocated further Telephone Numbers; and
  - transparent in that the draft Direction, and its effect, have been set out in this consultation and will be set out in the forthcoming statement and determination.

- 4.3 In proposing the draft Direction, Ofcom has considered its general duties in carrying out functions as set out in Section 3 of the Act (see paragraph 3.8), in particular the requirement to further the interests of citizens in relation to communications matters and consumers in relevant markets, by creating the appropriate procedure for Communications Providers to request allocations of PCLI codes.
- 4.4 Ofcom has also considered the Community obligations set out in Section 4 of the Act, in particular the requirement to take account of the desirability of it carrying out its functions in a manner which, so far as practicable, does not favour (a) one form of ECN, ECS or AF or (b) one means of providing or making available such a network, service or facility, over another. In Ofcom's view, numberings should be available to anyone who is eligible, and applications processed in date of receipt order, rather than by showing any preferential treatment to any particular Communications Provider.
- 4.5 Comments are invited on the draft direction by 25 March 2005. Clearly the direction will become redundant and will not be made unless the modification to the Plan is made, thus making available PCLI codes.

**Question 2:** *Do you have any comments on Ofcom's proposed telephone numbering application form for PCLI Codes – Form S20 (as set out in Annex 5 )?*

## Section 5

# Responding to this consultation

### How to respond

Ofcom invites written views and comments on the issues raised in this document, to be made by **5pm on 25 March 2005**

Ofcom strongly prefers to receive responses as e-mail attachments, in Microsoft Word format, as this helps us to process the responses quickly and efficiently. We would also be grateful if you could assist us by completing a response cover sheet (see Annex 2), among other things to indicate whether or not there are confidentiality issues. The cover sheet can be downloaded from the 'Consultations' section of our website.

Please can you send your response to [carole.baker@ofcom.org.uk](mailto:carole.baker@ofcom.org.uk).

Responses may alternatively be posted or faxed to the address below, marked with the title of the consultation.

Carole Baker  
Numbering Unit  
4<sup>th</sup> Floor  
Ofcom  
Riverside House  
2A Southwark Bridge Road  
London SE1 9HA

Fax: 020 7783 4109

Note that we do not need a hard copy in addition to an electronic version. Also note that Ofcom will not routinely acknowledge receipt of responses.

It would be helpful if your response could include direct answers to the questions asked in this document, which are listed together at Annex 3. It would also help if you can explain why you hold your views, and how Ofcom's proposals would impact on you.

### Further information

If you have any want to discuss the issues and questions raised in this consultation, or need advice on the appropriate form of response, please contact Bill Fell on .

### Confidentiality

Ofcom thinks it is important for everyone interested in an issue to see the views expressed by consultation respondents. We will therefore usually publish all responses on our website, [www.ofcom.org.uk](http://www.ofcom.org.uk), ideally on receipt (when respondents confirm on their response cover sheet that this is acceptable).

All comments will be treated as non-confidential unless respondents specify that part or all of the response is confidential and should not be disclosed. Please place any confidential parts of a response in a separate annex, so that non-confidential parts may be published along with the respondent's identity.

Ofcom reserves its power to disclose any information it receives where this is required to carry out its legal requirements. Ofcom will exercise due regard to the confidentiality of information supplied.

Please also note that copyright and all other intellectual property in responses will be assumed to be licensed to Ofcom to use, to meet its legal requirements. Ofcom's approach on intellectual property rights is explained further on its website, at [www.ofcom.org.uk/about\\_ofcom/gov\\_accountability/disclaimer](http://www.ofcom.org.uk/about_ofcom/gov_accountability/disclaimer).

### Next steps

Following the end of the consultation period, subject to representations received, Ofcom intends to publish a direction specifying an application form for PCLI Codes, namely Form S20, and to make the modifications to provisions of the Plan. It is anticipated that this statement will be published within three months of the end of the conclusion of this consultation.

Please note that you can register to get automatic notifications of when Ofcom documents are published, at [http://www.ofcom.org.uk/static/subscribe/select\\_list.htm](http://www.ofcom.org.uk/static/subscribe/select_list.htm).

### Ofcom's consultation processes

Ofcom is keen to make responding to consultations easy, and has published some consultation principles (see Annex 1) which it seeks to follow, including on the length of consultations.

This consultation is shorter than Ofcom's standard 10 week period because Ofcom believes the issue only affects applicants for these codes and is a fairly limited change to existing policy.

If you have any comments or suggestions on how Ofcom conducts its consultations, please call our consultation helpdesk on 020 7981 3003 or e-mail us at [consult@ofcom.org.uk](mailto:consult@ofcom.org.uk). We would particularly welcome thoughts on how Ofcom could more effectively seek the views of those groups or individuals, such as small businesses or particular types of residential consumers, whose views are less likely to be obtained in a formal consultation.

If you would like to discuss these issues, or Ofcom's consultation processes more generally, you can alternatively contact Philip Rutnam, Partner, Competition and Strategic Resources, who is Ofcom's consultation champion:

Philip Rutnam  
Ofcom  
Riverside House  
2A Southwark Bridge Road  
London SE1 9HA  
Tel: 020 7981 3585  
Fax: 020 7981 3333

E-mail: [philip.rutnam@ofcom.org.uk](mailto:philip.rutnam@ofcom.org.uk)

## **Annex 1**

# **Ofcom's consultation principles**

Ofcom has published the following seven principles that it will follow for each public written consultation:

### **Before the consultation**

A1.2 Where possible, we will hold informal talks with people and organisations before announcing a big consultation to find out whether we are thinking in the right direction. If we do not have enough time to do this, we will hold an open meeting to explain our proposals shortly after announcing the consultation.

### **During the consultation**

A1.3 We will be clear about who we are consulting, why, on what questions and for how long.

A1.4 We will make the consultation document as short and simple as possible with a summary of no more than two pages. We will try to make it as easy as possible to give us a written response. If the consultation is complicated, we may provide a shortened version for smaller organisations or individuals who would otherwise not be able to spare the time to share their views.

A1.5 We will normally allow ten weeks for responses to consultations on issues of general interest.

A1.6 There will be a person within Ofcom who will be in charge of making sure we follow our own guidelines and reach out to the largest number of people and organisations interested in the outcome of our decisions. This individual (who we call the consultation champion) will also be the main person to contact with views on the way we run our consultations.

A1.7 If we are not able to follow one of these principles, we will explain why. This may be because a particular issue is urgent. If we need to reduce the amount of time we have set aside for a consultation, we will let those concerned know beforehand that this is a 'red flag consultation' which needs their urgent attention.

### **After the consultation**

A1.8 We will look at each response carefully and with an open mind. We will give reasons for our decisions and will give an account of how the views of those concerned helped shape those decisions.

## Annex 2

# Consultation response cover sheet

- A2.1 In the interests of transparency, we will publish all consultation responses in full on our website, [www.ofcom.org.uk](http://www.ofcom.org.uk), unless a respondent specifies that all or part of their response is confidential. We will also refer to the contents of a response when explaining our decision, without disclosing the specific information that you wish to remain confidential.
- A2.2 We have produced a cover sheet for responses (see below) and would be very grateful if you could send one with your response. This will speed up our processing of responses, and help to maintain confidentiality by allowing you to state very clearly what you don't want to be published. We will keep your completed cover sheets confidential.
- A2.3 The quality of consultation can be enhanced by publishing responses before the consultation period closes. In particular, this can help those individuals and organisations with limited resources or familiarity with the issues to respond in a more informed way. Therefore Ofcom would encourage respondents to complete their cover sheet in a way that allows Ofcom to publish their responses upon receipt, rather than waiting until the consultation period has ended.
- A2.4 We strongly prefer to receive responses in the form of a Microsoft Word attachment to an email. Our website therefore includes an electronic copy of this cover sheet, which you can download from the 'Consultations' section of our website.
- A2.5 Please put any confidential parts of your response in a separate annex to your response, so that they are clearly identified. This can include information such as your personal background and experience. If you want your name, address, other contact details, or job title to remain confidential, please provide them in your cover sheet only so that we don't have to edit your response.

## Cover sheet for response to an Ofcom consultation

### BASIC DETAILS

Consultation title:      Numbering Arrangements for Partial Calling Line Identity Codes

To (Ofcom contact):

Name of respondent:

Representing (self or organisation/s):

Address (if not received by email):

### CONFIDENTIALITY

What do you want Ofcom to keep confidential?

Nothing

☐

Name/contact details/job title

☐

Whole response

☐

Organisation

☐

Part of the response

☐

If there is no separate annex, which parts?

If you want part of your response, your name or your organisation to be confidential, can Ofcom still publish a reference to the contents of your response (including, for any confidential parts, a general summary that does not disclose the specific information or enable you to be identified)?

### DECLARATION

I confirm that the correspondence supplied with this cover sheet is a formal consultation response. It can be published in full on Ofcom's website, unless otherwise specified on this cover sheet, and I authorise Ofcom to make use of the information in this response to meet its legal requirements. If I have sent my response by email, Ofcom can disregard any standard e-mail text about not disclosing email contents and attachments.

Ofcom seeks to publish responses on receipt. If your response is non-confidential (in whole or in part), and you would prefer us to publish your response only once the consultation has ended, please tick here.

☐

Name

Signed (if hard copy)

### Annex 3

## Consultation questions

**Question 1:** *Ofcom proposes to modify the Plan so that Partial Calling Line Identity Codes are available for allocation. Do you have any specific comments on the proposals to modify the Plan in this manner (as set out in Annex 4)?*

**Question 2:** *Do you have any comments on Ofcom's proposed telephone numbering application form for PCLI Codes – Form S20 (as set out in Annex 5)?*



## Annex 4

# Notification of proposals for a modification to provisions of the Plan under section 60(3) of the Act

1. OFCOM, in accordance with section 60 of the Act, hereby makes the following proposal for a modification to the provisions of the Plan.
2. The Condition has effect by reference to provisions of the Plan.
3. The draft modification to the Plan is set out in the Schedule to this Notification.
4. The effect of the modification is set out in Section 3 of the accompanying consultation document.
5. The reasons for making the proposal are set out in Sections 2 and 3 of the accompanying consultation document.
6. OFCOM considers that the proposed modification complies with the requirements in section 60(2) of the Act.
7. In making the proposals referred to above OFCOM have considered and acted in accordance with the six Community requirements in section 4 of the Act as well as performed their general duties under section 3 of the Act and their duty as to telephone numbering in section 63 of the Act.
8. Representations may be made to Ofcom about the proposal by 25 March 2005.
9. Copies of this Notification have been made available to the Secretary of State.
10. In this Notification -
  - 'Act' means the Communications Act 2003;
  - 'Condition' means General Condition 17 of the General Conditions of Entitlement set by the Director by way of publication of a Notification on 22 July 2003;
  - 'Director' means the Director-General of Telecommunications as appointed under section 1 of the Telecommunications Act 1984;
  - 'Ofcom' means the Office of Communications; and
  - 'Plan' means the National Telephone Numbering Plan published by Ofcom on 28 October 2004.



Signed by Caroline Wallace

Director of Competition Policy

A person authorised by Ofcom under paragraph 18 of the Schedule to the Office of Communications Act 2002.

24 February 2005

### Schedule

The following shall be added to Part A3: Network Codes, of the Plan –

<b>A3: Network Codes</b>	
Number(s)	Designation
001 - 999 Public Communications Provider Identity (inclusive)	Partial Calling Line Identity Codes
101 – 999 Switch Number (inclusive)	

In the Definitions and Interpretation section of the Plan the following definition shall be inserted:

**‘Partial Calling Line Identity’** means a facility which enables identification of the Public Communications Provider and the Switch Number from which the call is being made, and which is typically generated either where analogue systems are connected to a digital network, or on international gateways where a switch receives ingress traffic only, or other situations where a full Calling Line Identification cannot be provided.

**‘Partial Calling Line Identity Code’** means a Telephone Number that is adopted or otherwise used in connection with the identification of the Public Communications Provider and the Switch Number e.g. for malicious call identification.

## Annex 5

# Notification of proposals under section 49(4) of the Act

Proposal for making a Direction under paragraph 17.9(a) of the Condition relating to an application form for Partial Calling Line Identity Codes

1. The Office of Communications ('Ofcom') hereby makes the following proposal for a Direction to be given under paragraph 17.9(a) of the Condition (the "draft Direction").
2. The draft Direction is set out in the Schedule to this Notification.
3. The effect of the draft Direction is set out in section 4 of the accompanying Consultation Document.
4. The reasons for making the proposal for the Direction are set out in section 4 of the accompanying Consultation Document.
5. Representations may be made to Ofcom about the proposed draft Direction by 25 March 2005.
6. A copy of this Notification have been sent to the Secretary of State in accordance with section 50(1)(b) of the Act.
7. Except as otherwise defined in this Notification, words or expressions used shall have the same meaning as they have been ascribed in the Act.
8. In this Notification -
  - "Act" means the Communications Act 2003;
  - "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;
  - "Director" means the Director General of Telecommunications as appointed under section 1 of the Telecommunications Act 1984; and
  - "OFCOM" means the Office of Communications.



Signed by Caroline Wallace

Director of Competition Policy

A person authorised by Ofcom under paragraph 18 of the Schedule to the Office of Communications Act 2002.

24 February 2005

## Schedule

# Draft Direction under paragraph 17.9(a) 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 the 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 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 [insert date of publication] (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 (XX);
- 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 -
  - they have considered every representation about the proposal that is made to them within the period specified in the notification; and
  - 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 responses to the Notification and have considered every such representation made to them within the period specified in the Notification and

accompanying consultation document and these representations are discussed in [Chapter X of the Statement accompanying this Direction]; and the Secretary of State has not notified OFCOM of any international obligation of the United Kingdom for this purpose;

**Now, therefore, Ofcom, pursuant to paragraph 17.9(a) of the Condition, hereby direct that -**

1. for the time being the application form in the Annex to this Direction shall be used by Communications Providers when applying for an Allocation or reservation of Partial Calling Line Identity Codes.
2. In this Direction-
  - a) "**Act**" means the Communications Act 2003;
  - b) "**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;
  - c) "**Director**" means the Director-General of Telecommunications as appointed under section 1 of the Telecommunications Act 1984;
  - d) "**OFCOM**" means the Office of Communications; and
  - e) "**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 -
  - a) in the National Telephone Numbering Plan published by Ofcom on 28 October 2004 pursuant to section 56 of the Act;
  - b) if, and only if, it has no meaning ascribed as mentioned in (i) above, and only if the context so permits, the Condition;
  - c) 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
  - d) 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.
- k) [Signed]



## **PARTIAL CALLING LINE IDENTITY ("PCLI") CODE APPLICATION**

1. This form should be used to apply for Partial Calling Line Identity codes.

### **Definitions and Interpretation**

In this application form –

- i. "Act" means the Communications Act 2003;
  - ii. "Director" means the Director-General of Telecommunications as appointed under section 1 of the Telecommunications Act 1984;
  - iii. "OFCOM" means the Office of Communications; and
2. Except in so far as the context otherwise requires, words or expressions shall have the meaning assigned to them in paragraph 1 above. Otherwise, any word or expression shall have the same meaning as it has –
- i. in the National Telephone Numbering Plan published by Ofcom on 28 October 2004 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 22nd 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 22nd 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.
3. 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. Your reference (optional):</b>	<div style="text-align: right;">←</div>	<div style="border: 1px solid green; padding: 2px; font-size: 0.8em;">Formatted: Bullets and Numbering</div>
<b>2. Applicant details and date of application:</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 (eg 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>	<div style="text-align: right;">i. <u>Date of application:</u></div>	
<b>3. Communications Provider details:</b> If different from 2. above (eg 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>Declaration of ‘Public Electronic Communications Network’ or ‘Public Electronic Communications Service’</b>  The information requested in Annex A helps Ofcom to assess your eligibility to be Allocated Telephone Numbers.  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 <b>MUST</b> complete all relevant questions in Annex A each time you apply for Telephone Numbers and submit it with this form.	<i>(For providers of Public Electronic Communications Networks, please ensure you have previously supplied the information requested, before you confirm this – your application may be rejected if this is not the case).</i>	

**5 Telephone Numbers required – Partial Calling Line Identity Codes:**

NB. when completing the table below, you do not need to state the actual Partial Calling Line Identity Code you require – Ofcom will select the next available code(s).

Name of the switch where Partial Calling Line Identity Code will be located	Type of switch and manufacturer	Address of switch i.e. the physical location	Planned 'In-Service' Date (applications should not be submitted more than 6 months prior to in-service date)
<b>LONDON 1</b>	<b>Ericsson AXE10</b>	Exchange House, 21 Malmesbury Terrace, London SW1H 2DD	end Dec 2005
<b>LONDON 2</b>	<b>Nortel GSP</b>	<b>Telco Towers, 52 Bow Terrace, Bow, London E2 3EB</b>	<b>beg Oct 2005</b>
<b>Bloggs Ltd 3</b>	<b>Nokia DX200</b>	<b>Bloggs Telecom, 231 Upper Street, Leyton, London E14 3SE</b>	<b>mid Aug 2005</b>

**6. Adoption of existing Telephone Numbers - Partial Calling Line Identity Codes:**

your company already has a Partial Calling Line Identity Code allocation would you provide the following details.

Existing Partial Calling Line Identity Codes:	Name of the switch where Partial Calling Line Identity Code is located	Type of switch and manufacturer	Address of switch i.e. the physical location
<b>000 001</b>	<b>LONDON 4</b>	<b>Ericsson AXE10</b>	<b>23 west Road, Surrey Quays, London, SE23 3DE</b>
<b>003 300</b>	<b>Birmingham 2</b>	<b>Nortel GSP</b>	<b>Paul House, 345 High Road, Birmingham BH23 7RG</b>
<b>003 301</b>	<b>Leeds 2</b>	<b>Nokia DX200</b>	<b>Navel Buildings, 12 Terrace Way, Leeds LS12 1PR</b>

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



**Form S20 - Annex A**

<p><b>A1. Confirmation of Status:</b></p> <p>Ofcom generally only Allocates Telephone Numbers to providers of Public Electronic Communications Networks.</p> <p>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.</p> <p>Providers of Public Electronic Communications Networks:</p> <p>please provide details of:</p> <p>a) the Electronic Communications Network on which the Telephone Numbers applied for are intended to be Adopted;</p> <p>(a diagram may be useful to assist Ofcom in assessing your eligibility for Telephone Numbers)</p> <p>b) The Electronic Communications Service which you are intending to provide over that network.</p> <p>Providers of Public Electronic Communications Services:</p> <p>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:</p> <p>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.</p>	
--	--

<p><b><u>A2. Applications from providers of Public Electronic Communications Services</u></b></p> <p>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.</p> <p>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</p> <p>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?</p>	
<p><b><u>A3. Interconnection arrangements</u></b></p> <p>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.</p>	

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