

COMMUNICATIONS ACT 2006

**PUBLIC CONSULTATION PROCEDURE
PURSUANT TO Section 13 IN RELATION TO
APPLICATIONS FOR A RIGHT TO INSTALL
FACILITIES PURSUANT TO Section 49**

This Public Consultation Procedure is established by the Minister for Communications pursuant to Section 13 and Section 49 of the Act in relation to the procedure which is proposed to be adopted for the Application for a right to install facilities under Section 49 of the Act.

Pursuant to Section 13(2) the Minister hereby:

- (a) publishes this notification of the proposed form of Application for a right to install facilities which is annexed hereto;
- (b) states that the reasons for the proposed procedure are:
 - (i) that persons with a general authorisation to provide a public electronic communications network may require to install facilities on, over or under public or private land;
 - (ii) to do so such persons have to apply for and be granted the right to do so;
- (c) states that the effects of the proposed procedure are:
 - (i) to allow persons with a general authorisation to provide a public electronic communications network to have the right to install such facilities on, over or under public or private land;
 - (ii) to ensure pursuant to Section 49(5) that the applications are simple, efficient, transparent, non-discriminatory and publicly available and be determined within 6 months except in cases of expropriation; and
- (d) invites all interested parties, including users and consumers, to make representations on the proposed procedure within thirty days in writing

addressed to the Chief Executive of the Gibraltar Regulatory Authority, Suite 603, Europort, Gibraltar.

Dated: 14th January 2013

Issued by the Minister for Communications

Notes: In this Notification 'the Act' means the Communications Act 2006 and words or expressions used in this Application shall have the same meaning as in the Act.