

NOTICE

DETERMINATION 2015/01

IMPLEMENTATION OF NUMBER PORTABILITY IN TRINIDAD AND TOBAGO

WHEREAS:

A. Determination 2014/01 ("**Determination 2014/01**") states:

"DECLARATION OF COMMENCEMENT DATE FOR IMPLEMENTATION OF NUMBER PORTABILITY IN TRINIDAD AND TOBAGO

- (i) *The date by which mobile to mobile number portability service is to commence shall be no later than **26th February 2015** and all operators who are so required shall comply namely: Digicel (Trinidad and Tobago) Limited, Telecommunications Services of Trinidad and Tobago;*
- (ii) *The date by which fixed to fixed number portability service is to commence shall be no later than **1st May 2015** and all operators who are so required shall comply namely: Columbus Communications Trinidad Limited, Telecommunications Services of Trinidad and Tobago, Lisa Telecommunications, Open Telecom and Three Sixty Communications."*

B. Since issuance of **Determination 2014/01**, the Authority has engaged in consultations with the operators who are now required to implement mobile to mobile number portability, namely ***Digicel (Trinidad and Tobago) Limited, Telecommunications Services of Trinidad and Tobago*** and fixed to fixed number portability namely ***Columbus Communications Trinidad Limited, Telecommunications Services of Trinidad and Tobago, Lisa Telecommunications, Open Telecom and Massy Communications Limited (formerly Three Sixty Communications)*** and have obtained current information from these operators as to their respective state of readiness for testing and implementation of same;

C. The Authority has facilitated, in consultation with the operators, the drafting and execution of a Memorandum of Agreement amongst the operators and Authority

which sets out the respective obligations of the operators and Authority in the implementation of mobile to mobile and fixed to fixed number portability;

- D. The Authority has facilitated the procurement of a suitable supplier, **Porting XS, B.V.** (“the **Supplier**”) by the issuance of a Request for Proposals on behalf of the operators. The operators via letter of award dated October 10th, 2014 have now appointed the Supplier to implement a cost effective centralised solution for the provisioning of mobile to mobile number portability and fixed to fixed number portability and to provide certain services to the operators in connection therewith and shall all jointly execute an agreement with the Supplier in short order;
- E. The Authority, by contract dated 18th February 2015 has engaged the services of a Consultant, **Tachyon, SAS** to assist in the conduct of an analysis of the costs incurred by the operators in the implementation of mobile to mobile number portability and fixed to fixed number portability to guide the Authority’s approach as outlined in the final consultative document “**The Implementation Plan on Number Portability for the Republic of Trinidad and Tobago**” published on the 20th September 2012;
- F. The Authority at its 120th Meeting of the Board held on Wednesday 7th October, 2015 considered all the information received from the operators and from its Consultant, Tachyon SAS, the status of the execution of the relevant legal documents and, in that regard and in light of its mandate contained in **section 25(2)(j)** of the Act;

NOW THEREFORE, THE AUTHORITY HEREBY RESCINDS DETERMINATION 2014/01 AND, FOR THE REASONS SET OUT IN THE EXPLANATORY STATEMENT ABOVE, MAKES THE FOLLOWING DETERMINATION:

1. **DECLARATION OF COMMENCEMENT DATE FOR IMPLEMENTATION OF NUMBER PORTABILITY IN TRINIDAD AND TOBAGO**

- (i) The date by which operators shall commence testing for mobile to mobile number portability service shall be no later than **1st February 2016** with completion of implementation and launch of service of mobile to mobile number portability no later than **March 31st, 2016** and **ALL OPERATORS** who are so required shall comply namely: *Digicel (Trinidad and Tobago) Limited, Telecommunications Services of Trinidad and Tobago Limited*; and
- (ii) The date by which operators shall commence testing of fixed to fixed (automatic) number portability shall be no later than **July 31st, 2016** with completion of implementation and launch of service of fixed to fixed (automatic) number portability service no later than **September 30th, 2016** and **ALL OPERATORS** who are so required shall comply namely: *Columbus Communications Trinidad Limited, Telecommunications Services of Trinidad and Tobago Limited, Digicel (Trinidad and Tobago) Limited, Lisa Telecommunications Limited, Open Telecom Limited and Massy Communications Limited (formerly Three Sixty Communications)*.

2. **DECLARATION OF END OF EXERCISE OF SECTION 80 POWERS AS REGARDS NON-COMPLIANCE WITH DETERMINATION ISSUED PURSUANT TO SECTION 25(2)(J)**

The Authority hereby acknowledges that it has been exercising forbearance as regards implementation and launch of service provider number portability in Trinidad and Tobago pursuant to **section 80** of the Act and hereby declares that it shall cease forthwith to exercise such forbearance **on March 31st 2016** in respect of the implementation and launch of service of mobile to mobile number portability and **September 30th, 2016** in respect of the implementation and launch of service of

fixed to fixed number portability, on non-compliance by operators subject to this DETERMINATION.

3. BINDING NATURE AND EFFECTIVE DATE

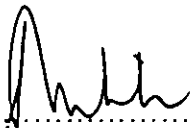
- (i) This DETERMINATION is binding upon all operators so required by the Authority to implement number portability pursuant to **section 25(2)(j)** of the Act **AND SHALL NOT BE AMENDED, REPEALED OR RESCINDED.**
- (ii) This Determination shall take effect on the day that it is published.

4. EXEMPTION FROM DETERMINATION

This DETERMINATION shall not be applicable to any operator who at the date of publication of this DETERMINATION did not hold an executed authorisation for either fixed or mobile services. Any operator who obtains an authorisation subsequent to such date shall be subject to the terms of the authorisation and/or the direction of the Authority issued pursuant to **section 25(2)(j)** of the Act and the Telecommunications (Interconnection) Regulations 2006.

5. INTERPRETATION

- (i) **“Act”** means the Telecommunications Act, Chap. 47:31 of the laws of the Republic of Trinidad and Tobago and any amendments thereto.
- (ii) **“Authority”** means the Telecommunications Authority of Trinidad and Tobago established by the Act.
- (iii) **“Authorisation”** means the authorisation to conduct a service subject to number portability, pursuant to the Act or any amendments thereto.
- (iii) **“Interconnection Regulations”** means the Telecommunications (Interconnection) Regulations 2006 and any amendments thereto, made pursuant to the Act.



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Selby Wilson
Chairman

Dated 19th day of NOVEMBER 2015