

To: EICHHORN Nele (CAB-MALMSTROM); [Art. 4.1(b)] (TRADE);
[Art. 4.1(b)] (CNECT)

Cc: SCHLEGELMILCH Rupert (TRADE); [Art. 4.1(b)]
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Subject: Meeting with Telefonica - 14 October 2015

Attachments: 2015.10 Telefonica - trade and digital economy.pdf

Telefonica: [Art. 4.1(b)] (Head of Brussels Office), [Art. 4.1(b)] (also Chair of the ETNO WG on Trade)

COM: Nele Eichhorn, [Art. 4.1(b)]

Short 30 minute meeting where Telefonica presented its expectation for TTIP and the DSM (slides attached, not all was discussed)

- Expecting from TTIP a modern approach to telecom and ICT issues, with a digital chapter
- The traditional telecom template favouring access seekers to enter regulated markets at cost-oriented rates is no longer fit for today's reality
- Telcos face competition from newcomers like whatsapp for mobile and sms. Telcos want same rules for same services.
- [Out of scope]
- After agreement on the Data Protection Regulation, e-privacy regulation should be removed: this prevents telcos from using location data of users; while OTTs are not covered by these rules
- US had not regulated unbundling of local loop, this had led to higher investments in infrastructure development
- [Art. 4.2]

[Art. 4.1(a)] . COM also recalled that TTIP will enter round 11, so a position paper is welcome but late; both EU and US will in any event remain bound by their WTO access and use and interconnection disciplines as set out in the Annex and Reference Paper. COM also recalled that the EU telecom template was adjusted in 2012 to cover convergence and broadband, following consultation with industry.

[Art. 4.2]

The slides also set out Telefonica's position on roaming (transparency ok, but do not set rates), equity caps (full elimination), open internet (but allow network management), data portability (allow data portability when switching operating systems), localisation, and investment protection (current COM proposal goes too far in terms of narrowing the scope).

[Art. 4.1(b)]

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