

# WORLD TRADE ORGANIZATION

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**Negotiating Group on Basic Telecommunications**

Original: Spanish

## COMMUNICATION FROM ARGENTINA

### Draft Offer on Basic Telecommunications

The following communication is circulated at the request of Argentina to members of the Negotiating Group on Basic Telecommunications.

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In accordance with the decision adopted in the Negotiating Group on Basic Telecommunications of the World Trade Organization, Argentina hereby submits its draft conditional schedule on basic telecommunications.

The accompanying draft schedule is conditional upon a satisfactory final outcome of the negotiations on a broad MFN basis.

Argentina reserves the right to modify, reduce or withdraw all or part of its offer at any time prior to the conclusion of the negotiations on basic telecommunications. It also reserves the right to make technical changes, modifications and corrections.

This schedule contains commitments which reflect the legal and regulatory framework currently in force in Argentina.

With respect to regulatory principles, Argentina is adopting as additional commitments the principles set out in the Annex which forms part of the present offer.

**ARGENTINA - DRAFT OFFER**

Modes of supply:				
(1) Cross-border supply (2) Consumption abroad (3) Commercial presence (4) Presence of natural persons				
Sector or subsector	Limitations on market access	Limitations on national treatment	Additional commitments	
2.C. Telecommunication services	(3) In services based on the use of the spectrum subject to availability.		See Annex.	
All subsectors				
(a) Telephone services				
- Local and domestic long distance basic telephone services (CPC 7521)	(1) None from 8 November 2000 (2) None (3) None from 8 November 2000 (4) Unbound except as indicated in the horizontal section	(1) None (2) None (3) None (4) Unbound except as indicated in the horizontal section		
- International telephone services (CPC 7521)	(1) None from 8 November 2000 (2) None (3) None from 8 November 2000 (4) Unbound except as indicated in the horizontal section	(1) None (2) None (3) None (4) Unbound except as indicated in the horizontal section		

Modes of supply: (1) Cross-border supply (2) Consumption abroad (3) Commercial presence (4) Presence of natural persons

Sector or subsector	(1)	Limitations on market access	(2)	Limitations on national treatment	(3)	Additional commitments
(b)(c) - Domestic data services (CPC 7523**)	(1) None (2) None (3) None (4) Unbound except as indicated in the horizontal section	(1) None (2) None (3) None (4) Unbound except as indicated in the horizontal section	(1) None (2) None (3) None (4) Unbound except as indicated in the horizontal section	(1) None (2) None (3) None (4) Unbound except as indicated in the horizontal section	(1) None (2) None (3) None (4) Unbound except as indicated in the horizontal section	
(d) - Domestic telex services (CPC 7523**)	(1) None (2) None (3) None (4) Unbound except as indicated in the horizontal section	(1) None (2) None (3) None (4) Unbound except as indicated in the horizontal section	(1) None (2) None (3) None (4) Unbound except as indicated in the horizontal section	(1) None (2) None (3) None (4) Unbound except as indicated in the horizontal section	(1) None (2) None (3) None (4) Unbound except as indicated in the horizontal section	
(f) - Domestic facsimile services, store-and-forward (CPC 7521** + 7529**)	(1) None (2) None (3) None (4) Unbound except as indicated in the horizontal section	(1) None (2) None (3) None (4) Unbound except as indicated in the horizontal section	(1) None (2) None (3) None (4) Unbound except as indicated in the horizontal section	(1) None (2) None (3) None (4) Unbound except as indicated in the horizontal section	(1) None (2) None (3) None (4) Unbound except as indicated in the horizontal section	See Annex

Modes of supply: (1) Cross-border supply (2) Consumption abroad (3) Commercial presence (4) Presence of natural persons

Sector or subsector	Limitations on market access	Limitations on national treatment	Additional commitments
(b)(c) - International data services (CPC 7523**)	(1) None from 8 November 2000 (2) None (3) None from 8 November 2000 (4) Unbound except as indicated in the horizontal section	(1) None (2) None (3) None (4) Unbound except as indicated in the horizontal section	
(d) - International telex services (CPC 7523**)	(1) None from 8 November 2000 (2) None (3) None from 8 November 2000 (4) Unbound except as indicated in the horizontal section	(1) None (2) None (3) None (4) Unbound except as indicated in the horizontal section	
(f) - International facsimile services, store-and-forward (CPC 7521** + 7529**)	(1) None (2) None (3) None, except that up to 8 November 2000 the links used for supplying these services must belong to the enterprise holding the exclusive rights to provide international connections. (4) Unbound except as indicated in the horizontal section	(1) None (2) None (3) None (4) Unbound except as indicated in the horizontal section	

Modes of supply: (1) Cross-border supply (2) Consumption abroad (3) Commercial presence (4) Presence of natural persons

Sector or subsector	Limitations on market access	Limitations on national treatment	Additional commitments
(g) - Leased telephone circuits	(1) None (2) None (3) None, except that up to 8 November 2000 the present basic telephone service licence-holders have a preferential installation period of 60 or 180 days depending on whether they are inside or outside basic tariff areas.	(1) None (2) None (3) None	See Annex
(h) - Leased circuits for international voice and data	(4) Unbound except as indicated in the horizontal section. (1) None (2) None (3) None, except that up to 8 November 2000 the international operator has a preferential installation period of 120 days	(4) Unbound except as indicated in the horizontal section (1) None (2) None (3) None	
(o) Other	(4) Unbound except as indicated in the horizontal section	(4) Unbound except as indicated in the horizontal section	
Mobile services:	(1) None (2) None (3) None	(1) None (2) None (3) None	
- Cellular mobile			
- Personal communications			
- Paging			
- Trunking			
- Mobile data	(4) Unbound except as indicated in the horizontal section	(4) Unbound except as indicated in the horizontal section	

## ANNEX

### 1. INTERCONNECTION

1.1 The enterprises which own the public telephone network must provide services suppliers non-discriminatory access to the public network under conditions of competition, within the limits of availability.

1.2 The terms, prices and conditions of interconnection must be non-discriminatory.

1.3 Interconnection prices must cover the costs plus a reasonable profit margin.

1.4 Interconnection agreements shall be negotiated freely by the parties and approved by the Regulatory Authority. Once approved they must be published.

1.5 If no agreement can be reached, then any supplier of services may call upon the regulatory Authority to establish the terms, conditions and prices of interconnection.

1.6 Any supplier may lease circuits from the owners of the public telephone network in order to supply services for which his licence provides. Such leases must be granted on non-discriminatory conditions and on the basis of the costs plus a reasonable profit margin.

### 2. SAFEGUARDING COMPETITION

2.1 Any supplier of services under conditions of competition may challenge any term, price or condition of an interconnection agreement for a service supplied under conditions of competition which is discriminatory or anti-competitive or otherwise favours a subsidiary of the basic services exclusive licence-holders.

2.2 Once the period of exclusivity has expired, the basic services licence-holders must interconnect with the networks of the new competitors and may not limit their users' access to the networks of the competing suppliers.

2.3 The Regulatory Authority shall adopt the measures necessary to prevent the abuse of market power.

### 3. INDEPENDENCE OF THE REGULATOR

3.1 The Regulatory Authority shall be independent of the services suppliers.

3.2 The Regulatory Authority shall have powers sufficient to settle disputes between services suppliers and to review and approve interconnection agreements, so as to ensure that those agreements comply with the provisions of Sections 1 and 2 of this Annex.