
EU ELECTRONIC COMMUNICATIONS LAW

Competition and Regulation in the
European Telecommunications Market

SECOND EDITION

PAUL NIHOUL
PETER RODFORD



OXFORD

Eu Electronic Communications Law Competition And Regulation In The European Telecommunications Market

Eliza Varney



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EU Electronic Communications Law Paul Nihoul, Peter Rodford, 2004 This book analyzes the rules applicable to electronic communications networks and services within the European Union Electronic communications encompass all forms of electronic transmission of information including telecommunications broadcasting and the Internet The focus is on the rules concerning market organization specifically regulation and competition law

Competition Law and Regulation of the EU Electronic Communications Sector Liyang Hou, 2012-09-01 This book brings satisfying definition and clarity to this field at last Exploring the substantive differences between competition law and sector specific regulation after the methodological integration it presents the first detailed analysis of the many hundreds of notifications and Commission letters generated under the Article 7 procedure identifying the most relevant cases dealing with market definition market power and remedies It compares these decisions with relevant competition law cases and highlights elements with a bearing on sector specific regulation It also offers hugely valuable guidance through the vast amount of documents in the Commission's CIRCA database Topics and issues raised include the following definition of product markets delineation of geographic markets including sub national different practices in relation to assessing single market power and collective market power and competition problems such as refusal to deal margin squeeze non price discrimination and excessive pricing There can be little doubt that this is the new reference point for researchers and practitioners in this domain By systematically categorizing the concepts and legal criteria and building a solid theoretical framework on the intersection of competition law and sector specific regulation the author has created a resource that is sure to be welcomed by all those involved in regulation of electronic communications markets and network industries in general academic scholars telecommunications regulators at the EU and Member State levels competition authorities law firms specializing in IT communications law practitioners in IT and telecommunications companies and consultants in the sector The book will also prove very useful for scholars and practitioners in other parts of the world interested in comparing the EU system with their own

EU Competition Law and Regulation in the Converging Telecommunications, Media and IT Sectors Nikos Th Nikolinakos, 2006-01-01 This book presents the most thoroughgoing model yet offered to ensure the emergence of a genuinely competitive electronic communications industry in Europe In the course of its in depth analysis the discussion focuses on such factors as the following EU telecommunications policy as revealed in liberalization and harmonization legislative measures the EU electronic communications framework case law covering issues of refusal to supply and the essential facilities doctrine application of Article 82 EC to bottlenecks specific types of an undertakings unilateral behaviour that may often occupy NRAs and competition authorities in the context of their ex post competition law investigations under Article 82 EC strategic alliances and mergers in the move toward multimedia access to premium content and the emergence of new media the scope of content regulation in the online environment and broadband regulation of local loop unbundling

and bitstream access The book also provides practical guidance on issues concerning the complicated market definition and analysis mechanism promulgated by the European Commission's Recommendation and Guidelines

EU Consumer Law and Human Rights Iris Benöhr, 2013-12-19 Traditionally consumer law has played an instrumental role in the EU as a tool for market integration There are now signs in the new EU legal framework and jurisprudence that this may be changing The Lisbon Treaty contains provisions affecting consumer law and at the same time it grants binding legal force to the EU Charter which in turn adds a fundamental rights dimension to consumer protection This evolution however is still at an early stage and may be thwarted by conflicting trends Moreover it may generate tensions between social objectives and economic goals This book provides the first comprehensive analysis of these developments and examines new avenues that may be opening for consumer law focusing on three key areas financial services electronic communication and access to justice Through a systematic analysis of relevant cases the book traces the development of a human rights dimension in consumer law and details the ramifications that the post Lisbon legal framework may have on consumer protection and policy This book concludes by proposing new directions in consumer law striking a compromise between social and economic demands

The Emergence of EU Criminal Law Sarah J Summers, Christian Schwarzenegger, Gian Ege, Finlay Young, 2014-12-01 Criminal law can no longer be neatly categorised as the product and responsibility of domestic law That this is true is emphasised by the ever increasing amount of legislation stemming from the European Union EU which impacts both directly and indirectly on the criminal law The involvement of the EU institutions in the substantive criminal laws of its Member States is of considerable legal and political significance This book deals with the emerging EU framework for creating harmonising and ensuring the application of EU criminal law This book aims to highlight some of the consequences of EU involvement in the criminal law by examining the provisions which have been adopted in the field of information and communications technology It provides an overview of the criminal law competence of the EU and evaluates the impact of these developments on the criminal laws of the Member States It then goes on to consider the EU legislation which requires Member States to regulate matters such as data protection e security intellectual property and various types of illegal content through the criminal law is analysed In the course of this evaluation particular consideration is given to issues such as the basis on which the EU institutions establish the need for criminal sanctions the liability of service providers and the extent to which the Member States have adhered to or departed from the legislation in the course of implementation

Regulating eTechnologies in the European Union Tanel Kerikmäe, 2014-07-10 The EU strategy 2020 includes ambitious plans for e regulation that could improve Europe's competitiveness However the European states have very different legal frameworks in this field This book introduces flagship initiatives and provides a detailed overview and analysis of the current standards and latest developments offering practical insights and guidelines for practitioners and policy makers alike Further as it discusses the main areas of e regulation it can serve as a useful platform for university education

in light of the growing need for new kinds of specialists i e IT lawyers The book concentrates on fields that are directly affected by e regulation such as cyber security databases computer programs e governance IP and competition law and informatics Telecommunications, Broadcasting and the Internet Laurent J. H. F. Garzaniti, Matthew O'Regan, 2010 Sweet and Maxwell Statutes offer accurate and comprehensive coverage of all core and several popular optional subjects on current law courses Compiled using data from WestlawUK each text provides the most up to date statutory material This statute book covers environmental law *Disability and Information Technology* Eliza Varney, 2013-03-11 Disability and Information Technology examines the extent to which regulatory frameworks for information and communication technologies ICTs safeguard the rights of persons with disabilities as citizenship rights It adopts a comparative approach focused on four case studies Canada the European Union the United Kingdom and the United States It focuses on the tension between social and economic values in the regulation of ICTs and calls for a regulatory approach based on a framework of principles that reflects citizenship values The analysis identifies challenges encountered in the jurisdictions examined and points toward the rights based approach advanced by the UN Convention on the Rights of Persons with Disabilities as a benchmark in protecting the rights of persons with disabilities to have equal access to information The research draws on a wealth of resources including legislation cases interviews consultation documents and responses from organisations representing persons with disabilities

Governance of Communication Networks Brigitte Preissl, Jürgen Müller, 2007-01-30 Few would doubt the potential of information technology to connect individuals firms and organisations Whether this will actually lead to the integration of markets and societies is a different issue The articles collected in this book shed light on crucial considerations for the success of global communication networks These include frameworks for regulation inclusion of customers in defining product and service strategies access to advanced technology and networks for all groups and more **EU**

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