



Vaduz, 14th November 2013

**COMMUNICATION TO THE EFTA SURVEILLANCE AUTHORITY AND OTHER NATIONAL REGULATORY AUTHORITIES UNDER ARTICLE 7(3) OF DIRECTIVE 2002/21/EC OF THE ANALYSIS OF THE LIECHTENSTEIN MARKET FOR:**

***Wholesale market for the physical access to network infrastructures for high capacity transmission routes in the core network***

The Liechtenstein Office for Communications (*Amt für Kommunikation*) hereby notifies the EFTA Surveillance Authority and other NRAs of its market definition, SMP analysis and proposed measures for the above market.

Since this market does not correspond to any market contained in the EFTA Surveillance Authority's Recommendation on relevant product and service markets within the electronic communications sector the AK conducted the three-criteria test. It came to the conclusion that all three criteria are cumulatively fulfilled with respect to the wholesale market at stake and ex ante regulation of this market has to be considered.

The Office for Communications herewith notifies the results of the market review to the EFTA Surveillance Authority and other NRAs in accordance with Article 24(2) of the Communications Act (*Kommunikationsgesetz (KomG)*, *LGBl. 2006 No. 91*), and Article 7(3) of Directive 2002/21/EC. The notification consists of the following documents:

- Cover letter (this document);
- Summary notification form;
- Analysis of the market for physical access to infrastructures in the core network;
- Summary of the responses received in the national consultation (only available in German).

The Office for Communications has conducted a public national consultation between 24<sup>th</sup> April 2013 and 7<sup>th</sup> June 2013 in accordance with Article 24(1) RKV (*Verordnung über die Regulierungsbehörde*, *LGBl. 2007 No. 68*) in conjunction with Article 46(1) KomG and Article 6 of Directive 2002/21/EC.

Office for Communication

*The Director*