

ALL CYPRUS LAW ASSOCIATION



CY LAW

The Electronic Communications and Postal Services Regulation Law of 2004 (112(I)/2004)

Modification History

112(I)/2004 84(I)/2005 149(I)/2005 67(I)/2006 113(I)/2007 134(I)/2007 46(I)/2008 103(I)/2009
94(I)/2011 51(I)/2012 160(γ)/2013 77(I)/2014 104(I)/2016 112(I)/2016 76(I)/2017 90(I)/2020
23(I)/2022

CLASSIFICATION OF ARTICLES

Preamble

PART 1 GENERAL PROVISIONS

1. Short title 2. Scope
3. General principles
4. Interpretation

PART 2 APPOINTMENT OF COMMISSIONER AND ASSISTANT COMMISSIONER OF ELECTRONIC COMMUNICATIONS AND POSTAL REGULATION

5. Appointment of the Commissioner for the Regulation of Electronic Communications and Posts and Assistant Commissioner 6. Suspension of the Commissioner and Assistant Commissioner 7. Exercise of duties in case of permanent or temporary incapacity of the Commissioner or Assistant Commissioner 8. Remuneration, etc. Commissioner and Assistant Commissioner and Leaving Gratuity 9. Duties of Commissioner and Assistant Commissioner on ceasing to hold office

PART 3 ESTABLISHMENT AND OPERATION OF THE OFFICE OF THE COMMISSIONER

10. Establishment and independence of the Office of the Commissioner 11. Powers of the Office of the Commissioner in relation to acquisition, disposal and investment of property 12. Fund of the Office of the Commissioner 13. [Deleted] 14. Payments from the Office of the Commissioner Fund 15. Insurance services by the Commissioner 16. Staff of the Commissioner's Office 17. Representation of the Office and the Commissioner 17A. Powers of the Minister

PART 4 GENERAL DUTIES OF THE COMMISSIONER

18. Obligation to promote certain purposes by the Commissioner 19. Manner of exercise of powers, powers and performance of duties of the Commissioner

PART 5 COMPETENCES POWERS AND DUTIES OF THE COMMISSIONER AND EXERCISE THEREOF

20. Grant of powers, powers and duties of Commissioner 20A. [Deleted] 21. General Obligation 22. Commissioner's cooperation with the Commission for the Protection of Competition 23. Special matters for the calculation of costs 24. Cases where public hearings are required

PART 6 SECURITY OF INFORMATION, OTHER POWERS, ORDERS, DECISIONS, INVESTIGATIONS,

ADVISORY COMMITTEE AND ADVISORY BODIES

- 25. Securing Information 26.
- Consultations 27.
- Other Powers 28.
- Issuance of Decisions 29.
- Violation of an Order or Decision 30. Conduct of Investigation 31.
- Complaints in relation to Providers - summary dispute resolution process 32.
- Establishment of Advisory Committee and appointment of Advisory Bodies

SECTION 7 DISPUTE RESOLUTION

- 33. General Powers of the Commissioner in relation to dispute resolution - Summary dispute resolution procedure 34. Resolution of disputes between Agencies 35. Resolution of cross-border disputes 36. Disputes involving consumers

PART 8 LICENSING, NUMBERING AND ADDRESSING

- 37. [Deleted] 38.
- [Deleted] 39.
- [Deleted] 40.
- [Deleted] 41.
- [Deleted] 42.
- [Deleted] 43.
- [Deleted] 44.
- [Deleted] 45.
- [Deleted]

PART NINE THE IMPOSITION OF REGULATORY OBLIGATIONS

- 46. [Deleted] 47.
- [Deleted] 48.
- [Deleted] 49.
- [Deleted] 50.
- [Deleted] 50A.
- [Deleted] 50B.
- [Deleted]

PART 10 PROVISION OF ACCESS AND INTERCONNECTION

- 51. [Deleted] 52.
- [Deleted] 53.
- [Deleted] 54.
- [Deleted] 55.
- [Deleted] 56.
- [Deleted] 57.
- [Deleted] 58.
- [Deleted] 59.
- [Deleted] 60.
- [Deleted] 60A.
- [Deleted] 60B.
- [Deleted] 61.
- [Deleted] 62.
- [Deleted] 62A.
- [Deleted] 62B.
- [Deleted] 62C.
- [Deleted] 62D.
- [Deleted] 63.
- [Deleted] 64.
- [Deleted] 65.
- [Deleted] 66.
- [Deleted] 67.
- [Deleted]

SECTION 11 RIGHTS OF END USERS

- 68. [Deleted] 69.
- [Deleted] 70.
- [Deleted] 70A.
- [Deleted] 71.
- [Deleted] 71A.
- [Deleted] 72.
- [Deleted] 72A.
- [Deleted] 73.
- [Deleted] 73A.
- [Deleted] 74.
- [Deleted] 75.
- [Deleted]

PART 12 TELECOMMUNICATIONS TERMINAL EQUIPMENT AND RADIO EQUIPMENT OF CERTAIN CATEGORIES OR CLASSES

- 76. [Deleted] 77.
- [Deleted] 78.
- [Deleted] 79.
- [Deleted] 80.
- [Deleted] 80A.
- [Deleted] 80B.
- [Deleted] 81. [Deleted]
- 82. [Deleted] 83.
- [Deleted] 83A.
- [Deleted] 84.
- [Deleted] 84A.
- [Deleted] 85.
- [Deleted] 85A.
- [Deleted] 85B.
- [Deleted] 85C.
- [Deleted] 85D.
- [Deleted] 85E.
- [Deleted] 86. [Deleted]
- 87. [Deleted] 87A.
- [Deleted] 87B.
- [Deleted] 87C.
- [Deleted] 88. [Deleted]
- 88A. [Deleted] 88B.
- [Deleted] 88C.
- [Deleted] 88D.
- [Deleted] 88E.
- [Deleted] 88F. [Deleted]

PART 13 ACQUISITION OF PROPERTY AND POWERS OF ENTRY

- 89. [Deleted] 90.
- [Deleted] 91.
- [Deleted] 92.
- [Deleted] 93.
- [Deleted] 94.
- [Deleted] 95.
- [Deleted] 96.
- [Deleted] 96A.
- [Deleted]

96B. [Deleted] 96C.

[Deleted] 96D. [Deleted]

96E. [Deleted]

PART 14 SECURITY AND INTEGRITY OF NETWORKS AND SERVICES & SECURITY, PRIVACY AND DATA PROTECTION

97. Purpose and scope 98. [Deleted]

98A. Security of

processing and personal data breach notification 99. Privacy of communications 100. Traffic and billing data

101. Location data other than traffic

data 101A. [Deleted] 102. Identification

and restriction of caller and connected line identification

103. Exemptions 104.

Automatic call forwarding 105. Telephone directories of subscribers 106. Unsolicited calls 107. Powers of
Commissioner

and Personal Data Protection

Commissioner 107A. Powers of the Personal

Data Protection

Commissioner 107B. Imposition of sanctions by the Commissioner for Personal Data Protection

PART 15 CATHOLIC SERVICE

108. [Deleted] 109.

[Deleted] 110.

[Deleted] 111.

[Deleted] 112.

[Deleted] 113.

[Deleted] 114.

[Deleted] 115.

[Deleted] 116.

[Deleted] 117.

[Deleted] 118.

[Deleted]

PART 16 POSTAL SERVICES

CHAPTER I - UNIVERSAL SERVICE AND EXCLUSIVE POST OFFICE SERVICE

119. Universal Postal Service 119A. Definition of

universal service provider 119B. Universal Postal

Service 120. Universal Postal Service Provider 121.

Universal Postal Service Provider License 122. [Deleted] 123.

Calculation of Net Universal Service Costs 124. Postal Rates

and Charges 125.

Entering into Terminal Fee Agreements 126. Accounting

Arrangements 126A. Access to the

postal network

CHAPTER II - GRANT OF LICENSES

127. Obligation to secure a license 128.

Grant of special licenses 129.

Principles governing the granting of a license

130. Obligations of postal service providers 130A. Protection of

Postal Service Users 131. Registration Statement 132.

License Fees 133.

Monitoring and

Ensuring Compliance 134. Revocation and Grant

of Licenses

CHAPTER III - CONFIDENTIALITY AND QUALITY OF POSTAL SERVICES

135. Confidentiality 136.

Quality of services

CHAPTER IV - TECHNICAL STANDARDS, ACCESS TO REAL PROPERTY, **POSTAL ADVISORY COMMITTEE**, LIABILITY, STAMPS AND SUPPLEMENTARY PROVISIONS

137. Technical Standards

138. Access to immovable property 139.

Prohibitions on persons 140. Postal

Services Advisory Committee 141. Responsibility of postal

network/postal service providers 142. Issuance of stamps

CHAPTER V - SUPPLEMENTARY PROVISIONS

143. Counterfeit stamps, unpaid postal articles, newspapers and parcels 144. Examination of postal

parcels and declaration of contents 145. Seizure 146. Customs duties and

taxes 147.

Detention of postal articles 148.

Customs declaration of description of postal parcel

PART 17 OFFENSES RELATING TO ELECTRONIC COMMUNICATIONS AND POSTAL SERVICES

CHAPTER I - ELECTRONIC COMMUNICATIONS

149. Provision of network and/or services without license and other offences

CHAPTER II - POSTAL SERVICES

150. Provision of network and/or services without license and other offences

PART 18 ORDINANCES, FINANCIAL PROVISIONS, REPORTS, AND MISCELLANEOUS OTHER MATTERS

. Appeal to the

Supreme Court against acts of the Commissioner

159. Liability of the

Commissioner, Assistant

Commissioner

and staff of the Office 160. Liability of legal persons 161. Transitional Provisions

APPENDICES

First Annex Second

Annex

47(d) Editor's Note

88 (i) of Law 51(I)/2012 Editor's Note

27 of Law 90(I)/2020 Transitional provision