

Pursuant to Article 11, paragraph 1, sub-paragraph 1, Article 14, paragraph 1, sub-paragraph 6 and Article 89 of the Law on Electronic Communications ("Official Gazette", No 40/13), the Council of the Agency for Electronic Communications and Postal Services in its session of 22.07.2013. passed

THE RULEBOOK

on the method of assessing affordability of prices and special packages of Universal Service for disadvantaged persons, persons with reduced mobility and persons with disabilities

The Rulebook was published in the "Official Gazette of Montenegro", No 33/2014 of 08/04/2014.

Subject

Article 1

This Rulebook shall determine the method of assessing affordability of services and special packages of the universal service for disadvantaged persons, persons with reduced mobility and persons with disabilities.

Definitions

Article 2

A disadvantaged person, a person with reduced mobility and a person with a disability within the meaning of this Rulebook shall be a person from the list of categories of these persons which is determined by the authority of the state administration responsible for social affairs.

The minimum wage in Montenegro is net income that cannot be paid in a smaller net amount (after deduction of related taxes and contributions for compulsory social insurance from gross income).

Other terms used in the Rulebook have the same meanings as the terms used in the Law on Electronic Communications.

Any reference in this Rulebook to the expression used in the singular shall also include reference to such term in the plural, unless otherwise expressly provided by this Rulebook.

The way of proving the belonging to the categories of disadvantaged persons, persons with reduced mobility and persons with disabilities

Article 3

Belonging to the categories of persons referred to in Article 2 of this Rulebook shall be proved by an appropriate certificate issued by the administrative body for social affairs.

Price of services and special packages of the Universal Service for disadvantaged persons, persons with reduced mobility and persons with disabilities

Article 4

Prices of services or packages of the Universal Service for disadvantaged persons, persons with reduced mobility and persons with disabilities (hereinafter referred to as "special prices of the Universal Service") shall be offered by the Universal Service Operator who meets the legitimate demands of users for access to public electronic communications network and publicly available electronic communication services provided at a fixed location, thus providing voice communication

and data transfer speed that allows functional internet access (hereinafter referred to as "the Universal Service Operator").

Assessment of affordability of special prices of the Universal Service

Article 5

Special prices of the Universal Service are considered to be too high and unaffordable for disadvantaged persons, persons with reduced mobility and persons with disabilities if the basket of services from the Universal Service calculated at those prices costs more than 5% of the minimum wage in Montenegro.

The basket of services from the Universal Service represents the average consumption of users in Montenegro who use electronic communications services at a fixed location, and it comprises:

- 1/12 of the connection fee for electronic communications network;
- a monthly subscription fee;
- 120 minutes of calls to fixed networks in Montenegro;
- 10 minutes of calls to mobile networks in Montenegro;
- 15 minutes of phone calls to foreign countries; and
- 2 GB of transferred data.

The assessment of affordability of special prices of the Universal Service shall be conducted by the Agency after the change in these prices by the Universal Service Operator and after the changes in the minimum wage in Montenegro.

Termination of validity

Article 6

With the entry into force of this Rulebook, the Rulebook on Tariffs and Universal Service packages for low-income users and users with disabilities ("Official Gazette", No 14/11 and 50/12) shall cease to be valid.

Entry into force

Article 7

This Rulebook shall enter into force on the eighth day of its publication in the "Official Gazette of Montenegro".

No: 0402-4370/1

Podgorica, 24.07.2014.

The Agency for Electronic Communications and Postal Services

Šaleta Đurovic, PhD

President of the Council

m.p.