



An Coimisiún um
Rialáil Cumarsáide
Commission for
Communications Regulation

Appeal by Three in relation to Multi Band Spectrum Award

The 700 MHz Duplex, 2.1 GHz, 2.3 GHz and 2.6 GHz Bands

Information Notice

Reference: ComReg 21/04R

Date: 29/01/2021

An Coimisiún um Rialáil Cumarsáide
Commission for Communications Regulation

1 Lárcheantar na nDugaí, Sráid na nGildeanna, BÁC 1, Éire, D01 E4X0.

One Dockland Central, Guild Street, Dublin 1, Ireland, D01 E4X0.

Teil | Tel +353 1 804 9600 Suíomh | Web www.comreg.ie

MHC-24258285-1

Version history

| Document number | Date | Note |
|-----------------|------------|--------------------------|
| 21/04 | 20/01/2021 | Original |
| 21/04R | 29/012021 | Addition of paragraph 5. |

Appeal of ComReg's Decision on its Multi Band Spectrum Award

1. On 18 December 2020, the Commission for Communications Regulation ("ComReg") published ComReg Decision D11/20¹ ("the Decision") regarding its Multi Band Spectrum Award for the 700 MHz Duplex, 2.1 GHz, 2.3 GHz and 2.6 GHz Bands.
2. Three Ireland (Hutchison) Limited and Three Ireland Services (Hutchison) Limited (collectively "Three") lodged an appeal of the Decision on 14 January 2021.²
3. An application for the appeal to be admitted to the Commercial List of the High Court and for consequential directions to trial will be listed for hearing on Monday 25 January 2021.
4. Three's appeal does not of itself affect the taking effect of the Decision or prevent action being taken to implement it. ComReg will oppose the appeal in full.
5. On Monday, 25 January 2021, the proceedings were admitted to the Commercial List of the High Court and Vodafone Ireland was joined as a notice party, at its request. The proceedings were given a hearing date of 2 June 2021 and are scheduled to run for 5 days.

¹ See:

- ComReg Document No. 20/122, ComReg Decision D11/20; *Multi Band Spectrum Award - Response to Consultation and Decision - The 700 MHz Duplex, 2.1 GHz, 2.3 GHz and 2.6 GHz Bands*, published 18 December 2020. Available at: <https://www.comreg.ie/publication/multi-band-spectrum-award-response-to-consultation-and-decision-the-700-mhz-duplex-2-1-ghz-2-3-ghz-and-2-6-ghz-bands> ;
- ComReg Document No. 20/122a; *Multi Band Spectrum Award - DotEcon Report Assessment of responses to consultation on Draft Decision*, published 18 December 2020. Available at: <https://www.comreg.ie/publication/multi-band-spectrum-award-dotecon-report-assessment-of-responses-to-consultation-on-draft-decision> ;
- ComReg Document No. 20/122b; *Multi Band Spectrum Award - A Report by Plum Consulting London LLP*, published 18 December 2020. Available at: <https://www.comreg.ie/publication/multi-band-spectrum-award-a-report-prepared-by-plum-consulting-llp-updated-co-existence-modelling-of-rurtel-and-aeronautical-radar-with-wireless-broadband-wbb-in-the-2-3-and-2-6-ghz-bands> ; and
- ComReg Document No. 20/122s; *Multi Band Spectrum Award - Updated Versions of Non-confidential Submissions to Document 19/124, 20/32 and 20/56*, published 18 December 2020. Available at: <https://www.comreg.ie/publication/multi-band-spectrum-award-updated-versions-of-non-confidential-submissions-to-document-19-124-20-32-and-20-56> .

² Under High Court Record Number 2021/9 MCA.