



## Notice to Manx Telecom 11 September 2020

**The Communications Commission (the Commission) is today issuing notice to Manx Telecom, that it requires Manx Telecom to publish a version of its 2019 separated accounts, in a format agreed with the Commission, by 31 December 2020**

### Background

In November 2019 the Commission published Decision Notices 2019/01 – 2019/07 which reaffirmed that Manx Telecom (MT) is designated with Significant Market Power in the Wholesale Fixed Markets. Part of the Decision Notice (xxiv) requires Manx Telecom to produce separated accounts:

### Obligation of accounting separation

- xxii. *In accordance with Condition 43.2.7 of its Licence, MT is hereby directed to produce separated accounts. The format, timing and reporting requirements of these accounts will be subject to agreement with the Commission.*

Manx Telecom produces separated accounts annually. This notice is issued following agreement by Manx Telecom that it will publish the separated accounts by 31 December 2020.

Section (5)(6)(a) of the Telecommunications Act 1984 provides the basis for the Commission to include licence conditions requiring a person to comply with a direction:

- (6) Without prejudice to the generality of subsection (5)(a), conditions included by virtue of that paragraph in a licence granted under this section to a particular person may require that person –*
- (a) to comply with any direction given by the Council of Ministers or the Commission as to such matters as are specified in the licence or are of a description so specified;*

Section 43.2.7 of the Manx Telecom licence under the Telecommunications Act 1984 provides the basis for requiring separated accounts to be provided to the Commission:

*conditions requiring the Communications Provider to maintain a separation for accounting purposes between such different matters relating to Network Access to the Relevant Network as the Commission may from time to time direct, as well as conditions imposing requirements about the accounting methods to be used in maintaining the separation.*

Signed on behalf of the Communications Commission

Laura Balmer, Compliance and Enforcement Manager