

ACT
of 19 December 2007,
**amending the Act No 610/2003 Coll. on Electronic Communications and on
Amendments to Certain Acts, as amended**

The National Council of the Slovak Republic has passed the following Act:

Art. I

The Act No 610/2003 Coll. on Electronic Communications, as amended by the Act No 716/2004 Coll., by the Act No 69/2005 Coll., by the Act No 117/2006 Coll. and by the Act No 220/2007 Coll. is amended as follows:

1. In Section 4 Subsection 8 the following sentence is added: „The provision of networks, services, or networks and services in the area of electronic communications is business conducted under a special regulation.¹⁾“.

The footnote to reference Ib reads as follows: „^{1b)} Section 2 Subsection 2 Letter c) of the Commercial Code.“.

2. In Section 5 the Subsection 4 is omitted.

The existing Subsections 5 to 8 become Subsections 4 to 7.

3. In Section 6 Subsection 2 Letter c) reads as follows:

„c) provides for international relations on the field of electronic communications at the level of the European Union and international organisations.“.

4. In Section 11 Subsection 1 Letter d) the words „Sections 22, 23, 26 and 27“ are replaced by the words „Sections 22 to 24, 26, 27, 48 and 70“.

5. In Section 14 Subsection 1 the words „Undertaking intending“ are replaced by the words „Natural person or legal entity intending“.

6. Section 14 is completed by Subsection 4, that reads as follows:

„(4) The Office shall erase an undertaking from the register if the undertaking has been erased from the Commercial Register.“.

7. In Section 16 Subsection 1 new sentences are inserted behind the first sentence, that read as follows: „If the Office has determined a significant market power undertaking pursuant to Section 17, the period for the analysis of relevant markets starts from the effective date of the decision of the Office on the determination of a SMP undertaking. If the Office has not determined a SMP undertaking pursuant to Section 17, the period shall start from the day of completion of the market analysis.“.

8. In Section 18 Subsection 2 fourth sentence the words „or obligations imposed by the decision of the Office pursuant to Section 17 Subsection 1“ are inserted behind the word „Act“.

9. In Section 22 Subsection 3 the second sentence reads as follows: „The Office shall be entitled to request from a SMP undertaking the substantiation of prices and in justified cases to designate a price adjustment to it.“.

10. Section 24 is completed by Subsection 5, that reads as follows:

„(5) A SMP undertaking shall be obliged to prove at the request of the Office, that prices for services provided by it are determined pursuant to Subsection 4. The Office is authorised to request from a SMP undertaking the substantiation of the prices and in justified cases to designate a price adjustment to it.“.

11. In Section 27 Subsection 2 the word „impose“ is replaced by the words „impose by a decision“.

12. In Section 28 Subsection 7 the first sentence reads as follows: „Undertakings shall be obliged to submit the concluded contract on interconnection of networks and its amendments in written form to the Office within 45 days following its conclusion; the undertakings shall be obliged to submit the concluded contract on interconnection of networks in electronic form to the Office within the same period and within the scope of basic technical and economic conditions of interconnection.“.

13. In Section 31 Subsection 2 the words „or on the basis of an application of a person applying for the assignment of the harmonised European number for the purposes of the provision of harmonised services with social value“ are inserted behind the word „service“.

14. In Section 31 Subsection 4 Letter a) the word „undertaking“ is replaced by the word „applicant“.

15. In Section 31 Subsection 6 Letter (f) reads as follows:

„f) there is a justified request of the holder of the individual authorisation for the use of the numbers.“.

16. In Section 31 Subsection 7 the words „undertaking authorised to use of numbers“ are replaced by the words „holder of individual authorisation for the use of numbers“ and the word „undertaking“ is replaced by the words „holder of the authorisation for the use of numbers“.

17. In Section 31 Subsection 8 the words „undertaking authorised to use of numbers“ are replaced by the words „holder of the individual authorisation for the use of numbers“.

18. In Section 31 Subsection 9 Letter a) the words „undertaking providing public networks, public services or public networks and public services“ are replaced by the words „holder of the individual authorisation for the use of numbers“.

19. In Section 31 Subsection 10 Letter b) the word „undertaking“ is replaced by the words „holder of the individual authorisation for the use of numbers“.

20. In Section 31 Subsection 11 the word „undertaking“ is replaced by the word „applicant“ and the full point in the end is replaced by a comma and words: „in case of a number assigned to a participant.“.

21. In Section 31 Subsection 12 the words „undertaking to which numbers were assigned“ are replaced by the words „holder of the individual authorisation for the use of numbers“.

22. In Section 32 Subsection 2 the word „use“ is replaced by the word „utilisation“ and the following sentence is added: „International agreements related to the use of frequencies remain unaffected.“.

23. In Section §32 Subsection 15 reads as follows:

„(15) The Commission shall exclude from the competitive selection procedure a participant whose application does not meet the criteria stated in the *call*. The Commission shall determine the order of participants in the competitive selection procedure, and it shall elaborate a report on the process and outcome of the competitive selection procedure. Participants excluded from the competitive selection procedure and participants in the competitive selection procedure, who took places where no frequencies are assigned, shall be regarded as unsuccessful participants. The Office shall discontinue the procedure of handling applications of the unsuccessful participants in the competitive selection procedure with indication of reasons. The report on the process and outcome of the competitive selection procedure is a basis for the continuation of the procedure on assignment of frequencies to the successful participant in the competitive selection procedure.“.

24. In Section 32 Subsection 17 the word „successful“ is omitted.

25. In Section 32 the Subsection 19 is completed by Letter j), that reads as follows:

„j) conditions of the transfer of rights resulting from assignment of frequencies.“.

26. In Section 32 Subsection 26 the following sentence is added: „The application for temporary individual authorisation has to be delivered to the Office at least three working days before the required date of commencement of the use of the frequency.“.

27. In Section 33 Subsection 3 the following words are added: „and to the Ministry of Foreign Affairs of the Slovak Republic for the purposes of the temporary individual authorisation pursuant to Section 32 Subsection (26)“.

28. In Section 34 Subsection 1 the words „or it shall withdraw the assigned frequency“ are inserted in the introductory sentence behind the word „authorisation“ and the words „or in the determined territory“ are inserted in Letter a) behind the word „purpose“.

29. In Section 34 Subsection 2 Letter b) the comma in the end is replaced by a semicolon and the following words are added: „it does not apply if the undertaking has a legal successor.“.

30. In Section 42 Subsection 1 Letter c), first point, the words „pursuant to Section 50 Subsection (2) Letter a)“ are inserted behind the word „service“.

31. In Section 42 Subsection 3 Letter (d) reads as follows:

„d) upon the conclusion of the contract on interconnection to collect and verify data of all subscribers, if a telephone number was assigned with provision of service, including subscribers using prepaid services of the undertaking, and to keep records of these data within the scope of Section 55 Subsection 1 Letter b),“.

32. In Section 43 Subsection 4 Letter b) the following words are added: „but not later than within three months following the day when the undertaking pursuant to Section 42 Subsection 3 Letter e) was obliged to notify the substantial change of contractual conditions to the subscriber“,“.

33. In Section 50 Subsection 2 Letter a) the words „to meet all reasonable requirements for“ are inserted in the beginning.

34. In Section 50 Subsection 8 the words „publically accessible“ are inserted behind the words „issued“ and „provided“, the word „list“ is replaced by the words „selected data“ and new second sentence is inserted behind the first sentence, reading as follows: „Selected data on subscribers are the name and surname or business name and telephone number, and in case of subscribers to the public telephone service provided on a fixed point of connection also data on the address, registered seat or place of business.“.

35. In Section 53 Subsection 2 the second sentence reads as follows: „The Office shall be entitled to verify the supporting documents for the calculation of net costs and verify and check the accounting books and records, either

by itself or by means of a competent independent person; the Office shall publish the outcome of the verification of the supporting documents.“.

36. In Section 53 Subsection 3 first sentence the following words are added: „and it shall decide on the amount of compensation of the loss“.

37. In Section 54 Subsection 3 the second sentence reads as follows: „For this purpose, the Office shall be entitled to inspect the accounting books and records, either by itself or by means of a competent and independent person authorised by it, and if the turnover of the undertaking in the particular market is not available, it shall be entitled to make an estimation.“.

38. In Section 55 Subsection 1 reads as follows:

„(1) The rights and obligations related to the protection of personal data, that are not stipulated in this Act, are governed by a special regulation.^{24b)} The protection of privacy includes the subject of telecommunication privacy, which shall be related to:

a) content of conveyed information,

b) data of communicating parties, which includes business name and registered seat in case of a legal entity, or business name and place of business of an entrepreneur – natural person, or personal data of a natural person which includes name, surname, academic degree and address, and category of access to the network; data published in the directories of subscribers are not subject to telecommunication privacy,

c) traffic data,

d) location data.“.

The footnote to reference 24b reads as follows: „^{24b)} Act No 428/2002 Coll. on Protection of Personal Data, as amended.“.

39. In Section 55, new Subsection 3 is inserted behind Subsection 2, that reads as follows:

„(3) Other state authorities for the purposes of this Act shall be the armed forces, Police Corps and state authorities that fulfil the tasks in the area of the protection of the constitutional establishment, national order and security and state defence, within the scope determined by special regulations.^{24c)}“.

The footnote to reference 24c reads as follows: „^{24c)} Act of the National Council of the Slovak Republic No 46/1993 Coll. on Slovak Information Service, as amended.“.

Act of the National Council of the Slovak Republic No 198/1994 Coll. on Military Intelligence.
Act No 652/2004 Coll. on State Administration Authorities in the System of Customs and on Amendments to Certain Acts, as amended.“.

The existing Subsections 3 to 8 become Subsections 4 to 9.

40. In Section 55 Subsection 4 reads as follows:

„(4) The information subject to telecommunication privacy may be disclosed to the authority and the person to which it pertains, its authorised representatives or legal successors; on the conditions laid down by special regulations²⁵⁾ the information subject to telecommunication privacy shall be disclosed to other state authorities for the purposes of the fulfilment of their tasks^{24c)} and to law enforcement authorities for the purpose of inquiry, investigation and prosecution of criminal acts or unauthorised use of the telecommunications facilities.“.

The footnote to reference 25 reads as follows: „²⁵⁾ Act No 166/2003 Coll., Section 115 of the Code of Criminal Procedure.“.

41. In Section 55 Subsection 7 Letter b) reads as follows:

„b) to provide to a special department of the police, Slovak Information Service, Military Intelligence through the police, and to the authorised customs body for the purposes of the fulfilment of their tasks^{24c)} the access to data of a subscriber of its network within the following scope: telephone number, business name and seat in case of a legal entity, or business name and place of business in case of an entrepreneur – natural person, or personal data in case of a natural person, which includes name, surname, academic degree and address and category of access to the network; costs of transmission facilities for the purposes of the provision of this access up to the interface of the undertaking shall be borne by the state authority, to which the access was provided,“.

42. In Section 55 Letter c) is completed behind subparagraph 7, that reads as follows:

„c) to provide other required cooperation to courts, prosecutors, armed forces, Police Corps and other state administration authorities for the purposes of the fulfilment of their tasks^{24c)}, under conditions laid down by special regulations.²⁵⁾“.

43. In Section 55, new Subsection 8 is inserted behind Subsection 7, that reads as follows:

„(8) The employees of the undertaking shall be obliged to keep confidentiality with respect to the provision of information and data or other cooperation pursuant to Subsection 6 and Section 59a, Subsection 8. An employee may be exempted from this obligation of confidentiality only by the state authority, to which the information and data or other cooperation pursuant to the first sentence was provided. This provisions of a special regulation remain unaffected.^{25a)}“.

The footnote to reference 25a reads as follows: „^{25a)} Act No 215/2004 Coll. on Protection of Classified Information, as amended.“.

The existing subparagraphs 8 and 9 become subparagraphs 9 and 10.

44. In Section 55 Subsection 9, the full point in the end is replaced by a comma and the following words are added: „unless this Act provides otherwise.“.

45. In Section 55 Subsection 10 the words „and Section 59a Subsection 6 are added“.

46. Section 55 is completed by Subsection 11, that reads as follows:

„(11) Other state authority for the purposes of the fulfilment of its tasks in the area of the protection of constitutional establishment, internal order, national security and national defence is authorised to process and retain data of the subscribers received from the undertaking according to this Act.“.

47. In Section 56 Subsection 2, the words „or Section 59a Subsection 6“ are inserted behind the words „Section 13 Subsection 2 Letter j)“.

48. In Section 57 Subsection 2 Letter b) the comma and the words „reception and registration of payments“ are inserted behind the word „payments“.

49. In Section 57 Subsection 2 Letter e) the word „6“ is replaced by the word „7“ and the words „and data retention pursuant to Section 59a“ are added.

50. In Section 59 new Subsection 2, is inserted behind Subsection 1, that reads as follows:

„(2) Value added service means a service requiring the processing of traffic or location data other than traffic data also for other purposes or within other scope than transmission of communication or billing of this service.“.

The existing Subsections 2 to 9 become Subsections 3 to 10.

51. In Section 59 Subsection 5 reads as follows:

„(5) Only persons acting under the authorisation or proxy given by the undertaking, who manage the operation of a network, service, or network and service, billing and charging of the fee for services, answering the user's questions, including handling of complaints, detection of illegal acts, provision of cooperation to authorised state authorities, marketing of services or provision of a service with added value, shall be entitled to process traffic data pursuant to Subsections 1 to 4; the scope of this processing shall be limited to the indispensable minimum required for the purposes of this activity.“.

52. In Section 59 Subsection 6 the second sentence reads as follows: „The undertaking shall be entitled to process these data for the purposes of marketing of services or provision of value added services only with consent of the user.“ and in the end of the last sentence the following words are completed: „or for the purposes of provision of value added services“.

53. Section 59a is inserted behind Section 59, that reads as follows:

„Section 59a

(1) The identification of the user is a unique identification code, login name or other unique symbol, that is assigned to the subscriber upon signature of the contract on connection or to the end-user upon registration to Internet access services or Internet communication services.

(2) The identification of a cell (cell ID) is the identity of the radio facility of the mobile network, from which the call through the mobile terminal equipment was originated or terminated.

(3) The international mobile equipment identification (IMEI) is a unique identification of the mobile terminal equipment designated as a control technical measure for identification of products.

(4) Telephone service for the purposes of data retention pursuant to Subsections 6 to 8 means calls including telephone calls, voicemail, conference calls and data transmission, supplementary services including call forwarding, call transfer, messaging and multimedia services including short message services, enhanced media services (EMS) and multimedia services (MMS).

(5) The unsuccessful call attempt for the purposes of the data retention pursuant to Subsections 6 to 8 is a call that was successfully connected with the terminal equipment of the called party, but such call was not answered by the called user or his terminal equipment, or there has been a network management intervention in this call.

(6) The undertaking is obliged for the purposes of investigation, detection and prosecution of the crimes related to terrorism, unlawful business, organised criminal activity, leakage and endangering of classified matters and to crimes committed by dangerous grouping to retain traffic data, location data and data of the communicating parties from the date of completion of the communication during the period of

a) 6 months, in case of the internet access, internet e-mail and Internet telephony, and

b) 12 months in case of other types of communication.

(7) Data pursuant to Subsection 6 are retained by the undertaking within the scope, in which it generates or processes them in the framework of provision of a service or a network. The undertaking pursuant to Subsection 6 retains data related to unsuccessful call attempts that the undertaking generates or processes and retains in case of telephony data, or logges in case of internet data. Data relating unconnected calls are not to be retained. The list of data, that the undertaking is obliged to retain pursuant to this Subsection and Subsection 6, is indicated in Annex No 4.

(8) Data retained pursuant to Subsections 6 and 7 together with information related to these data and necessary for the identification of the subscriber, shall be provided by the undertakings at the written request and without undue delay to the law enforcement authorities, courts and other authorities of the

Slovak Republic, in accordance with special regulations²⁵}; the undertaking may retain data and information in the electronic form only.

(9) The undertaking keeps annual statistics of retained data, containing

- a) the number of cases, in which the required data were provided to authorised state authorities,
- b) the time elapsed from the date of data retention to the day when the authorised authorities applied for them, and
- c) the number of cases, when the application for data could not have been complied with.

(10) The statistics pursuant to Subsection 9 do not contain any personal data. The undertaking provides the statistics pursuant to Subsection 9 to the Ministry by 31 January of the following year. The Ministry sends the statistics to the European Commission.

(11) When retaining data pursuant to Subsection 6, in addition to the fulfilment of the obligation under Section 57 Subsection 1, the undertaking shall ensure that:

- a) retained data will have the same quality and be subject to the same treatment and protection as data processed or retained by the undertaking in the framework of the provision of networks or services,
- b) data will be subject to the appropriate technical measures and organisational measures for the protection of data against the accidental or unlawful destruction, accidental loss or modification, unauthorised or unlawful retention, processing, access or publication,
- c) data will be subject to appropriate technical measures and organisational measures ensuring that the data will be made accessible only to authorised persons acting on the basis of authorisation or proxy of the undertaking or to the authorised state authorities and their authorised or otherwise approved members or employees,
- d) in the end of the period determined for their retention the data will be liquidated, with the exception of data that were made accessible and secured.“.

54. In Section 61 Subsection 3 first sentence, the comma and words „with the exception of persons appointed or authorised pursuant to Section 59 Subsection 5“ are inserted behind the words „third parties“.

55. In Section 71 Subsection 1 first sentence the number „SKK 20 000 000“ is replaced by the words „10 % of turnover achieved for the previous reporting period, but not more than SKK 70 000 000“, and Letter b) is omitted.

The existing Letters c) to f) become Letters b) to e).

56. In Section 71 Subsection 2 first sentence the number „SKK 10 000 000“ is replaced by the words „10 % of turnover achieved for the previous reporting period, but not more than SKK 40 000 000“, and new Letter a) is inserted, reading as follows: „,a) failed to comply with the reasoned justified application for the access and interconnection (Sections 21 and 28), although the undertaking applying for the access or interconnection agreed with usual conditions of such access or interconnection,“.

The existing Letters a) to l) become Letters b) to m).

57. In Section 71 Subsection 2 Letter d) the text in bracket reads as follows: „Section 57 Subsection 1, Section 59a Subsection 11“.

58. In Section 71 Subsection 2 Letter g) the comma and the words „Section 24 Subsection 5“ are completed in the bracket behind the words „Subsection 3“.

59. In Section 71 Subsection 3 in the first sentence the number „SKK 3 000 000“ is replaced by the words „10 % of turnover achieved for the previous reporting period, but not more than SKK 7 000 000“.

60. In Section 71 Subsection 3 Letter c) the following words are added: „failed to offer the Euro-Tariff in accordance with a special regulation³⁰³) to the subscribers to whom it provides the service roaming,“.

The footnote to reference 30a reads as follows: „^{30a}) Article 4 of the Regulation of the European Parliament and the Council (EC) No 717/2007 of 27 June 2007 on roaming in public mobile telephone networks within the Community and on amendment of the Directive 2002/21/EC (OJ EU L 171, 29. 6. 2007).“.

61. In Section 71 Subsection 3 Letter f) the following words are completed at beginning: „failed to observe the rules for the use of numbers (Section 29 Subsection 3),“.

62. In Section 71 Subsection 3 Letter k) the words “or failed to implement the decision of the Office pursuant to Section 27 Subsection 3 or Section 48 Subsection 3,“ are added.

63. In Section 71 Subsection 3 is completed by Letter m), that reads as follows:

„,m) charged the average wholesale fee for provision of the roaming call in contradiction with a special regulation.³⁰¹“.

The footnote to reference 30b reads as follows: „^{30b}) Article 3 of the Regulation of the European Parliament and the Council (EC) No 717/2007 of 27 June 2007.“.

64. In Section 71 Subsection 4 the number „1 000 000“ is replaced by the number „3 000 000“.

65. In Section 71 Subsection 5 the number „500 000“ is replaced by the number „1 000 000“.

66. In Section 71 Subsection 5 Letter a) the words „or failed to provide the required cooperation to courts, prosecutor of other state authority [Section 55 Subsection 6 Letter b)]“ are replaced by the words „or failed to provide basic or detailed information about prices for the service roaming or provided such information in contradiction with conditions under a special regulation,³⁰⁰⁾“.

The footnote to reference 300c reads as follows: „^{300c)} Art. 6 of the Regulation of the European Parliament and the Council (EC) No 717/2007 of 27 June 2007.“.

67. In Section § 71 Subsection 5 Letter k) reads as follows:

„k) failed to provide access to information being subject to telecommunication privacy (Section 55 Subsection 4), failed to cooperate with the Police Corps and other law enforcement authorities in the detection of malicious calls and dissemination of threatening information and spreading of alarming news, or failed to provide other required cooperation to a court, prosecutor or other state authority for the purposes of the fulfilment of their tasks (Section 55 Subsection 7), failed to immediately provide requested data to an authority active in criminal proceedings or to other state authority (Section 59a Subsection 8),“.

68. Section 76c is inserted behind Section 76b, that reads as follows:

„§ 76c Transitional provision

The following words used in special regulations have the following meanings:

- a) „Telecommunication network“ means „electronic communication network“,
- b) „Telecommunication service“ means „electronic communication service“.

69. The Annex No 1 is completed by Subsection 6, that reads as follows:

„6. Directive 2006/24/EC of the European Parliament and the Council of 15 March 2006 on the retention of data generated or processed in connection with the provision of publicly available electronic communications services or of public communications networks and amending the Directive 2002/58/EC, OJ EC No L 105 of 13.4.2006.“.

70. The Annex No 4 is inserted behind the Annex No 3, that reads as follows:

„Annex No 4
to the Act No 610/2003 Coll.
on Electronic Communications

CATEGORIES OF RETAINED DATA

A. Data necessary to trace and identify the source of communication:

- 1. In case of fixed network telephony and mobile telephony
 - a) the calling telephone number,
 - b) the name, surname and address, or business name and seat or place of business of the subscriber or registered user,
- 2. In case of internet access, internet e-mail and internet telephony
 - a) the user identification allocated,
 - b) the user identification and telephone number allocated to any communication entering a public telephone network,
 - c) the name, surname and address, or business name and seat or place of business of the subscriber or registered user and address of internet protocol (IP), to whom it was assigned at the time of the communication, user identification or telephone number.

B. Data necessary to identify the destination of communication:

- 1. In case of fixed network telephony and mobile telephony
 - a) the number or numbers dialled (the telephone number or numbers called), and in cases where supplementary services such as call forwarding or call transfer are provided, the number or numbers to which the call is routed,
 - b) the name, surname and address, or business name and seat or place of business of the subscriber or registered user,
- 2. In case of internet e-mail and internet telephony
 - a) the user identification or telephone number of intended recipients of call,
 - b) the name, surname and address, or business name and seat or place of business of the subscriber or registered user, of the intended recipient of communication.

C. Data necessary to identify the date, time and duration of a communication:

- 1. In case of a fixed network telephony and mobile telephony: the date and time of the start and end of the communication;
- 2. In case of the internet access, internet e-mail and internet telephony
 - a) the date and time of the log-in and log-off of the internet access service in certain time zone together with the IP address whether dynamic or static allocated by the internet access

service provider to the communication, and user identification of the subscriber or registered user,

b) the date and time of log-in and log-off the internet e-mail services or Internet telephony service on a certain time zone.

D. Data necessary to identify the type of communication:

1. In case of the fixed network telephony and mobile telephony: the telephone service used,
2. In case of internet e-mail and internet telephony: the internet service used.

E. Data necessary to identify user's communication equipment or what purports to be their equipment:

1. In case of the fixed network telephony the calling and called numbers,
2. In case of the mobile telephony:
 - a) the calling and called number,
 - b) the international mobile subscriber identity (IMSI) of the calling party,
 - c) the international mobile equipment identity (IMEI) of the calling party,
 - d) the IMSI of the called party,
 - e) the IMEI of the called party,
 - f) in the case of prepaid anonymous services the date and time of the initial activation of the service and the location label, from which the service was activated,
3. In case of the internet access, internet e-mail and internet telephony
 - a) the calling telephone number for the „dial-up” access,
 - b) the digital subscriber line or other end point of the originator of the communication.

F. Data necessary to identify the location of the mobile communication equipment:

1. the location label at the start of the communication,
2. data identifying the geographical location of cells by reference to their location labels during the period for which communications data are retained “.

Art. II

Act No 220/2007 Coll. on Digital Broadcasting of Programme Services and on Provision of other Content Services Through Digital Transmission and on Amendments to Certain Acts (Digital Broadcasting Act) is amended as follows:

In Section 65 the words „31 December 2007“ are replaced by the words „day on which the provider of the multiplex granted pursuant to Section 68 starts to provide the terrestrial multiplex in the territory affected by the test operation, but not later than on the day, on which the provider of the multiplex granted pursuant to Section 68 is obliged under the respective terrestrial operating licence to start the provision of the terrestrial multiplex in the territory affected by the test operation“.

Art. III

Act No 308/2000 Coll. on Broadcasting and Retransmission and on Amendment to the Act No 195/2000 Coll. on Telecommunications, as amended by the Act No 147/2001 Coll., by the Act No 206/2002 Coll., by the Act No 289/2005 Coll., by the Act No 95/2006 Coll., by the Act No 121/2006 Coll., by the Act No 13/2007 Coll., by the Act No 220/2007 Coll. and by the Act No 343/2007 Coll., is amended as follows:

In Section 76a Subsection 2 the words „31 December 2007, following which they expire in this part“ are replaced by the words „day on which the provider of the multiplex granted under a special regulation⁵²⁾ will start to provide the terrestrial multiplex in the affected territory, but not later than on the day when the provider of the multiplex granted under a special regulation⁵²⁾ is obliged under the respective terrestrial operating licence to start the provision of the terrestrial multiplex in the affected territory; following this day the licences expire in this part“.

The footnote to reference 52 reads as follows: „⁵²⁾Section 68 of the Act No 220/2007 Coll.“.

Art. IV

This Act enters into force on the day of publication, with the exception of the provisions of Section 59a and Section 71 Subsection 2 Letter d) in the fifty-third and fifty-seventh subparagraphs of Article I, that enter into force on 1 April 2008.