

<b><i>Undergraduate Academic Studies</i></b>
<b>Course Title: TELECOMMUNICATIONS LAW</b>
<b>Lecturers:</b> prof. dr Mirko Vasiljević, prof. dr Nebojša Jovanović, prof. dr Mirjana Radović
<b>Status of the course:</b> elective
<b>Number of ESPB:</b> 2
<b>Condition:</b> /
<p><b>Aim of the course:</b></p> <ul style="list-style-type: none"> <li>- learning the basic sector specific rules regarding telecommunications</li> <li>- recognizing the reasons behind the adoption and implementation of sector specific rules</li> <li>- understanding the policy and the goals that drive telecommunications regulation in a certain direction</li> <li>- learning about possible means to achieve these goals</li> <li>- understanding the necessity and the benefits of establishing effective competition in the field of telecommunications</li> <li>- analyzing legal rules that are aimed at fostering competition</li> <li>- studying legal framework for electronic communications in the EU law and its comparison to the Serbian law</li> <li>- developing an awareness of the importance of telecommunications for the overall economy</li> <li>- underlining the need to implement in practice the knowledge gained at this course.</li> </ul>
<p><b>Learning outcome:</b> Students will gain knowledge and skills to interpret and critically analyse telecommunications legal rules. Special emphasis shall be put on analysis of the EU law of electronic communications. Regional rules on telecommunications will be dealt with in light of their harmonisation with domestic rules.</p>
<p><b>Outline of the course:</b> I INTRODUCTION</p> <p>II DEFINITION OF TELECOMMUNICATIONS LAW</p> <ul style="list-style-type: none"> <li>Telecommunications law as a branch of legal science</li> <li>Place in the legal system</li> <li>Principles of telecommunications law</li> <li>Basic legal terms</li> </ul> <p>III BASICS OF THE TECHNOLOGY OF TELECOMMUNICATIONS</p> <ul style="list-style-type: none"> <li>Telecommunications networks (meaning, types)</li> <li>Telecommunications services, terminal equipment and contents</li> </ul> <p>IV DEVELOPMENT OF TELECOMMUNICATIONS LAW</p> <ul style="list-style-type: none"> <li>Basic phases of development</li> <li>Development in the EU law</li> <li>Development in the Serbian law</li> <li>Development in the U.S.</li> <li>Development in other countries</li> </ul> <p>V SOURCES OF TELECOMMUNICATIONS LAW</p> <ul style="list-style-type: none"> <li>Sources of law in Serbia</li> <li>Sources of law in the EU</li> <li>Sources of law in other countries</li> </ul> <p>VI REGULATORY AUTHORITY FOR THE TELECOMMUNICATIONS SECTOR</p> <ul style="list-style-type: none"> <li>Meaning of the term and legal nature</li> <li>Types of regulatory authorities</li> <li>Establishment of the regulatory authority</li> <li>Structure</li> <li>Duties and responsibilities</li> <li>Characteristics</li> <li>Financing</li> <li>Procedure for adopting decisions</li> <li>Enforcing decisions</li> <li>Appealing against decisions</li> <li>Dispute resolution</li> </ul> <p>VII TELECOMMUNICATIONS SERVICE PROVIDERS</p> <ul style="list-style-type: none"> <li>Meaning of the term</li> <li>Types of operators (public – private, dominant – non dominant)</li> </ul>

Legal implications of classifications	
VIII AUTHORIZATIONS AND LICENCING OF OPERATORS	
Compulsory authorizations	
Types of authorizations	
Legal effects of giving an authorization	
Legal nature of authorizations	
Procedure for giving authorizations	
Contents of authorizations and amendments	
Suspension and withdrawal of authorizations	
IX NUMBERS, NAMES AND RADIO FREQUENCIES (AND RIGHTS OF WAY)	
Numerical harmonization	
Numbering plan	
Granting of radio frequencies and assignment of numbers	
Number portability	
Internet related questions	
X TELECOMMUNICATIONS SECTOR REGULATION AND COMPETITION	
Ex ante and ex post regulation	
Market definition	
Market analysis (determination of dominance)	
Market definition and analysis procedure	
Legal consequences of ineffective competition	
XI ACCESS AND INTERCONNECTION	
Meaning of the term access in a wider sense	
Development of specific sector regulation	
Specific obligations with regard to access	
Certain forms of access	
1. Interconnection	
2. Leased lines	
3. Collocation	
4. Roaming	
XII UNIVERSAL SERVICE	
Contents of universal service	
Development of universal service regulation	
Universal service obligations	
Funding universal service	
XIII REGULATORY INTERVENTION IN TARIFFS AND PRICES	
Legal grounds for regulatory intervention	
Different ways of limiting tariffs or prices	
Special rules regarding prices for interconnection, leased lines and collocation	
XIV CONSUMER PROTECTION	
Data protection	
Public availability of information	
XV INTERNATIONAL ASPECT OF TELECOMMUNICATIONS LAW	
Introduction	
International organizations of importance to telecommunications	
International Telecommunications Union (role, organization, significance, legal documents, etc.)	
World Trade Organization and GATS	
XVI CONCLUSION	

**Literature:**

Mandatory: Marković Mirjana, *Ugovor o međupovezivanju javnih telekomunikacionih mreža*, Pravni fakultet Univerziteta u Beogradu, 2008; Marković Mirjana, „Dominacija javnog telekomunikacionog operatora na relevantnom tržištu“, *Pravni život* br. 11/2005; Marković Mirjana, „Osnovni sistemi dozvola za obavljanje telekomunikacione delatnosti“, *Pravo i privreda* br. 5-8/2006; Marković Mirjana, „Asimetrično pravno uređenje telekomunikacionog sektora“, *Zbornik Pravnog fakulteta Univerziteta u Istočnom Sarajevu*, 2006. g., br. 2; Marković Mirjana, „Prenosivost telefonskog broja u telekomunikacionom pravu“, *Pravo i privreda* br. 5-8/2007; Optional: Koenig Christian, Loetz Sascha, Neumann Andreas, *Telekommunikationsrecht*, Heidelberg, 2004; Lloyd

Ian, Mellor David, *Telecommunications Law*, 2003; Lust Philipp, *Telekommunikationsrecht im Überblick, Auf Grundlage des TKG 2003*, Wien, 2004; Walden Ian, Angel John, *Telecommunications Law and Regulation*, 2009; Marković-Bajalović Dijana, „Liberalizacija telekomunikacija“, *Pravo i privreda* br. 5-8/2003

Number of classes				Other:
Lectures: 30	Practicing skills:	Other types of classes:	Studying research work:	

Методе извођења наставе: предавања

Grading (maximum number of points 100)			
Pre-exam obligations	points	Final exam	points
activity during lectures	20	written exam	
practical learning		oral exam	20
tests		.....	
papers	20		