

GOVERNMENT OF THE REPUBLIC OF LITHUANIA

RESOLUTION No. 1029

**ON THE APPROVAL OF THE REGULATIONS OF THE
COMMUNICATIONS REGULATORY AUTHORITY OF THE
REPUBLIC OF LITHUANIA**

19 August 2004
Vilnius

In accordance with Part 1 of Article 6 of the Republic of Lithuania Law on Electronic Communications (*Official Gazette* No. [69-2382](#), 2004), the Government of the Republic of Lithuania r e s o l v e s:

1. To approve the Regulations of the Communications Regulatory Authority of the Republic of Lithuania (attached).

2. To repeal the following:

2.1. Resolution No. 798 of the Government of the Republic of Lithuania of 10 July 2000 “On the Approval of the Regulations of the Communications Regulatory Authority and the Regulations of the Council of the Communications Regulatory Authority” (*Official Gazette* No. [57-1687](#), 2000):

2.2. Resolution No. 1619 of the Government of Republic of Lithuania of 21 December 2001 “On the Partial Amendment of Resolution No. 798 of the Government of the Republic of Lithuania of 10 July 2000 “On the Approval of the Regulations of the Communications Regulatory Authority and the Regulations of the Council of the Communications Regulatory Authority” (*Official Gazette* No. [108-3981](#), 2001);

2.3. Resolution No. 187 of the Government of the Republic of Lithuania of 7 February 2002 “On the Partial Amendment of Resolution No. 798 of the Government of the Republic of Lithuania of 10 July 2000 “On the Approval of the Regulations of the Communications Regulatory Authority and the Regulations of the Council of the Communications Regulatory Authority” (*Official Gazette* No. [15-580](#), 2002).

Prime Minister

Algirdas Brazauskas

Minister of Communications

Zigmantas Balčytis

APPROVED
by Resolution No. 1029 of the
Government of the Republic
of Lithuania
of 19 August 2004
(edition of the Resolution of
the Government of the
Republic of Lithuania No.
451, 22 May 2014)

**REGULATIONS
OF THE COMMUNICATIONS REGULATORY AUTHORITY OF
THE REPUBLIC OF LITHUANIA**

**CHAPTER I
GENERAL PROVISIONS**

1. The Communications Regulatory Authority of the Republic of Lithuania (hereinafter – the Authority) shall be an independent state institution regulating the activities of electronic communications and postal services provision, and performing the function of a supervisory institution of electronic signature which operates independently in accordance with the laws and these Regulations. The Authority shall be a national regulatory institution of the Republic of Lithuania within the meaning of the European Union legal acts regulating public relations pertaining the subject of the Law on Electronic Communications of the Republic of Lithuania (hereinafter – the Law on Electronic Communications) and the Postal Law of the Republic of Lithuania (hereinafter – the Postal Law).

2. In its activities the Authority shall follow the Constitution of the Republic of Lithuania, legal acts of the European Union, international treaties of the Republic of Lithuania, the Civil Code of the Republic of Lithuania, the Law on Electronic Communications, the Postal Law, the Law on Electronic Signature of the Republic of Lithuania (hereinafter – the Law on Electronic Signature), the Law on the Protection of Minors against the Detrimental Effect of Public Information of the Republic of Lithuania (hereinafter – the Law on the Protection of Minors against the Detrimental Effect of Public Information), the Law on Public Administration of the Republic of Lithuania, the Law on Budgetary Institutions of the Republic of Lithuania, other laws of the Republic of Lithuania and other legal acts adopted by the Seimas of the Republic of Lithuania, decrees issued by the President of the Republic of Lithuania, resolutions of the Government of the Republic of Lithuania (hereinafter – the Government), these Regulations and other legal acts.

3. The Authority shall be a public legal entity of limited liability (a budgetary institution), having its bank account, a seal with the state emblem and its name inscribed

therein. The Central Office of the Authority shall be located at 27A Algirdo Street, Vilnius, the Republic of Lithuania.

4. The Authority shall be financed from the state budget and from a separate budget of its own, comprised of revenues from services provided and work performed.

5. The owner of the Authority shall be the state. The ownership rights and duties of the Authority shall be performed by the Government. The Government shall approve and, in accordance with the procedures established by the laws, amend the Regulations of the Authority, make decisions regarding the change of the legal address and solve other questions within its competence covered by the laws.

6. The Authority shall have its internet website (www.rrt.lt) where it shall publish public statements and other information. In the cases provided for in legal acts, public statements shall also be published in other means of the mass media.

7. The definitions given in the Law on Electronic Communications, the Postal Law and the Law on Electronic Signature shall apply, where relevant, to these Regulations.

CHAPTER II OBJECTIVES AND FUNCTIONS OF THE AUTHORITY

8. Major objectives of the Authority shall be as follows:

8.1. to ensure the conditions necessary for effective competition on the electronic communications markets, firstly, by transmitting the content of information by electronic communications networks, to ensure that no undertakings providing electronic communications networks and/or services are discriminated and to encourage the development and expansion of the infrastructure of electronic communications;

8.2. to ensure the protection of the rights and legitimate interests of the users of electronic communications services, including the disabled, the elderly and users of special social needs (natural persons who, due to their age, disability and social problems, partially or completely lack, have not acquired or have lost the abilities or possibilities to independently take care of their personal lives and participate in social activities), in particular to ensure simple and affordable dispute settlement procedures, to promote the transparency of the conditions for the provision of public electronic communications services and their tariffs and, within the scope of its competence, to ensure the possibility to use universal service and to ensure to the service end-users the access to the selected information and to disseminate it according to the procedure laid down in legal acts, as well as to ensure the possibility to access the selected software and services;

8.3. to promote effective long-term investments and innovation implementation, as well as the development of electronic communications;

8.4. to ensure an effective use of electronic communications resources, as well as sufficient national telephone numbering resources necessary for the provision of public electronic communications services so that numbering plans and procedures are applied in the manner that gives equal treatment to all providers of public electronic communications

services, in particular to ensure that undertakings allocated a range of numbers do not discriminate against other providers of electronic communications services as regards the numbering sequences used to give access to their services;

8.5. to ensure, within the scope of its competence, the compliance of the equipment and devices used in the Republic of Lithuania with the mandatory requirements in force in the Republic of Lithuania, and to ensure electromagnetic compatibility of equipment and devices;

8.6. to promote, within the scope of its competence, the development of the internal market of the European Union and harmonized regulation of electronic communications and postal services within the European Union;

8.7. to co-operate with competent authorities including the State Data Protection Inspectorate to safeguard the inviolability of an individual's private life with regard to personal data processing;

8.8. to ensure that the operators and providers of electronic communications services fulfil their obligations that may be imposed on them in the interest of national defence, national security, and maintenance of public order, as well as in cases of extraordinary circumstances;

8.9. to ensure that providers of public communications networks and public electronic communications services implement appropriate technical and organizational measures to safeguard security and integrity of their public communications networks and/or public electronic communications services;

8.10. to encourage the use of electronic signature and the confidence of the users of electronic signature in the services of certification service providers, to seek the compatibility of electronic signature equipment in Lithuania and on international level, to seek the international acknowledgement of the service providers accredited in Lithuania, and to ensure efficient supervision of the providers of certification services;

8.11. to ensure conditions necessary for fair competition in the field of postal service provision, to ensure, within the scope of its competence, the availability of universal postal service to all customers, to enable the customers and postal service providers to protect their rights and legitimate interests by dispute settlement procedures;

8.12. to ensure, within the scope of its competence, the supervision of dissemination of information which is not to be published and restricted public information in the public domain computer networks.

9. For the purposes of implementation of the activity objective established in Point 8.1 of these Regulations, the Authority shall:

9.1. draft and approve market analysis rules and carry out market analysis;

9.2. adopt legal acts establishing the terms and conditions for fulfilling the obligations imposed on undertakings having significant market power;

9.3. draft and approve the rules for installing and using electronic communications infrastructure, draft and approve the methods for marking the protected zones of electronic

communications infrastructure of public communications networks, draft and approve the procedure of works in such zones;

9.4. draft and approve general terms and conditions under which undertakings shall have the right to engage in electronic communications activities, draft and approve a list of types of electronic communications activities that an undertaking must notify the Authority of if it seeks to engage in any of these activities;

9.5. draft and approve the rules for dispute settlement between undertakings providing electronic communications networks and/or services and settle the disputes within the scope of its competence.

10. For the purposes of implementation of the activity objective established in Point 8.2 of these Regulations, the Authority shall:

10.1. draft and approve the rules of dispute settlement between the end users of the services and the providers of electronic communications services and settle the disputes within the scope of its competence;

10.2. draft and approve the rules for the provision of the universal service, impose obligations on undertakings not appointed to provide universal service to ensure proper provision of the universal service;

10.3. draft and submit to the Government the proposals concerning the establishment of the tariff ceilings for the universal electronic communications services;

10.4. draft and submit to the Government for its approval the rules for the compensation of losses of service provision;

10.5. establish terms and conditions of the tender for an auditor or an auditing institution that is going to carry out an audit to establish whether the undertaking obligated to provide universal electronic communications services fulfils the obligations imposed on it;

10.6. establish, for the providers of public networks and/or public electronic communications services, terms and conditions of ensuring the subscriber's right to retain the subscriber number when changing the provider of telephone services or the place and method of the provision of services;

10.7. establish the minimum quality requirements for the providers of public networks and/or public electronic communications services;

10.8. impose on undertakings that control the possibilities of the end users' access to directory enquiry information objective, unbiased, non-discriminative and transparent obligations to the extent that it relates to the provision of possibilities to use directory inquiry information services;

10.9. draft and approve the rules for the provision of directory enquiry information services;

10.10. draft and approve the procedure, terms and conditions of ensuring the possibility to use free of charge services of emergency institutions;

10.11. establish the requirements as regards ensuring the possibility for the disabled end users to use electronic communications services;

10.12. draft and approve the rules for the provision of electronic communication services.

11. For the purposes of implementation of the activity objective established in Point 8.3 of these Regulations, the Authority shall:

11.1. draft and submit to the Government or its authorized institution proposals regarding the policy of the electronic communications activities;

11.2. approve, within the scope of its competence, legal acts promoting the supply of new services to the electronic communications service users, the development of public communications networks and the use of new technologies;

12. For the purposes of implementation of the activity objective established in Point 8.4 of these Regulations, the Authority shall:

12.1. manage electronic communications resources following the legal procedure, terms and conditions established by the Law on Electronic Communications;

12.2. perform the international coordination of radio frequencies (channels) and orbit resources and implement international protection of radio communication stations (radio frequencies) and orbit resources;

12.3. draft and approve the national numbering plan of telephone communication, the procedure, terms and conditions for the implementation thereof;

12.4. draft and approve the national radio frequency allocation table, radio communication development plans; in cooperation with the Lithuanian Radio and Television Commission, draft and approve the plan for assigning radio frequencies to broadcast and transmit radio and television programmes;

12.5. draft and approve the procedure for granting the right to engage in the radio amateur activities and any other activity of radio station users, as well as the terms and conditions for this activity, and the procedure, terms and conditions for issuing authorizations to the radio amateurs and other radio station users;

12.6. supervise the observance of the requirements established by the legal acts regulating the radio communications and perform radio monitoring;

12.7. establish the procedure for eliminating radio interference or reducing its level;

12.8. be in charge of the supervision of the implementation of the provisions established in the Commission Regulation (EC) No. 874/2004 of 28 April 2004 laying down public policy rules concerning the implementation and functions of the .eu Top Level Domain and the principles governing registration (OJ 2004 special issue, chapter 13, volume 34, p. 825), with last amendments made on 26 June 2009 by the Regulation of the Commission (EC) No. 560/2009 (OJ 2009, J 166, p. 3)

13. For the purposes of implementation of the activity objective established in Point 8.5 of these Regulations, the Authority shall:

13.1. draft and approve technical regulations for radio communication equipment and telecommunications terminal equipment;

13.2. draft and approve technical regulations for electromagnetic compatibility;

13.3. draft and approve the requirements for equipment and devices, the terms and conditions of their use, in the cases set by legal acts, issue authorizations to use equipment and devices, to import and use radio monitoring and radio suppression equipment;

14. For the purposes of implementation of the activity objective established in Point 8.6 of these Regulations, the Authority shall:

14.1. cooperate with the institutions of the European Union, the Member States and their institutions in accordance with the legal acts of the European Union and mutual agreements, as well as cooperate with the institutions regulating electronic communications activities and the institutions regulating postal activities of foreign countries;

14.2. within the scope of its competence, take part in the activities of international organizations and institutions, committees and groups of the European Union, as well as in the activities of the institutions regulating electronic communications in Europe; where appropriate, appoint experts to take part in the activities of relevant committees and groups;

14.3. undertake obligations subject to the powers conferred upon, in accordance with the procedure established by legal acts, except for the cases where an international treaty concluded by the Republic of Lithuania or the European Union law provides for the delegation of functions falling within the scope of the competence of the Authority to a telecommunications (electronic communications) administration of the Republic of Lithuania or a national telecommunications (electronic communications) regulatory authority. In this case, the Authority shall perform relevant functions and undertake related obligations in conformity with the provisions of a given treaty or the European Union law and need not receive any additional powers or carry out other procedures subject to the relevant provisions of the Law on Treaties of the Republic of Lithuania;

14.4. adopt, within the scope of its competence, legal acts obligating to comply with the international, European and Lithuania standards, specifications and/or recommendations as relates to the provision of electronic communications networks, services, as well as associated facilities and services including the broadcasting of radio and/or television programmes, technical interfaces and/or network functioning, and the interoperability of terminal equipment, including radio and television programme reception equipment. The Authority, while adopting decisions on the standardization of international, European Union and other regional organizations, as well as on binding nature of national standards, shall consult the interested persons;

14.5. be in charge of the supervision of the execution of the provisions of the European Union legal acts that are directly applied and that regulate the subject matter of the Law on Electronic Communications, the Postal Law, the Law on Electronic Signature, the Law on the Protection of Minors against the Detrimental Effect of Public Information, except where such supervision falls within the scope of competence of other state institutions.

15. For the purposes of implementation of the activity objective established in Point 8.7 of these Regulations, the Authority shall collaborate with the state institutions and

authorities of the Republic of Lithuania in accordance with the procedure established by the Law on Electronic Communications.

16. For the purposes of implementation of the activity objective established in Point 8.8 of these Regulations, the Authority shall establish the procedure, terms and conditions of the implementation of obligations established in Parts 4 and 5 of Article 78 of the Law on Electronic Communications,.

17. For the purposes of implementation of the activity objective established in Point 8.9 of these Regulations, the Authority shall:

17.1. implement the activities of the national division of Computer Emergency Response Team (CERT);

17.2. establish technical and organizational requirements for the assurance of safety and integrity of public communications networks and public electronic services;

17.3. take part in the activities of the European Network and Information Security Agency established on the basis of Regulation (EC) No. 460/2004 of the European Parliament and the Council of 10 March 2004 establishing the European Network and Information Security Agency (Text with EEA relevance); carry out functions specified in Points (b) and (c) of Article 3, Point (c) of Part 2 of Article 10 of this Regulation and other functions relating to the implementation of this Regulation and shall be a competent institution in accordance with relevant provisions of this Regulation;

17.4. collect information about communications given by public communications networks and/or public electronic communications services providers and the actions performed to the extent it is related to the security or integrity breaches of a public communications network or part of it, as well as public electronic communications services that had a significant impact on the operation of networks or service provision; every year provide summarised information to the European Commission and the European Network and Information Security Agency;

17.5. cooperate with the foreign state institutions investigating security incidents, Computer Emergency Response Teams CERT and act as a contact division of Computer Emergency Response Team CERT in the Republic of Lithuania.

18. For the purposes of implementation of activity objective established in Point 8.10 of these Regulations, the Authority shall:

18.1. draft the requirements for the equipment of electronic signature;

18.2. draft the requirements for the certification service providers issuing qualified certificates;

18.3. establish the requirements for the procedure of verification of electronic signature;

18.4. draft and approve the requirements and accreditation procedure for voluntary accreditation of the providers of certification services;

18.5. accredit the certification service providers;

18.6. draft the procedure of registering the certification service providers issuing

qualified certificates, register them and publish their list on the Authority's website;

18.7. supervise the processing of information collected by the certification service providers as relates to the issuance of qualified certificates and requests of signature users;

18.8. at the request of certification service providers issuing qualified certificates, cancel their registration;

18.9. draft and approve the procedure for providing secondary certification services;

18.10. cooperate with the foreign institutions supervising electronic signatures, exchange information, collect and publish it;

18.11. not later than the 1st of April draft annual reports on the implementation of the Law on Electronic Signature and submit them to the Government and the Seimas of the Republic of Lithuania.

19. For the purposes of implementation of the activity objective established in Point 8.11 of these Regulations, the Authority shall:

19.1. take part in drafting the procedure for obligating the universal postal service provider;

19.2. approve tariff ceilings for the universal postal service according to the weight steps of postal items;

19.3. draft and submit to the Government for approval the rules on the compensation for loss-making universal postal service, including criteria for determining unreasonably heavy financial burden;

19.4. draft and approve the rules for the provision of postal services and supervise the implementation of the requirements thereof;

19.5. draft and submit to the Ministry of Transport and Communications of the Republic of Lithuania (hereinafter – the Ministry of Transport and Communications) for approval the proposals as regards characteristics of the public postal network of the universal postal service provider;

19.6. draft and submit to the Ministry of Transport and Communications for approval the rules on the provision of universal postal service;

19.7. supervise how the universal postal service provider complies with the characteristics of the postal network of the universal postal service provider established by the Ministry of Transport and Communications and the quality requirements of the universal postal service;

19.8. supervise how the universal postal service provider organizes the quality check of the universal postal service and publish the results of such check on an annual basis;

19.9. establish basic cost accounting principles, the requirements applicable to the cost accounting system, as well as other requirements related to the cost accounting system for the provider of universal postal service;

19.10. draft and approve the rules for settling disputes of the users and the postal service providers and settle the disputes between the users and the postal service providers;

19.11. draft and approve the rules for settling disputes of the postal service providers

and resolve the disputes between the postal service providers;

19.12. supervise the compliance of the tariffs of the universal postal service;

19.13. draft and approve the rules for the calculation of losses incurred by universal postal service;

19.14. submit proposals to the Ministry of Transport and Communications regarding the mandatory application of the Lithuanian standards and other publications, international and European specifications and/or recommendations related to the postal service provision;

19.15. At the request of the European Commission, provide information within the scope of its competence.

20. For the purposes of implementation of the activity objective established in Point 8.12 of these Regulations, the Authority shall:

20.1. sanction the installation and operation of filtering tools on harmful or offensive internet content having a detrimental effect on minors;

20.2. draft and submit to the Government for approval the procedure of usage of compulsory filtering tools in the places of public internet access;

20.3. supervise how the provisions of Part 3 of Article 7 of the Law on the Protection of Minors against the Detrimental Effect of Public Information are implemented;

20.4. store, process and analyse the information about the violations of the Procedure of the Control of the Information not to be Published on Public Computer Networks and Dissemination of Restricted Public Information, approved by Resolution No. 290 of 5 March 2003 by the Government “On Approving of the Procedure of the Control of the Information not to be Published on Public Computer Networks and Dissemination of Restricted Public Information”;

20.5. organize meetings of network service providers and users of public computer networks with the purpose of establishing their associations and preparing ethical codes of network service providers;

20.6. organize testing works of filtering tools, publish recommendations on their suitability for use;

20.7. develop, together with the Ministry of Internal Affairs of the Republic of Lithuania, international collaboration to prevent dissemination of information which is not to be published and prevent dissemination of restricted information via public computer networks, participate in relevant international programmes and projects;

20.8. if necessary, submit report to the Government concerning the compliance of the Procedure for the Control of Information not to be Published on Public Computer Networks and Dissemination of Restricted Public Information, as well as proposals amending or supplementing legal acts related to the dissemination of information in public computer networks;

20.9. supervise, within the scope of its competence, the compliance of the provisions of the Procedure for Marking and Dissemination of Public Information having a Detrimental Effect on Minors, approved by the Resolution No 1121 of 21 July 2010 “On Approving of

the Procedure for Marking and Dissemination of Public Information having a Detrimental Effect on Minors” .

21. The Authority shall also perform the following functions:

21.1. following the procedure established by the Government, collect and store information about the nature of technical data on electronic communications recorded and stored by the undertakings providing electronic communications networks and/or services;

21.2. establish and approve the rules for the procedure, terms and conditions of consultations concerning the drafting of legal acts by the Authority;

21.3. establish and approve the scope, terms and conditions of publishing the information relating to the implementation of the Law on Electronic Communications, the Postal Law, the Law on Electronic Signature, the Law on the Protection of Minors against the Detrimental Effect of Public Information, taking into consideration legal normative acts regulating the protection of confidential information including state, business or commercial secrets or private information of a natural person, publish this information and, in the procedure prescribed by laws, provide the available information to other state and/or municipal institutions at their request;

21.4. establish and approve the rules for publishing information necessary to develop an open and competitive market, including the scope of information to be provided, publish this information.

21.5. establish, taking into consideration the proposals from the Emergency Response Centre, the criteria for accuracy and trustworthiness of the location of the calling person;

21.6. analyse and examine, within the scope of its competence, violations of the Law on Electronic Communications, the Postal Law, the Law on Electronic Signature and the Law on the Protection of Minors against the Detrimental Effect of Public Information; in accordance with the cases, procedures and conditions established by legal acts, impose sanctions on violators; draft and approve the rules for procedure of the imposition of economic sanctions;

21.7. following the provisions of Chapter IV of the Law on Public Administration of the Republic of Lithuania, provide consultations and methodological support to the supervised undertakings, within the scope of its competence;

21.8. draft and submit to the Government for approval the draft rules for the compensation of loss-making delivery service of periodicals to subscribers in rural residential areas;

21.9. supervise the compliance of the tariffs of the service of delivery to subscribers in rural residential areas;

21.10. ensure that operators and electronic communications service providers fulfil obligations as relates to the supervision and monitoring of the electronic communications traffic, in the interests of state defence, national security and maintenance of public order as well as in cases of extraordinary circumstances as it is established by the Law on Electronic Communications;

21.11. acquire, possess, maintain and update the equipment used for the purposes set in Parts 1 and/or 4 of Article 77 of the Law on Electronic Communications in the manner established together with the institution authorized by the Government, i.e., the criminal intelligence institution;

21.12. supervise and implement the provisions established by the Law on Electronic Communications, the Postal Law, the Law on Electronic Signature and the Law on the Protection of Minors against the Detrimental Effect of Public Information and their implementing legal acts, except for those provisions of the mentioned laws and other legal acts whose supervision and implementation fall within the scope of competence of other state institutions;

21.13. perform other functions provided for by the laws and other legal acts of the Republic of Lithuania.

III. RIGHTS OF THE AUTHORITY

22. The Authority, when implementing its objectives and performing functions within the scope of its competence, shall have the right:

22.1. to undertake purposeful, transparent, proportionate and non-discriminatory actions and/or measures to ensure the implementation of the provisions of the Law on Electronic Communications, the Postal Law, the Law on Electronic Signature, the Law on the Protection of Minors against the Detrimental Effect of Public Information as well as their implementing provisions;

22.2. to receive all information, including financial information, necessary to perform the tasks and carry out functions, from state institutions and authorities, including other Member States of the European Union, and local institutions and authorities, institutions of the European Union, providers of electronic communications networks and services, providers and consumers of postal services, users of radio frequencies (channels), telephone communication numbers and other electronic communications resources, providers of certification services as well as from other individuals; the Authority shall ensure the protection of confidential information in accordance with the procedure established by the legal acts;

22.3. to request services of the representatives and specialists from other state and municipal institutions, organizations (upon coordination with their authorities) to examine the problems being resolved, to establish commissions, working groups in order to draw up drafts of legal acts;

22.4. to organize meetings, conferences and other events;

22.5. to set up advisory commissions and approve their rules of procedure;

22.6. to conclude agreements, undertake obligations, have other civil rights and duties, provided that this is not in contradiction with the laws of the Republic of Lithuania.

23. The Authority shall have other rights granted to it by the laws and other legal

acts.

CHAPTER IV WORK ORGANISATION OF THE AUTHORITY

24. The work of the Authority shall be organized following the strategic work plan approved and published by the Director of the Authority and prepared according to the Methods for Strategic Planning approved by Resolution No. 827 of 6 June 2002 of the Government “On the Approval of Methods for Strategic Planning”. The evaluation of implementation of the strategic activity plan shall be performed by an internal audit service appointed by the Government. The strategic plan of the Authority shall be published on the Authority’s website.

25. Rules of procedure of the Authority and its structural divisions shall be regulated by these Regulations, Rules of Procedure and regulations of structural divisions approved by the Director of the Authority, as well as by job descriptions of public servants and employees working under employment contracts.

26. The Authority shall be headed by the Director. The Director shall be appointed for a term of five years by the President of the Republic of Lithuania on the proposal from the Prime Minister.

27. The Director of the Authority shall resolve all the issues within the scope of the competence of the Authority. In cases provided for by the Law on Electronic Communications, the Director of the Authority must coordinate the decisions being adopted with the Council of the Authority.

28. The Director of the Authority shall:

28.1. organize the operation of the Authority in such way that the implementation of the objectives of the Authority and performance of the established functions is ensured;

28.2. represent and/or authorize another person to represent the Authority in the Republic of Lithuania and abroad;

28.3. approve, upon coordination with the Council of the Authority, the structure of the Authority, the regulations of its structural divisions;

28.4. approve the list of positions and job descriptions of public servants and employees working under employment contracts;

28.5. in accordance with the procedure established by the laws, employ and dismiss public servants and employees working under the employment contract of the Authority, provide incentives, impose disciplinary sanctions and grant allowances to them according to the procedure and terms established in the Law on Public Service of the Republic of Lithuania and the Labour Code of the Republic of Lithuania;

28.6. approve strategic action plans of the Authority;

28.7. upon coordination with the Council of the Authority, approve the annual estimate of the budget programme of the Authority;

28.8. sign the resolutions adopted by the Council of the Authority;

28.9. issue orders and supervise their implementation;

28.10. ensure compliance of the activities of the Authority with the laws, these Regulations and other legal acts;

28.11. at least once a year, by 31 March, present to the Council and, by 1 May, to the Seimas and the Government a written report on the activities of the Authority and a set of financial reports of the previous calendar year and publish them publicly;

28.12. ensure that consolidated statements and statistical reports submitted in accordance with the Law on the Accountability of the Public Sector of the Republic of Lithuania are correct;

28.13. ensure rational and economic use of the Authority's funds, efficient development, operation and improvement of the internal control system;

28.14. exercise other powers conferred upon him by laws and other legal acts of the Republic of Lithuania.

29. Remuneration of the Director of the Authority shall be established in the Law on Remuneration of Politicians and State Officials of the Republic of Lithuania. The Labor Code shall be applicable to the Director of the Authority to the extent that his status is not regulated by the laws of the Republic of Lithuania indicated in Point 2 of these Regulations. At the end of each year, the Director of the Authority shall be paid a one-off bonus not exceeding his basic salary for working overtime, on days off and days of public holiday. Its amount shall directly depend on the length of the said work recorded in the work time-sheet of the Authority, in accordance with legal acts, not exceeding the funds allocated to the Authority for the payment of salaries. If these funds are insufficient, or if the length of service of the Director in the Authority is shorter than his term of office, the bonus shall be calculated in proportion to the funds allocated for the payment of salaries or to the length of service of that year.

The Council of the Authority shall allocate one-off bonuses to the Director of the Authority. The Director of the Authority shall not participate in the consideration by the Council of the Authority as regards granting bonuses to the Director of the Authority.

30. The Director of the Authority shall have the right to have deputy directors who shall be employed and dismissed from the office by the Director of the Authority in accordance with the Law on Public Service of the Republic of Lithuania. In the event of the absence of the Director, he shall be temporarily substituted by one of the deputy directors appointed by the Director of the Authority. Deputy directors of the Authority are directly subordinate and accountable to the Director of the Authority.

31. Deputy directors shall:

31.1. be responsible for organization and coordination of the implementation of laws of the Republic of Lithuania, resolutions of the Government and other legal acts, in the administrative areas approved by the Director of the Authority;

31.2. assist the Director of the Authority in establishing and implementing the strategic goals of the Authority;

31.3. coordinate and control the operation of structural divisions in the administrative areas assigned to them by the Director of the Authority;

31.4. perform other functions assigned by the Director of the Authority and established by the legal acts.

32. The Council of the Authority shall be a collegiate body of the Authority consisting of 7 members. The Director of the Authority shall be the Chair of the Council of the Authority. The Council of the Authority shall be appointed for a term of five years by the President of the Republic on the proposal from the Prime Minister. The members of the Council of the Authority shall elect a Vice-chair of the Council of the Authority. The members of the Council of the Authority shall not be remunerated for their work. The procedure of work of the Council of the Authority, organization of sittings, the rules for holding the meetings and adopting resolutions shall be established by its rules of procedure approved by the Council of the Authority. The technical servicing of the Council of the Authority shall be provided by the Authority from its funds.

33. The Council of the Authority shall:

33.1. consider radio communication development plans;

33.2. coordinate the rates of charges for the services provided and the work performed by the Authority and the procedure of payment thereof;

33.3. coordinate the annual estimate of the budget program of the Authority;

33.4. coordinate the structure of the Authority, the regulations of its structural divisions;

33.5. coordinate the rules for market analysis;

33.6. coordinate legal acts specified in Articles 29 and 34 of the Law on Electronic Communications;

33.7. coordinate the rules for publishing information necessary to develop the open and competitive market, including the scope of information to be published;

33.8. coordinate the procedure whereby the Authority shall publish information relating to the implementation of the Law on Electronic Communications, as well as the scope and the terms and conditions for publishing this information;

33.9. coordinate the rules of consultations provided for in Article 11(4) of the Law on Electronic Communications;

33.10. coordinate the rules for settlement of disputes between undertakings as well as the rules for mediation and/or conciliation procedures;

33.11. coordinate the rules for settlement of disputes between the end users and the providers of electronic communications services;

33.12. approve the rules of procedure of the Council of the Authority and coordinate the internal rules of procedure of the Authority;

33.13. hear the report on the activities of the Authority for the previous calendar year provided by the Director of the Authority;

33.14. consider the draft strategic plans of the activities of the Authority;

33.15. consider and submit proposals to the Director of the Authority relating to the imposition of economic sanctions on undertakings that fail to comply with the requirements of the Law on Electronic Communications and the Postal Law;

33.16. consider the draft legal acts drawn up by the Authority and provide proposals to the Authority concerning their adoption, amendment and supplement;

33.17. analyse the activities of the Authority;

33.18. in cases established by the Law on Electronic Communications, approve other legal acts.

34. The President of the Republic of Lithuania on the proposal from the Prime Minister shall dismiss the Director of the Authority and/or members of the Council of the Authority in accordance with the procedure established by the laws in the following cases:

34.1. at the request of the Director of the Authority and/or a member of the Council of the Authority;

34.2. on expiry of the term of office;

34.3. for health reasons;

34.4. on reaching the retirement age;

34.5. on election to another position or on transfer to another job with the consent of the Director and/or a Council member;

34.6. upon the entry into force of a judgment of conviction;

34.7. if he or she discredits the status of the Director of the Authority and/or a member of the Council of the Authority;

34.8. if a member of the Council of the Authority discontinues to hold his position in an institution where he performed such duties at the time of his appointment.

CHAPTER V CONTROL OF THE INTERNAL ADMINISTRATION OF THE AUTHORITY

35. The state audit (financial and operational) shall be carried out by the State Control of the Republic of Lithuania, the internal audit shall be carried out by the internal audit service of the ministry appointed by the Government in accordance with the procedure established by legal acts.

36. The financial control of the Authority shall be carried out by public servants or employees working under employment contracts appointed by the Director of the Authority.

37. The control of the implementation of the strategic plan of the Authority shall be carried out by the Director of the Authority.

CHAPTER VI FINAL PROVISIONS

38. The Authority shall be reorganized, restructured or liquidated in accordance with the procedure established by legal acts.

Modifications:

1.

Government of the Republic of Lithuania, Resolution

No. [678](#), 9 July 2008, *Official Gazette*, 2008, No. 82-3257 (19 July 2008)

ON MODIFICATION TO RESOLUTION NO. 1029 OF 19 AUGUST 2004 OF THE GOVERNMENT OF THE REPUBLIC OF LITHUANIA “ON THE APPROVAL OF THE REGULATIONS OF THE COMMUNICATIONS REGULATORY AUTHORITY”

2.

Government of the Republic of Lithuania, Resolution

Nr. [407](#), 13 May 2009, *Official Gazette*, 2009, NO. 59-2297 (21 May 2009)

ON AMENDMENT TO RESOLUTION NO. 1029 OF 19 AUGUST 2004 OF THE GOVERNMENT OF THE REPUBLIC OF LITHUANIA “ON THE APPROVAL OF THE REGULATIONS OF THE COMMUNICATIONS REGULATORY AUTHORITY”

3.

Government of the Republic of Lithuania, Resolution

Nr. [1496](#), 11 November 2009, *Official Gazette*, 2009, NO. 137-6014 (19 November 2009)

ON AMENDMENT TO RESOLUTION NO. 1029 OF 19 AUGUST 2004 OF THE GOVERNMENT OF THE REPUBLIC OF LITHUANIA “ON THE APPROVAL OF THE REGULATIONS OF THE COMMUNICATIONS REGULATORY AUTHORITY”

4.

Government of the Republic of Lithuania, Resolution

Nr. [476](#), 28 April 2010, *Official Gazette*, 2010, NO. 51-2504 (4 May 2010)

ON AMENDMENT TO RESOLUTION NO. 1029 OF 19 AUGUST 2004 OF THE GOVERNMENT OF THE REPUBLIC OF LITHUANIA “ON THE APPROVAL OF THE REGULATIONS OF THE COMMUNICATIONS REGULATORY AUTHORITY”

5.

Government of the Republic of Lithuania, Resolution

Nr. [451](#), 22 May 2014, published: TAR 26 May 2014 number 2014-05691

ON AMENDMENT TO RESOLUTION NO. 1029 OF 19 AUGUST 2004 OF THE GOVERNMENT OF THE REPUBLIC OF LITHUANIA “ON THE APPROVAL OF THE REGULATIONS OF THE COMMUNICATIONS REGULATORY AUTHORITY”

*** The end ***

Edited by Aušra Bodin (29 May 2014)

aubodi@lrs.lt