

*Communication No 553/2012 Official Gazette No 15/2012 of 8 August 2012
(with editorial corrections necessary as of 1 December 2021)*

How to apply for 0180 medium-rate numbers

1. Legal basis and purpose of the regulations

Under section 66(1) third sentence of the Telecommunications Act (TKG) in conjunction with section 4 of the Telecommunications Numbering Ordinance (TNV) (Federal Law Gazette I No 5 of 14 February 2008, page 141ff) the Bundesnetzagentur assigns numbers to telecommunications network operators, telecommunications service providers and end users. Under section 5(1) TNV, the Bundesnetzagentur can specify the details of application for the use of numbers and must publish such details.

This Communication contains such details specified and describes the application procedure for medium-rate numbers.

The Numbering plan for 0180 medium-rate numbers has been determined separately in the form of a general administrative order (Administrative Order No 46/2012, Bundesnetzagentur Official Gazette No 15 of 8 August 2012) and provides the basis for their assignment and use.

2. Applications

Applications should be made where possible using the online tool at

<http://www.bundesnetzagentur.de>.

The application form (Annex 1) should be completed using the online tool and submitted to the Bundesnetzagentur via the Internet. The completed application form must also be printed out, signed and sent or handed in to the following address:

Bundesnetzagentur
Dienstleistungszentrum 22 Nürnberg
Standort Fulda
Marquardstr. 27-29
36039 Fulda
Germany

or Fax +49 (0)180 3 110900 (9 ct/min).

Applications should be faxed where possible in order to avoid delays in processing.

Applications can also be made offline by completing and signing the application form and sending it or handing it in to the address given above. The application form is available at <http://www.bundesnetzagentur.de> or from the above address.

The 0180 guidance notes (Annex 2) contain information on how to complete the application form. The guidance notes are likewise available at <http://www.bundesnetzagentur.de> or from the above address.

Applications can also be handed in personally at the above address on working days from 08.00 to 16.15 on Mondays to Thursdays and from 08.00 to 15.00 on Fridays.

3. Processing

3.1 Order of processing

Applications will be processed in the order in which they are received. Relevant in determining this is the time at which the complete application is received.

The time of receipt for postal applications is taken as 12.00. The time of receipt for faxed applications is the start of reception in the recipient's fax log. The time of receipt for hand-delivered applications is the actual time of receipt.

If an application is incomplete, the applicant will be given a deadline to complete the application. If the application is not completed within the time given, it will be rejected.

If an applicant submits more than one application at the same time, the same number may not be requested in more than one application. If two or more applications for the same number are received at the same time, the application processed first will be considered. All other applications will be disregarded and the applicant will be informed accordingly.

3.2 Preferred dates

Applicants may request a date on which the assignment is to become effective, taking the following into account:

- the date requested may be no more than 90 days after the date of receipt of the application;
- the date requested in applications for recovered numbers (cf 4 below) may be neither before nor more than 90 days after the reassignment date referred to in 7b) below.

If no date is requested, the assignment will become effective on the earliest possible date. Applicants requesting an inadmissible date and applicants requesting recovered numbers before the reassignment date and without requesting an effective date will be given a deadline to correct their applications. If an application is not corrected within the time given, it will be rejected.

3.3 Rate indicators

Applications not specifying a rate indicator are considered as incomplete. The applicant will be given a deadline to correct the application. If the application is not corrected within the time given, it will be rejected.

3.4 Preferred numbers

In deciding on the number to be assigned, account is taken in the first place of the applicant's preferred choice of number.

If two or more applicants request the same number at the same time, the following priorities are assigned:

Level 1: Registered property right

The number requested is a vanity number as defined in 5 below and the applicant holds a registered property right to a word that can be represented by the subscriber number. The applicant must have held the property right for a period of at least 90 days prior to requesting the number. The priority also applies where a brand/trade mark or a protected trade name does not correspond to the number as described in 5 below but corresponds directly to a sequence of digits in the number. Proof of the right held (valid certificate) must be submitted with the application.

Level 2: Right to a name

The number requested is a vanity number and the applicant holds a right to a name within the meaning of section 12 of the German Civil Code (BGB) that can be represented by the number. Proof of the right held (valid document) must be submitted with the application.

Applications claiming a priority and not accompanied by the required proof are considered as applications without a priority.

The priority given to registered property rights over rights to names is without prejudice to the substantive priority of rights to names and property rights as provided for by the special legal regulations.

If two or more applicants claiming the same priority request the same number at the same time, the number will be assigned in an electronic draw.

Where an applicant is not assigned the preferred choice of number because

- at least one other applicant has a higher priority or
- the number is assigned to another applicant in a draw or
- the number is assigned to another applicant whose application was received earlier,

the applicant's second choice will be considered and the application processed as described above, after all the preferred number choices requested in applications received at the same time have been assigned. This procedure is repeated down to the applicant's fifth choice of number.

If none of the applicant's chosen numbers can be assigned, the applicant will be assigned a different number, where requested in the application. If the applicant cannot be assigned any of the chosen numbers and does not wish to be assigned a different number, the application will be rejected and a fee charged. If an applicant does not specify a choice of number, the applicant will be assigned any number even where the applicant does not put a cross in the box for any number to be assigned.

3.5 Supporting documents

In special cases, supporting documents such as the applicant's planned business model may be requested in order to verify that the conditions for assignment, in particular those concerning the intended purpose of use (4.1 of the Numbering plan), are met. This applies especially where there is reason to suspect misuse, one or more orders under section 67(1) TKG have previously been issued or an unusually large amount of numbers is requested.

3.6 Fees

Fees are charged for processing applications.

Under Section 16 of the Administrative Expenses Act an official act to be carried out upon request can be made conditional on advance payment of an appropriate amount or payment of surety of an appropriate amount not exceeding the expected costs. If payment is not made within the time given, the Bundesnetzagentur will discontinue the application procedure of its own motion.

4. Reusing recovered numbers

Numbers recovered through the withdrawal and return of assignments will be available for reassignment from the date published as described in 7b) below. All applications for such numbers received by the reassignment date will be taken as having been received at the same time. Numbers previously used can be reassigned 180 days after the date of recovery. Numbers not previously used can be reassigned 90 days after the date of recovery. The electronic list referred to in 7 below indicates whether or not a number has previously been used.

A number can be requested and reassigned immediately, ie before the reassignment date, if the applicant proves by the day before the reassignment date that the number was used exclusively for the applicant (within the scope of a service provided by the assignee) during the 180 days immediately preceding the number's recovery (cf section 5(4) TNV). A service contract together with any supporting documents is in particular acceptable as proof.

An application for a recovered number can only be considered if the applicant has specified the number as the preferred choice of number (numbers given as alternative choices but not available for reassignment at the time of application will not be considered).

5. Vanity numbers

Vanity numbers are numbers whose subscriber number corresponds to the letters in a certain name or word.

A medium-rate vanity number comprises the six digits in the subscriber number. If a name or word consists of more than six letters, the number is considered as a vanity number if the six digits correspond to the first six letters in the name or word.

The recommended layout of letters and digits according to ITU-T Recommendation E.161 is as follows:

1	2 A B C	3 D E F
4 G H I	5 J K L	6 M N O
7 P Q R S	8 T U V	9 W X Y Z
	0	

6. Applying for confirmation and amendment of assignments in the case of succession

The application form (Annex 3) available at <http://www.bundesnetzagentur.de> or from the address given in 2 above should be used to apply for confirmation and amendment of assignments in the case of succession (cf section 4(6) TNV). The accompanying guidance notes (Annex 4) – also available at <http://www.bundesnetzagentur.de> – contain information on how to complete the application form.

Where succession applies to a large amount of numbers and the company concerned cannot reasonably be expected to submit a separate application for each number, one single application can be made for all the numbers. This is usually the case where the number of applications exceeds 100, depending on the size of the company. The application must be made in writing and must state why separate applications cannot reasonably be made and which numbers are affected. Whether or not a single application can be made will be decided on a case-by-case basis.

Note: The fees for confirming and amending assignments are payable for each number irrespective of whether or not a single application is made.

7. Publications

The Bundesnetzagentur will maintain the following electronic lists:

- a) list of assigned numbers;
- b) list of numbers recovered through the withdrawal and return of assignments together with the date on which the number is available for reassignment.

The lists may be viewed between the times and at the Bundesnetzagentur's address given in 2 above or online at <http://www.bundesnetzagentur.de>. Outdated lists will not be made available.

8. Entry into force

The regulations laid down in this Communication will become effective on 10 September 2012.

Annexes (the current versions are available at www.bundesnetzagentur.de):

1. Application form for number assignment (only available in German)
2. 0180 guidance notes

3. Application for confirmation and amendment (only available in German)
4. Guidance notes on 0180 number assignment confirmation and amendment (only available in German)

117c 3825-2