



NOTIFICATION

The following notification is being circulated in accordance with Article 10.6

1. Notifying Member: <u>BELGIUM</u> If applicable, name of local government involved (Article 3.2 and 7.2):
2. Agency responsible: Belgian Institute for Postal Services and Telecommunications Name and address (including telephone and fax numbers, email and website addresses, if available) of agency or authority designated to handle comments regarding the notification shall be indicated if different from above:
3. Notified under Article 2.9.2 [X], 2.10.1 [], 5.6.2 [], 5.7.1 [], 3.2 [], 7.2 [], other:
4. Products covered (HS or CCCN where applicable, otherwise national tariff heading. ICS numbers may be provided in addition, where applicable): ELECTRONICS (ICS code(s): 31); TELECOMMUNICATIONS. AUDIO AND VIDEO ENGINEERING (ICS code(s): 33); INFORMATION TECHNOLOGY. OFFICE MACHINES (ICS code(s): 35)
5. Title, number of pages and language(s) of the notified document: Draft Royal Decree on localisation requirements concerning 5G networks; (9 page(s), in Dutch), (8 page(s), in French)
6. Description of content: This draft Royal Decree gives effect to article 105, § 8 of the Belgian Act of the 13th of June 2005 on electronic communications. It imposes the necessary rules on MNOs, full MVNOs and certain companies having a private 5G network to ensure that they carry out within the European Union the activities that are absolutely necessary for the operation, security and continuity of their network. It requires these entities to ensure that the persons, equipment, software and data necessary for the real-time supervision of their (elements of the core of the) 5G network and those linked to the control of physical and logical access to their (elements of the core of the) 5G network are located in the European Union. Persons who do not supervise the network in real time, but who may be asked to perform a specific action on the network, may be located outside the European Union, provided that their interventions are permanently monitored.
7. Objective and rationale, including the nature of urgent problems where applicable: National security requirements; Prevention of deceptive practices and consumer protection; Protection of human health or safety
8. Relevant documents: Article 105 of the Belgian Act of the 13th of June 2005 on electronic communications + G/TBT/N/BEL/44

9.	Proposed date of adoption: 1 February 2023 Proposed date of entry into force: 10 days after publication in the Belgian Official Gazette
10.	Final date for comments: 60 days from notification
11.	Texts available from: National enquiry point [X] or address, telephone and fax numbers and email and website addresses, if available, of other body: BELNOTIF Federal Public Service Economy, SMEs, Self-Employed and Energy (FPS Economy) Directorate-General for Quality and Safety North Gate III Boulevard du Roi Albert II, 16 Email: be.belnotif@economie.fgov.be Website: https://economie.fgov.be/en