

GOVERNMENT GAZETTE OF THE HELLENIC REPUBLIC

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DECISIONS

No. 75726/ 2003

Amendment to Ministerial Decision No. 79293/ 11.12.2000 on the establishment of qualitative specifications and terms for the provision of the Universal Postal Service.

THE MINISTER OF TRANSPORT AND COMMUNICATIONS

Having regard to:

1. the provisions of:
 - a. article 4 (6) of Law 2668/ 98 (Government Gazette Issue No. A282) on the organization of the postal services sector and other provisions;
 - b. article 29A of Law 1588/85 (Government Gazette Issue No. A167) on Government and governmental bodies, as has been added by virtue of Article 27 of Law 2081/92 (Government Gazette Issue No. A154) and replaced by virtue of article 1 (2) (a) of Law 2469/97 (Government Gazette Issue No. A38);
 - c. Presidential Decree 293/ 99 (Government Gazette Issue No. A263) on the Organization of the Ministry of Transport and Communications;
2. Decision No. 79293/11.12.2000 (Government Gazette Issue No. B1588) adopted by the Minister of Transport and Communications on the establishment of qualitative specifications and terms for the provision of the Universal Postal Service;

3. Decision No. 18674/4176/26.3.2004 (Government Gazette Issue No. B535) adopted by the Prime Minister and the Minister of Transport and Communications on the assignment of Minister of Transport and Communications competences to the State Secretary of Transport and Communications;

4. Opinion No. 338/ 115/ 22.12.2004 of the Hellenic Telecommunications and Post Commission (EETT);

5. the fact that the implementation of such decision does not lead to expenditure charged to the State Budget, we hereby decide:

1. Article 4 of Decision No. 79293/11.12.2000 (Government Gazette Issue No. B1588) adopted by the Minister of Transport and Communications on the establishment of qualitative specifications and terms for the provision of the Universal Postal Service, shall be replaced as follows:

Article 4

Quality Auditing Body

EETT shall see to the selection of the body to perform such measurements and calculate the relevant results and assume all expenses related to such selection. EETT or the universal service provider may select the same quality auditing body as the one with which the universal service provider or EETT respectively cooperates, and use data from measurements taken on its behalf, provided that the universal service provider or EETT, respectively, grants its consent to that. EETT or the universal service provider may also adhere to the relevant agreement of the universal service provider or EETT, respectively, with the Contractor responsible for the measurements of quality, if such contractor has been selected in accordance with the procedure provided for in Presidential Decree No. 346- 1998, as is in force, and provided the universal service provider or EETT, respectively, consents to the appointment of a joint project Monitoring Committee. Such committee shall comprise five members. Its Chairman and two of its members shall be appointed by EETT and the remaining two members by the universal service provider. The members of such committee shall be scientists of renowned prestige in the subject matter of the project. The decisions adopted by such committee shall be binding upon the project Contractor.

In any case, the quality auditing body must be independent from the universal service provider, enjoy international prestige and it may not carry on activities that are competitive to those of the universal service provider pertaining to the provision of postal services.

In case of selection by EETT or the universal service provider of the same quality auditing body employed by the universal service provider or EETT, respectively, or adhesion of the one body to the relevant agreement with the Contractor entered into between the latter and the other body, the cost involved in taking measurements and calculating results shall be shared between the universal service provider and EETT.

2. This decision shall enter into force as at the time of its publication in the Government Gazette.

This decision be published in the Government Gazette.

Athens, January 25th, 2005

State Secretary
ANASTASIOS NERANTZIS