



ADMINISTRATIVE BOARD DECISSION

of June 2nd, 2025

Nr. 16

for establishing the Detailed Rules for the implementation of the provisions of Law No. 81/2025 on the regulation of roaming services between the Republic of Moldova and the Member States of the European Union

In accordance with the provisions of Article 9 paragraph (1) point a) and Article 10 paragraph (1) point a) of the Electronic Communications Law no. 241/2007 (*republished in the Official Gazette of the Republic of Moldova, 2017, no. 399-410, art. 679*), with subsequent amendments, Article 3 paragraphs (4) and (7), Article 7 paragraph (11), Article 8 paragraph (13), Article 9 paragraph (20), Article 10 paragraph (4) and Article 11 paragraph (1) points c) - point g) of Law no. 81/2025 on the regulation of roaming services between the Republic of Moldova and the Member States of the European Union (*Official Gazette of the Republic of Moldova, 2025, no. 215-222, art. 259*), **the Administrative Board hereby**

DECIDES:

1. In application of the provisions of Article 3 paragraphs (4) and (7) of Law no. 81/2025 on the regulation of roaming services between the Republic of Moldova and the Member States of the European Union, the requirements for the reference offer and the maximum wholesale charges for regulated roaming services that a visited network operator in the Republic of Moldova may charge are established, according to the annex.

2. When applying the provisions of Article 3 paragraphs (4) and (7) of Law no. 81/2025 on the regulation of roaming services between the Republic of Moldova and the Member States of the European Union, mobile communications network providers in the Republic of Moldova will also rely on the BEREC Guidelines on the application of Article 3 of Regulation (EU) 2022/612 of 6 April 2022 on roaming on public communications networks within the Union (BoR (22) 147 of 30 September, 2022 - Wholesale Roaming Guidelines).

3. When applying the provisions of Article 7 paragraph (11), Article 8 paragraph (13), Article 9 paragraph (20) and Article 10 paragraph (4) of Law no. 81/2025 on the regulation of roaming services between the Republic of Moldova and the Member States of the European Union, mobile communications network providers in the Republic of Moldova will also rely on the BEREC Guidelines on Regulation (EU) 2022/612 and Commission Implementing Regulation (EU) 2016/2286 (BoR (22) 174 December, 2022 - Retail Roaming Guidelines).

4. When setting wholesale access conditions for the purpose of providing roaming services for machine-to-machine communications, mobile communications network providers in

the Republic of Moldova will take into account the BEREC Report on M2M and permanent roaming (BoR (24)165).

5. This decision is published on the official website of the National Regulatory Agency for Electronic Communications and Information Technology; the operative part of this decision is published in the Official Gazette of the Republic of Moldova.

6. This decision enters into force on the date of entry into force of Law no. 81/2025 on the regulation of roaming services between the Republic of Moldova and the Member States of the European Union. For the avoidance of doubt, point 4.1 of the Annex does not apply to the average wholesale charges that operators of visited networks in the Republic of Moldova apply to roaming service providers for the provision of regulated data roaming services via the visited network in the Republic of Moldova until the date of entry into force of this Decision.

Chairman of the Administrative Board

Sergiu GAIBU

Members of the Administrative Board

Silvia BOJOGA

Denis SÎTARI

**REQUIREMENTS FOR THE REFERENCE OFFER AND MAXIMUM WHOLESALE
CHARGES FOR REGULATED ROAMING SERVICES THAT A VISITED NETWORK
OPERATOR FROM THE REPUBLIC OF MOLDOVA MAY CHARGE**

This Decision transposes the provisions of Articles 9 to 11 of Regulation (EU) 2022/612 of the European Parliament and of the Council of 6 April 2022 on roaming on public mobile communications networks within the Union.

1. GENERAL PROVISIONS

1.1 This decision establishes the detailed rules for the application of the provisions of Article 3 paragraphs (4) and (7) of Law no. 81/2025 on the regulation of roaming services between the Republic of Moldova and the Member States of the European Union regarding the requirements for the reference offer and the maximum wholesale charges for regulated roaming services that a visited network operator from the Republic of Moldova may charge.

1.2 For the purposes of this decision, the definitions set out in the Law no. 81/2025 on the regulation of roaming services between the Republic of Moldova and the Member States of the European Union (hereinafter Law no. 81/2025) shall apply.

**2. WHOLESALE CHARGES FOR THE MAKING OF REGULATED ROAMING
CALLS**

2.1 The average wholesale charges that the visited network operator in the Republic of Moldova may levy the roaming call provider, in accordance with provisions of Article 3 paragraph (4) of Law No. 81/2025 and this section, for the provision of a regulated roaming call originating on the visited network - including, among other things, the costs of call origination, transit, and termination - shall not exceed the safeguard cap of EUR 0.019 per minute until 30 June 2032.

2.2 The average wholesale charge referred to in point 2.1 shall apply between any pair of operators and shall be calculated over a 12-month period or any shorter period as may remaining before the 30 June 2032.

2.3 The average wholesale charge referred to in point 2.1 shall be calculated by dividing the total wholesale roaming revenue received by the total number of wholesale roaming minutes actually used by the relevant operator for the provision of wholesale roaming calls within in the area of regulated roaming, over the relevant period, as aggregated on a per-second basis adjusted to take account of the possibility for the visited network operator in the Republic of Moldova to apply an initial minimum charging period not exceeding 30 seconds.

3. WHOLESALE CHARGES FOR REGULATED ROAMING SMS MESSAGES

3.1 The average wholesale charge that the visited network operator in the Republic of Moldova may levy on the roaming provider, in accordance with provision of Article 3 paragraph

(4) of Law No. 81/2025 and this section, for the provision of a regulated roaming SMS originating on the visited network shall not exceed a safeguard limit of EUR 0.003 per SMS and shall remain until 30 June 2032.

3.2 The average wholesale charge referred to in point 3.1 shall apply between any pair operator and shall be calculated over a 12-month period or any shorter period as may remain before 30 June 2032.

3.3 The average wholesale charge referred to in point 3.1 shall be calculated by dividing the total wholesale revenue received by the visited network operator in the Republic of Moldova or by the home origination network operator for the origination and transmission of regulated roaming SMS messages within the area of regulated roaming in the relevant period by the total number of such SMS messages originated and transmitted on behalf of the relevant roaming provider or home network operator within that period.

3.4 The visited network operator in the Republic of Moldova shall not levy any charge on a roaming customer's provider or the home network operator, separate from the charge referred to in point 3.1 for the termination of a regulated roaming SMS message sent to a roaming customer while roaming on its visited network.

4. WHOLESALE CHARGES FOR REGULATED DATA ROAMING SERVICES

4.1 The average wholesale charge that the visited network operator in the Republic of Moldova may levy on the roaming e provider, in accordance with Article 3 paragraph (4) of Law No. 81/2025 and this section, for the provision of regulated data roaming services through the visited network in the Republic of Moldova shall not exceed a safeguard limit of EUR 1.30 per gigabyte until 31 December 2025, and shall be reduced to EUR 1.10 per gigabyte on 1 January 2026 and to EUR 1.00 per gigabyte on 1 January 2027, thereafter remaining at EUR 1.00 per gigabyte of data transmitted until 30 June 2032.

4.2 The average wholesale charge referred to in point 4.1 shall apply between any pair operator and shall be calculated over a 12-month period or any shorter period as may remain before the end of the period of a maximum average wholesale charge, as provided in point 4.1 or before 30 June 2032.

4.3 The average wholesale charge referred to in point 4.1 shall be calculated by dividing the total wholesale revenue received by the visited network operator in the Republic of Moldova or a home network operator for the provision of regulated data roaming services in the relevant period by the total number of megabytes of data actually consumed by the provision of those services within that period, aggregated on a per kilobyte basis on behalf of the relevant roaming provider or the relevant home country network operator within that period.