

**Question for written answer P-007401/2016**  
**to the Commission**  
Rule 130  
**Sorin Moisă (S&D)**

Subject: Fair use of roaming services

In October 2015, Parliament voted in favour of ending roaming surcharges by June 2017, subject to measures to prevent abuse or anomalous use of RLAH ('Roam like at home') being put in place by the Commission. Recently, the Commission presented to the ITRE committee a draft of the new implementing act on the 'fair use' clause, which contains rules meant to protect the industry from commercial or consumer permanent roaming. The final adoption of the new implementing act is due on 15 December 2016.

Under the 'fair use' policies, mobile operators offering roaming services at domestic prices may need to determine the roaming customer's place of residence or ask for other documents that indicate the individual's stable links with the territory in question.

1. Does the Commission consider effective the verification approach taken under the 'fair use' clause, i.e. to empower mobile operators to choose the means of verification together with the national regulatory authority without providing an exhaustive list of these reasonable indicators as guidance?
2. With reference to the above-mentioned subject, did the Commission carry out detailed analyses of possible abuse scenarios coming from mobile operators (for example, possible actions going beyond what is necessary to achieve the purpose of verifying residence)?