

**Confirmation of local relationship to area code of allocated Local Service Numbers as defined in applicable Federal Network Agency (BNetzA) regulations on the structure and design of the number range for local numbers**

## **1. Introduction**

According to Federal Network Agency (BNetzA) regulations, local numbers (Ortsnetzkennzahlen, ONKz) in Germany **must** indicate the geographical location of the client of DIDWW (hereinafter: “End User”). The holder of the local number must therefore be able to document a local relationship to the area code of the allocated number. Upon these premises, End User agrees to the following:

## **2. Commitment to local relationship to the area code of allocated local numbers (ONKz)**

End User agrees vis-à-vis DIDWW and the allocating carrier, (hereinafter: “Allocator”), to comply with the following terms for the use of local service numbers in accordance with Section 4. End User’s obligations include, but are not limited to, demonstrating compliance with terms pertaining to the local relationship of service numbers to the area code to Allocator, and to use the local service numbers provided by Allocator appropriately, i.e. with a documented local relationship to the area code.

## **3. Disclosure requirement for changes**

End User undertakes to notify DIDWW of any changes to the documented local relationship to the area code of the local numbers/ONKz allocated to him without delay. If the local relationship to the area code is no longer valid, DIDWW shall act within his technical and operational capabilities to provide replacement service numbers at the new location that comply with BNetzA regulations and the preconditions stated in Section 4.

## **4. Establishing a local relationship to area code**

The geographic location of the End User can be established using the following criterion:

### **End User’s residence or place of business**

The location of End User’s residence or place of business for which the service is to be provided is decisive.

The residence or place of business must be verified at the start and during the course of the contractual relationship with regard to compliance with area code boundaries (validation of user rights). Local numbers may only be used if the local relationship to the area code is ensured by the contractual relationship to End User.

The residence or place of business can be verified using official documents (e.g. End User’s identity card or residential registration certificate for an individual, or a certificate of incorporation or business registration for a place of business). The “place of business” criterion is based on the stipulations of Section 14 Paragraph 1 Sentence 1 of the German Commercial and Industrial Activities Law (GewO).

According to the GewO, the independent operation of a stationary business or the operation of a subsidiary or a dependent branch office must be **documented** to the competent authority for the area in question. The term “place of business” within the meaning of these allocation rules is not limited to commercial enterprises, but applies mutatis mutandis to freelance professionals if the fixed location of their activity can be documented in a manner comparable to that of a certificate of business registration (e.g. by a certificate issued by a relevant professional organization).

Copies of the following official documents have been submitted to DIDWW as evidence of End User’s geographical location:

In the case of companies

- certificate of registration
- certificate of business registration in partnerships and corporations
- office address (if self-employed) with evidence of local activity (registration of the place of business with the relevant chambers, e.g. medical, bar, architects' or pharmacists' associations)
- other documentation (continuous representative of company in Germany)
- documentation of network access point (contract with a local exchange carrier)

In case of businesspersons

- identity card
- registration certificate
- documentation of network access point (contract with a local exchange carrier)

End User agrees, that DIDWW provides the abovementioned proof to Allocator.

**Other**

In case of violation of the provisions of this Agreement, DIDWW and Allocator reserve the right to disable and/or revoke the service numbers allocated to End User.

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DIDWW  
date and signature

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End User  
date and signature