



Autoriteit Consument en Markt (ACM)
De heer/mevrouw
Postbus 16326
2500 BH 's-Gravenhage

October 2023

The Hague, the Netherlands

Enclosures : 2
Our reference : ACM/UIT/605783
Contact person : Susan Bos-Theuvenet | omzet@acm.nl |
Subject : ACM/23/185470 Submitting your turnover specification

ATTENTION: You are statutorily required to submit your turnover data no later than 31 December 2023, to the Netherlands Authority for Consumers and Markets.

Dear Sir or Madam,

Your company is active in the Netherlands as a telecom provider. The Netherlands Authority for Consumers and Markets (ACM) regulates your sector. You may have to pay a fee for these regulatory activities. In order to determine the level of this fee, we need your relevant net turnover¹. You are required by law to submit your relevant net turnover. This letter is an official request to submit your turnover data.

We need your turnover in **2022** to determine the fee for 2024.

How do you know whether or not you have to submit data

- Your relevant net turnover achieved in 2022 is equal to or exceeds € 2 million. You must pay a fee for ACM's regulatory activities, as well as a fee for the costs of the mediation service.² These fees are a percentage of your relevant net turnover. Your turnover data is therefore used to determine these amounts. You have to submit your turnover data. See annex 1.
- Your relevant net turnover achieved in 2022 is less than € 2 million. This is a change from your previous turnover statement in which you indicated that your relevant net turnover achieved in 2021 was equal to or exceeded €2 million. We would like to know what has changed from the previous turnover statement. We therefore request that you submit your turnover data with a specification (breakdown) showing which items you consider irrelevant. See annex 2 for more information.
- Your relevant net turnover in 2021 and 2022 is less than € 2 million. For now, there is no need to submit your turnover data or to send a response.

Please note that ACM randomly checks the relevant net turnover of your (group of) company(ies). It is therefore possible that you will soon receive a request to provide an itemized statement of your relevant turnover.

¹ The relevant net turnover is the turnover that you have generated from telecom activities that ACM regulates. More information can be found in Annex 2 to this letter: 'Guidelines for submitting the turnover specification' (in Dutch: 'Richtlijnen indienen omzetopgave').

² More information about the mediation service can be found in the annex 'Guidelines for submitting the turnover specification' (in Dutch: 'Richtlijnen indienen omzetopgave').

What do you have to do?

Please use the enclosed Turnover Specification Form (in Dutch: 'Formulier omzetgegevens Telecomaanbieders') for submitting your turnover data, annex 1. In order to make it easier for you to fill out the form, we enclose the Guidelines for submitting the turnover specification (in Dutch: 'Richtlijnen indienen omzetopgave'). The guidelines explain what requirements your turnover specification must meet. We need your turnover data no later than December 31, 2023.

- Please read the Guidelines;
- Fill out the Turnover Specification Form;
- If necessary, enclose any supporting documents;
- Send the form and the supporting documents to ACM no later than December 31, 2023, by email to omzet@acm.nl or to ACM, Muzenstraat 41, 2511 WB, The Hague, the Netherlands.

May we suggest sending your turnover specification before Christmas (December 25/26)? That will ensure that you are on time.

What happens if you do not respond (on time or at all)?

If your turnover specification is missing or incomplete, ACM may impose an order subject to periodic penalty payments on you. In addition, ACM is authorized to estimate your turnover. In that case, ACM will charge a fee based on this estimate. This may be to your disadvantage if the estimate is higher than your actual relevant net turnover.

Wat happens after you submit your turnover data?

ACM bases the amount that you have to pay on the relevant net turnover that you have stated. After submitting your data, you will receive a decision and an invoice mid-May 2024. In addition, we will send a separate invoice for the fee of the mediation service.

Is your turnover less than € 2 million? In that case, you will not receive a decision from us.

Any questions?

Should you have any questions, please do not hesitate to send an email to omzet@acm.nl.

Yours faithfully,

The Netherlands Authority for Consumers and Markets,
on its behalf,

M.O. Kanhai
Manager
Telecommunications, Transport and Postal Services Department