

RIPE



Fair contribution by all digital players

A RIPE community response to part of a European Commission consultation:

The future of the electronic communications sector and its infrastructure



Why this ‘exploratory’ consultation?

Inspiration, a political consensus in the EU (January 2022) that:

‘We commit to developing adequate frameworks so that all market actors benefiting from the digital transformation assume their social responsibilities and make a fair and proportionate contribution to the costs of public goods, services and infrastructures, for the benefit of all people living in the EU.’

Why this ‘exploratory’ consultation?

‘The aim is to gather views on the changing technological and market landscape and how it may affect the sector for electronic communications. It also touches upon the types of infrastructure and amount of investments that Europe needs to lead the digital transformation in the coming years.’

History / context

- ITU World Conference on International Telecommunications (2012)
- BEREC report 'An assessment of IP interconnection in the context of Net Neutrality' (2012)
- European Commissioner Neelie Kroes: "Adapt or die" (2014)
https://ec.europa.eu/commission/presscorner/detail/de/SPEECH_14_647
- ...
- What's new? We thought this idea had died...

Why relevant to the RIPE community?

- Following the European Declaration, a call from ETNO members Telefonica, Deutsche Telekom, Vodafone and Orange (February 2022):
 - ‘Digital platforms are profiting from hyper scaling business models at little cost while network operators shoulder the required investments in connectivity. At the same time our retail markets are in perpetual decline in terms of profitability.’
 - ‘We very much welcome the European Commission’s recent commitment to develop adequate frameworks so that “all market players benefiting from the digital transformation (...) make a fair and proportionate contribution to the costs of public goods, services and infrastructures”. We now urgently call upon legislators to introduce rules at EU level to make this principle a reality.’
- Supported by ETNO report ‘Europe’s internet ecosystem: socio-economic benefits of a fairer balance between tech giants and telecom operators’ (May 2022)

Why is this relevant to the RIPE community?

- For anyone who cares about the Open Internet, they believe that the concept of a “fair share” can have huge negative consequences
- Interconnection is voluntarily agreed – it is based on the mutual agreement to exchange traffic.
- It is a low-cost arrangement that has worked for years without the need for any regulatory intervention.

Why is this relevant to the RIPE community?

- Autonomous networks should be free to peer with other networks based on local needs - the “fair share” seeks to change this.
- In the Internet no network is - or is supposed to be - more important than another. Yet, the “fair share” considers access networks more important, creating the conditions to reinstate “termination monopoly” that existed under the telephone system.

Why is this relevant to the RIPE community?

- Currently, there is a necessary financial and market separation of concerns between the functions of connectivity from the delivery of an application along the network demarcations on digital network
- Each layer in the digital network pays for itself.
- It is a concern where cross-subsidies occur. e.g. from an application revenue to a lower layer connectivity function.
- This creates market distortions, unfair competition, user capture, failure to serve innovation as well as arbitrary technical damage.

Timeline

- European Declaration on Digital Rights and Principles (January 2022)
- Telco's/incumbents call for contribution by large content providers (February 2022)
- ETNO commissioned report on fairer balance between tech giants and telecom operators (May 2022)
- EC Consultation (23 February 2023 – 19 May 2023)
- Following the consultation: EC Recommendations? (TBD)
- New EC: legislative proposal? (TBD)

RIPE Cooperation Working Group: small task team:

- Patrik Fältström
- Frode Sørensen
- Konstantinos Komaitis
- Thomas Lohninger
- Carsten Schiefner
- Alex de Joode
- Christian de Larrinaga
- Chaired by Desiree Miloshevic, support by Bastiaan Goslings

Q54 of Commission's Exploratory Consultation

- The European Declaration on Digital Rights and Principles states that all digital players benefiting from the digital transformation should contribute in a fair and proportionate manner to the costs of public goods, services and infrastructures to the benefit of all people living in the EU. Some stakeholders have suggested a mandatory mechanism of direct payments from CAPs/LTGs to contribute to finance network deployment. Do you support such suggestion and if so why? If no, why not?
- CAPs = Content and Application Providers
- LTGs = Large Traffic Generators

Ideas to Q54 of Commission's Exploratory Consultation

- The quote “contribute in a fair and proportionate manner to the costs of public goods, services and infrastructures”
 - does not only indicate that CAPs might contribute to ISPs (“infrastructures”),
 - but also indicates that ISPs might contribute to CAPs (“good, services”).
 - It is necessary to take the whole internet ecosystem into account.
 - ISPs and CAPs are mutually dependent on each other.
 - CAPs contribute content and applications, as well as platforms and network infrastructure.
 - Finally, end-users contribute through their internet access subscriptions.
- In case a “mandatory mechanism of direct payments” were introduced, a termination monopoly will emerge, which ISPs with end-users connected may exploit, such market development will need regulatory oversight, and regulatory intervention may be needed (ref. termination monopoly in telephony networks).
- For these reasons, among others, there should be no such mandatory payment mechanism.

Civil Society Materials

- Full [Response to exploratory consultation](#)
- [Policy Paper about the debate](#)
- Open Letters: [1st Global Open Letter](#), [2nd letter about the process](#), Today's [Third letter from Industry, Rightsholders, Broadcasters, Consumer Orgs and NGOs](#)
- Full [document pool](#)



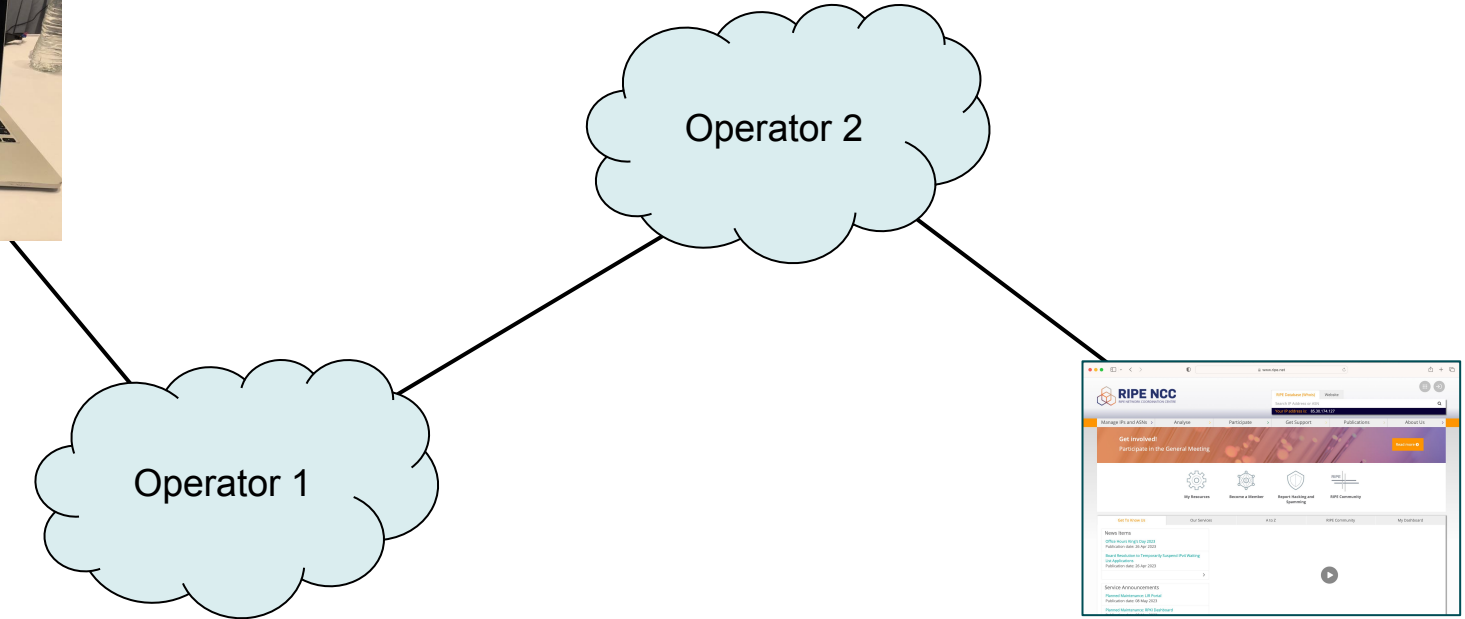
RIPE

How traffic and money flows on the internet

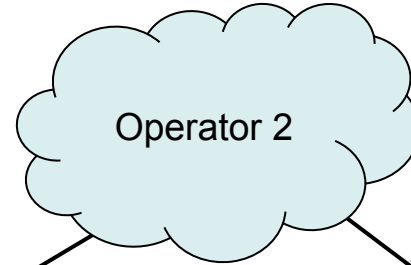
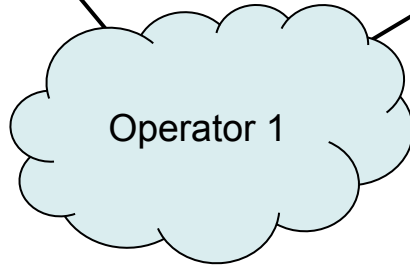
Cooperation Working Group Small Task Team



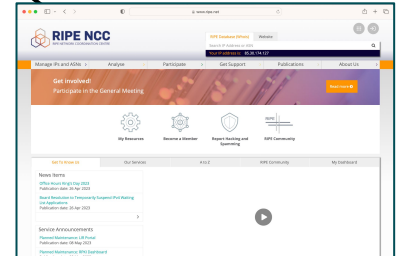
Traffic flow on the Internet



Traffic flow on the Internet

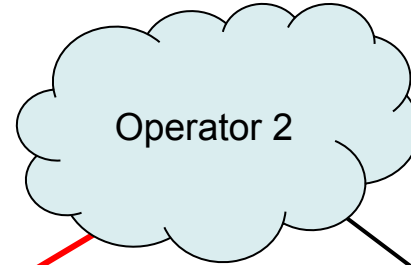
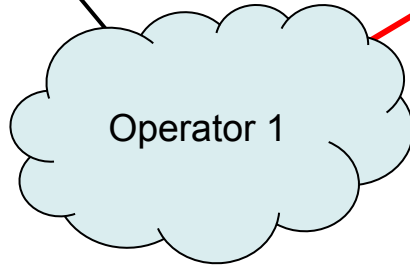


Company pays for this!



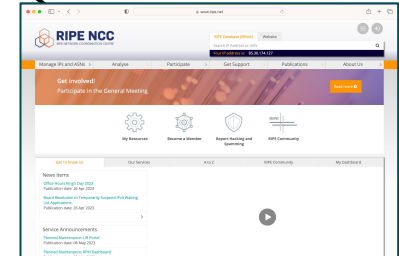
End user pays this!

Traffic flow on the Internet



Company pays for this!

How do operators agree on this transaction?



End user pays this!

Why exchange traffic in the first place?

- One provider can never have all customers
 - Providers will also have different customer segments, eyeballs, companies, colocation, banks etc
- Situations will occur when a provider with a limited footprint wants to exchange traffic with a provider with a larger footprint
- A simplified model is:
 - **Peering** is exchange of traffic for free
 - **Transit** is exchange of traffic for a fee
 - Money flows in one direction only



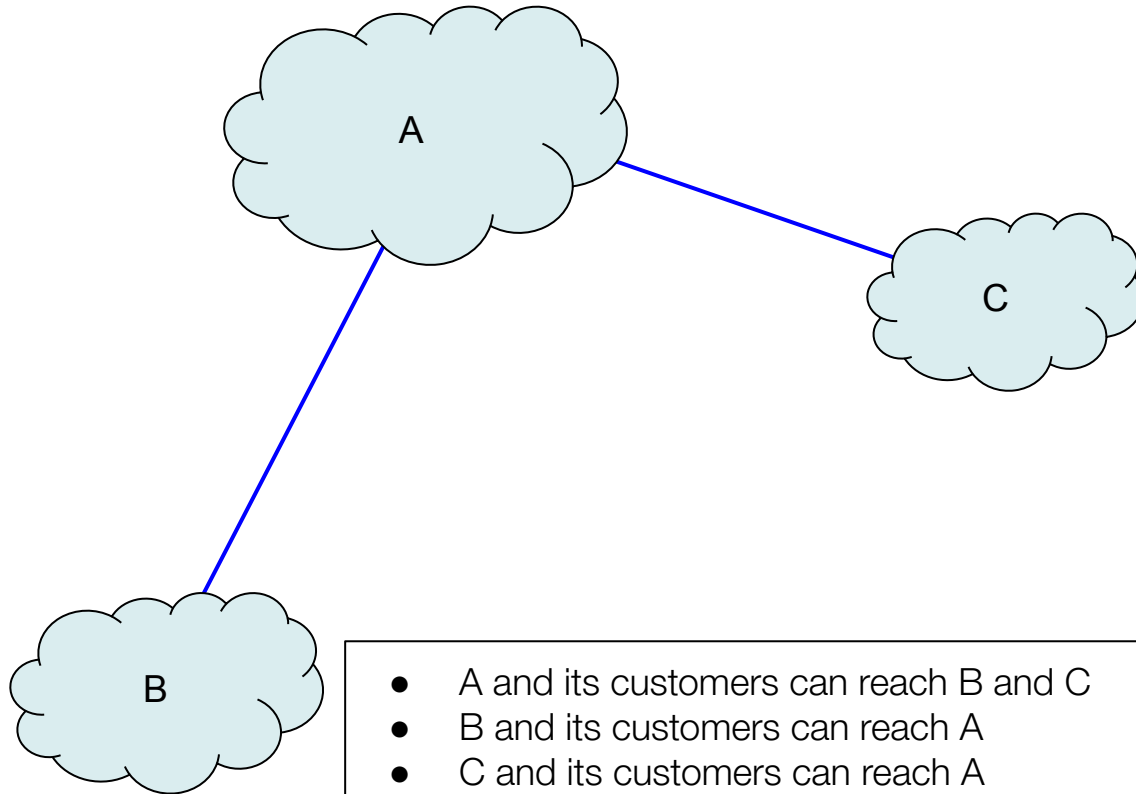
Why pay for traffic?

- An operator with a larger footprint will have to transport the traffic over a longer distance
- The cost for maintaining the larger network is higher
 - In principle the transit charges are comparable to transport costs
- An operator with a significantly larger customer base have had larger costs for building out infrastructure
 - Traffic fees are paid from the smaller to the larger

Why **not** pay for traffic?

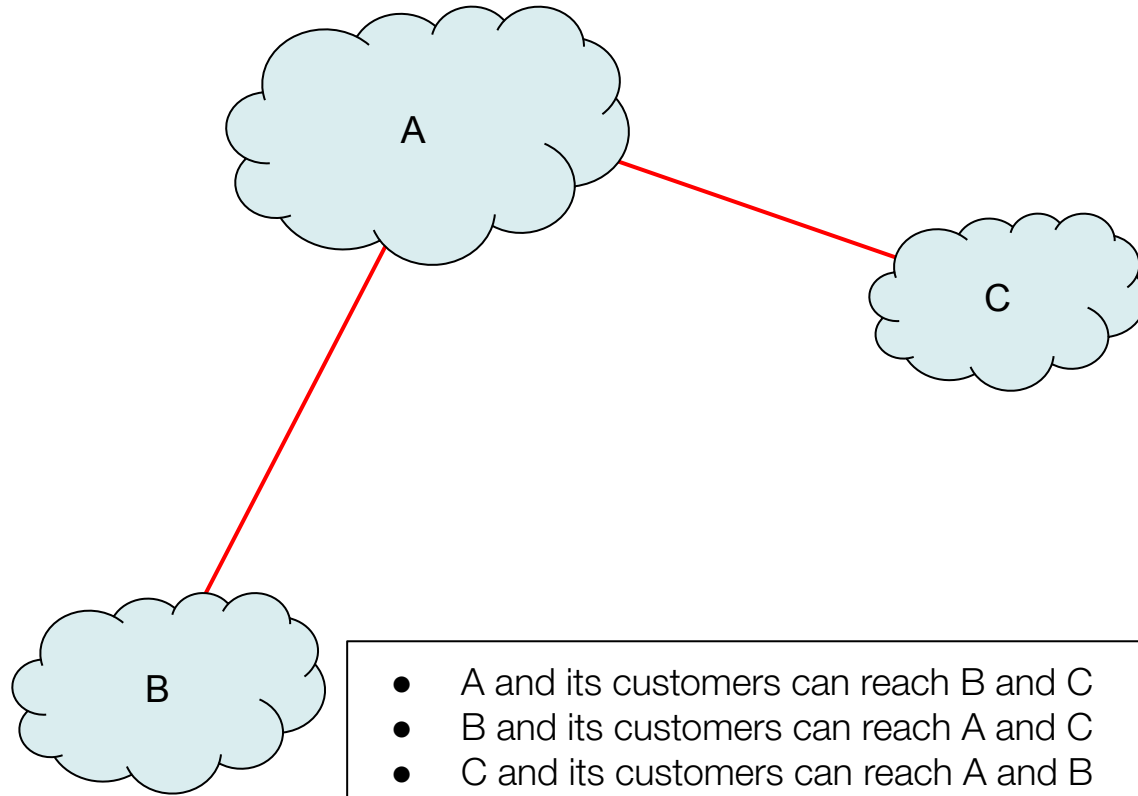
- If two providers consider their network footprint, cost, and traffic volumes more or less equal, sending invoices in one or both directions are unnecessary under the assumption they will be of equal monetary value
- If you have multiple parties that are equal - a free exchange of traffic - peering will lower your transit costs
- Money saved on transit can be invested in better peering infrastructure for the benefit of end users

Peering



- A and its customers can reach B and C
- B and its customers can reach A
- C and its customers can reach A

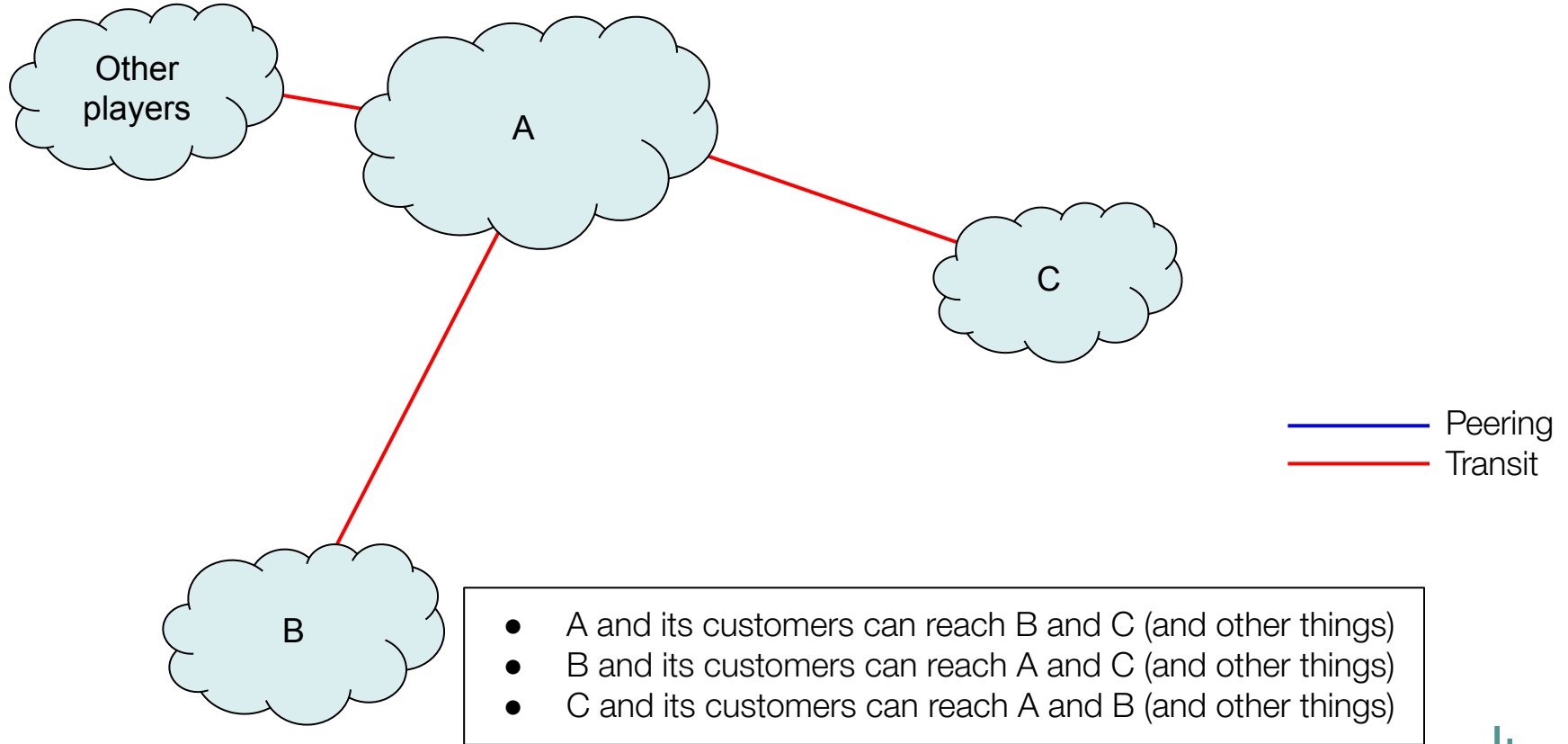
Transit



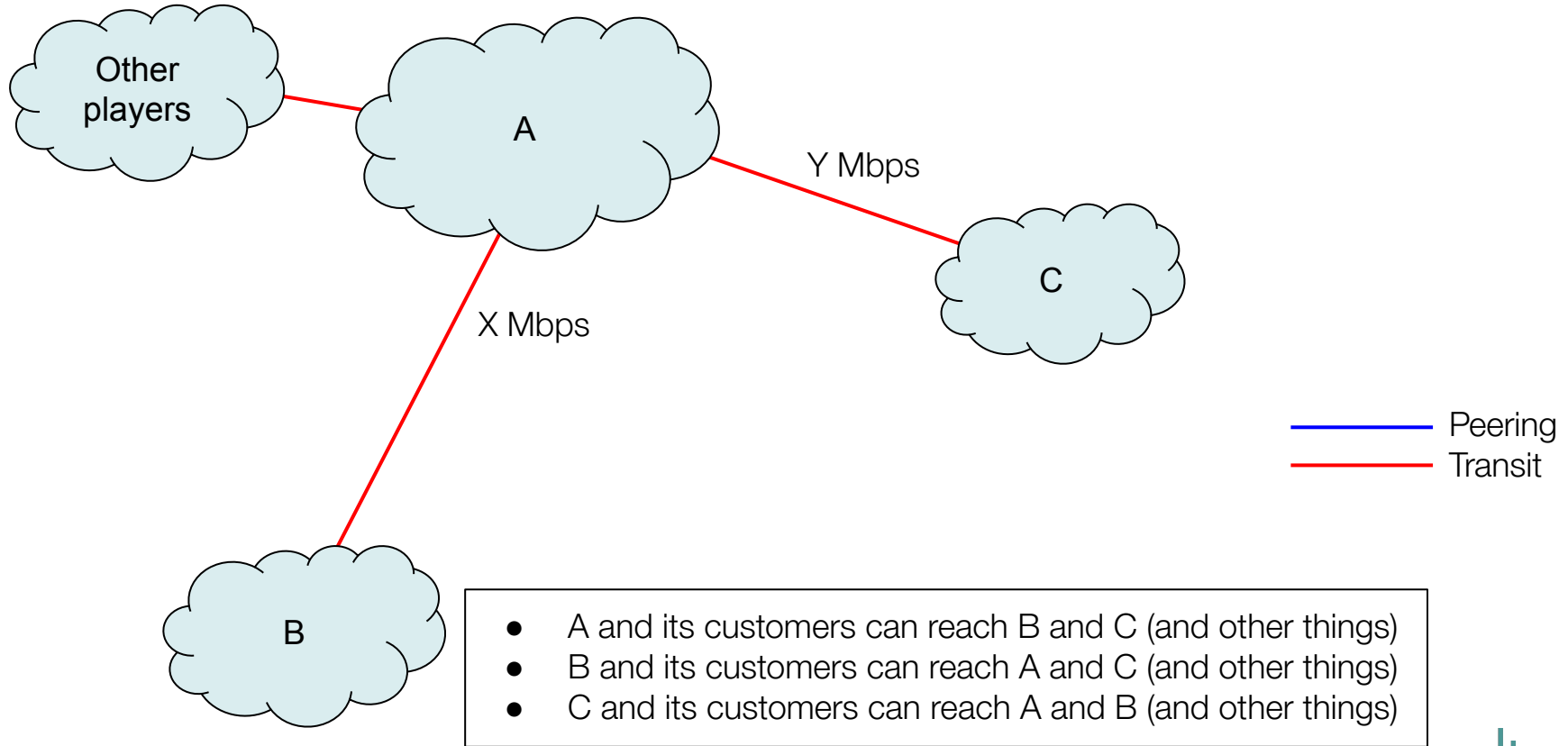
— Peering
— Transit

- A and its customers can reach B and C
- B and its customers can reach A and C
- C and its customers can reach A and B

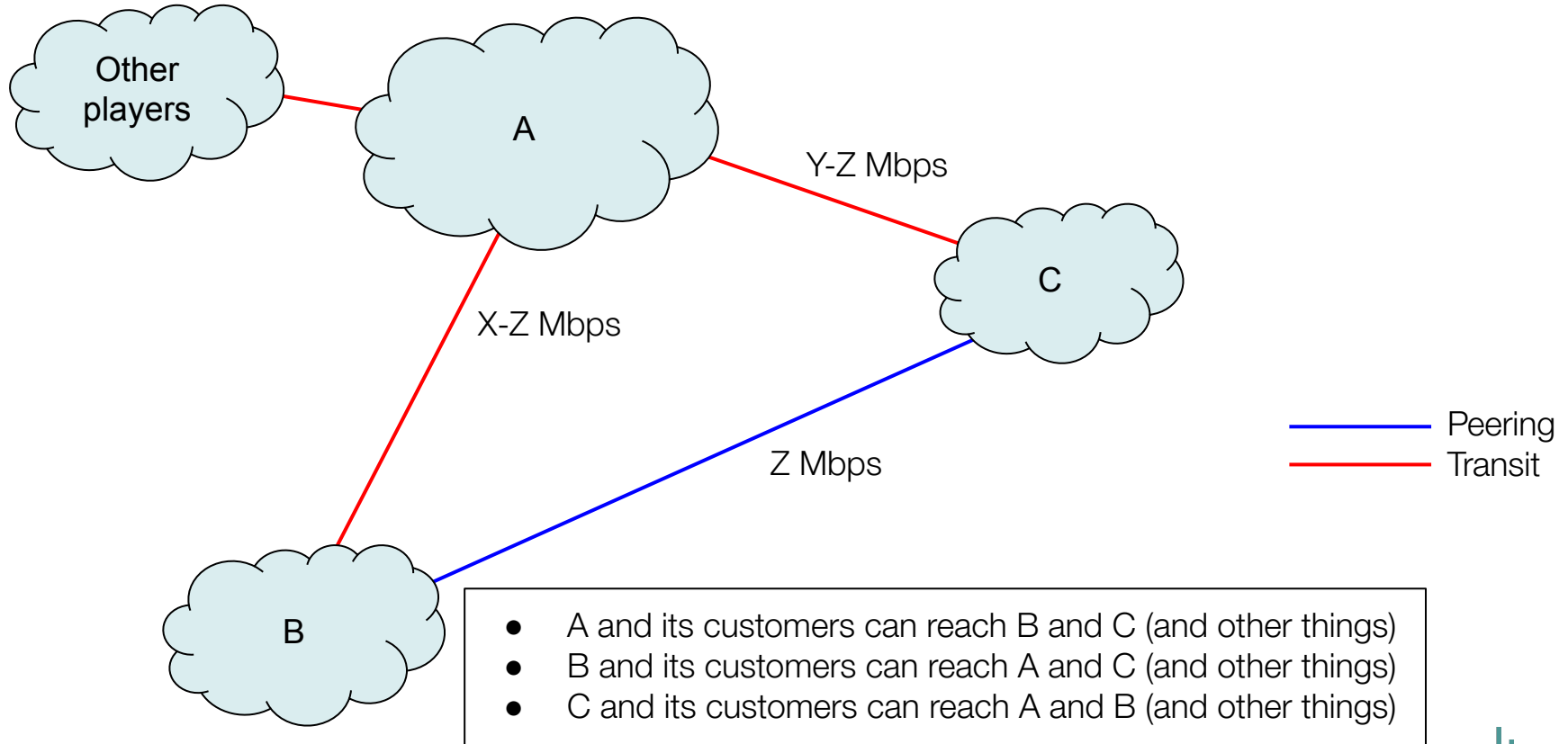
In reality



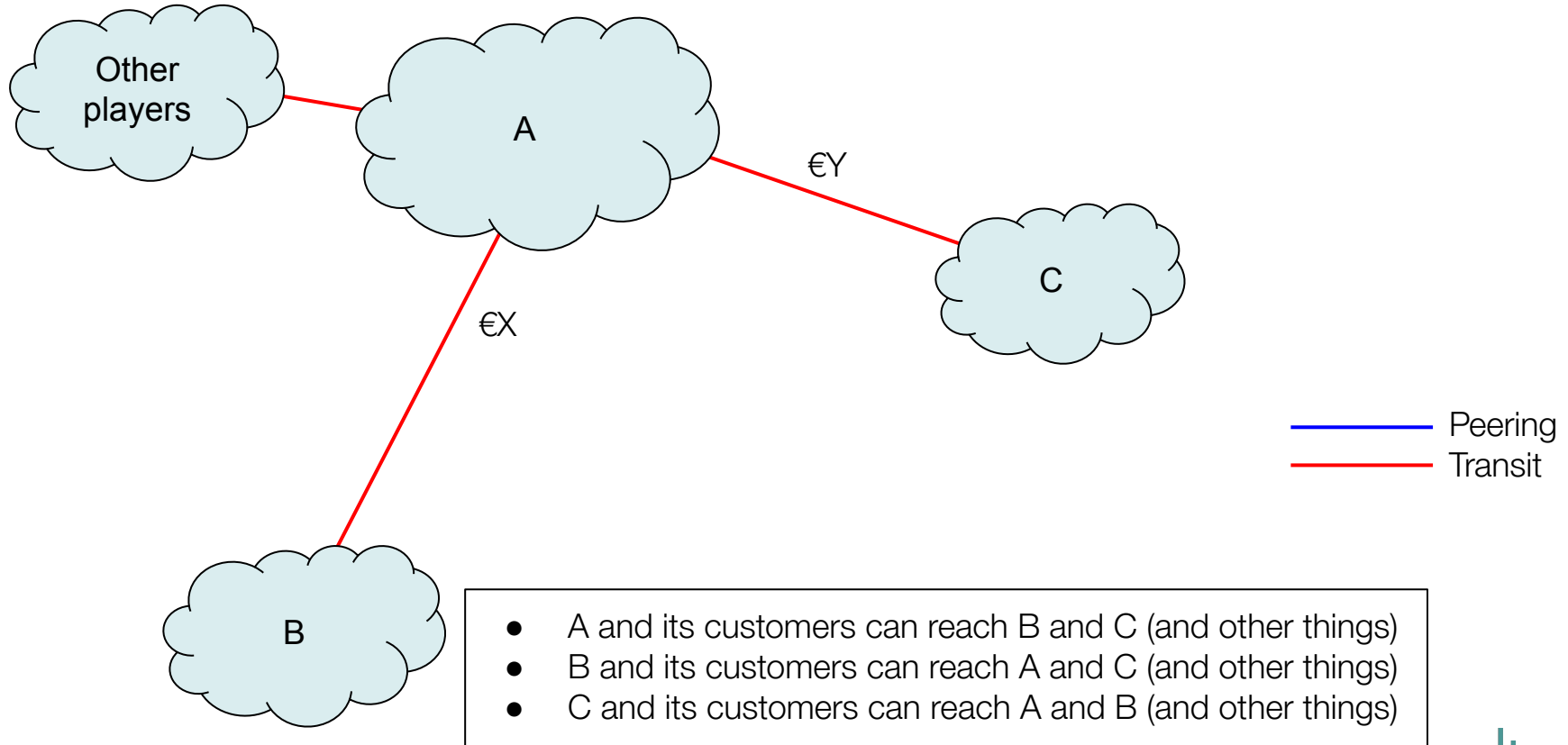
Payments / traffic



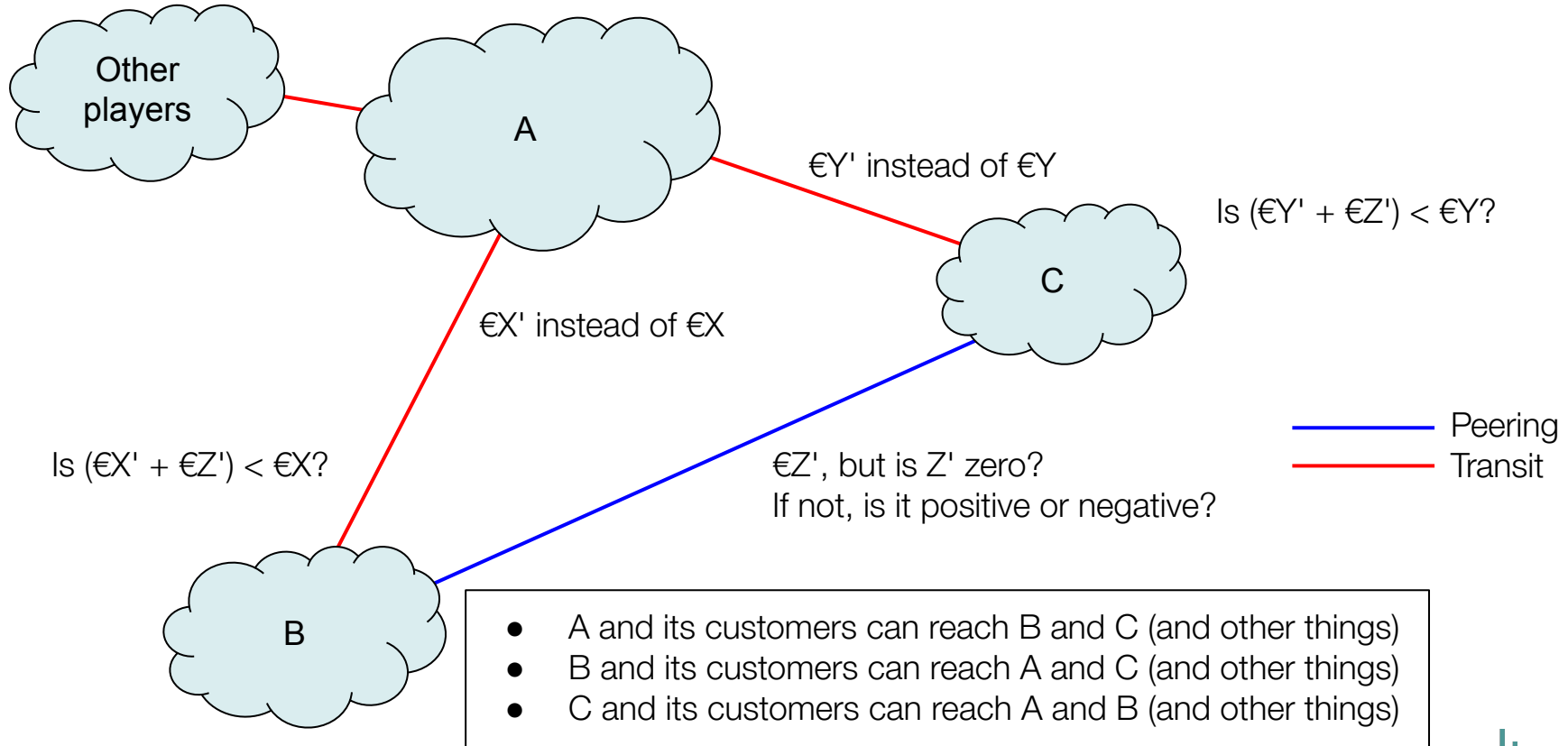
Payments / traffic



Payments / traffic



Payments / traffic



Hybrid models

- There are also hybrid models, for example “paid peering”
 - When a single dominant player (mostly current or former monopolies) charges others operators for sending and receiving traffic to the dominant players customers
 - The cost is lower - and access is limited to the dominant players customers - not the rest of the Internet

The value of traffic

- In peering discussions it mostly comes down to valuing traffic in each direction
 - The first criteria often used is that in/out should be in balance - but this depends on the peer
- For peers with content (rather than large number of eyeballs) localization of traffic might have value in itself
 - But content is also often considered potential customers
- **IMPORTANT: *The internet model of payment settlement is only based on value of traffic***

Traffic flow on the Internet



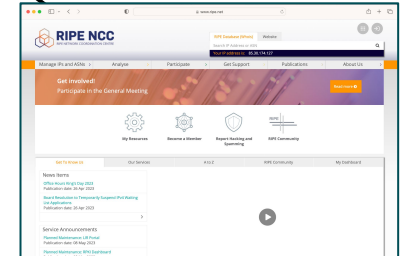
Based on value of traffic

Operator 2

Company pays for this!

Operator 1

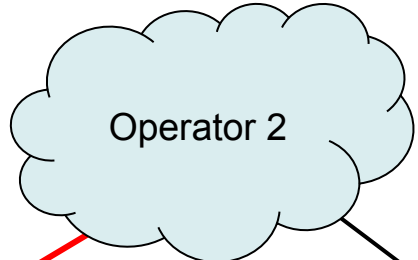
End user pays this!



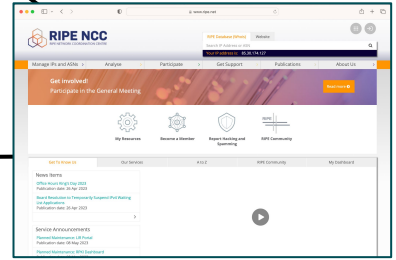
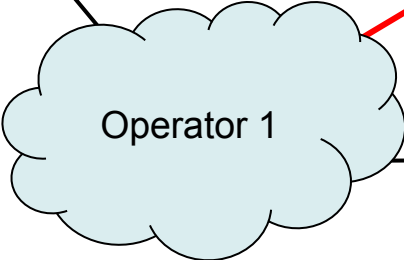
Traffic flow on the Internet



Based on value of traffic



Company pays for this!



End user pays this!

Who pays for this?



Traffic flow on the Internet, in reality



Based on value of traffic

Operator 2

Based on value of traffic

Operator 1

RIPE

End user pays this!

Based on value of traffic

Company pays for this!



Background material

- [European Commission Consultation on The future of the electronic communications sector and its infrastructure](#)
- [European Declaration on Digital Rights and Principles](#)
- [A call for large content platforms to contribute to the cost of the European digital infrastructure that carries their services](#)
- [ETNO report Europe's internet ecosystem: socio-economic benefits of a fairer balance between tech giants and telecom operators](#)

Questions?

