



EUROPEAN COMMISSION

**NOTICE OF WITHDRAWAL OF A NUMBER OF NOTIFIED DRAFT MEASURES UNDER
ARTICLE 32 OF DIRECTIVE (EU) 2018/1972¹**

**CASES PL/2022/2370 AND PL/2022/2371 – MARKET 3A/2014 AND MARKET 3B/2014 –
UPDATE OF WACC PARAMETERS IN POLAND**

- 1) On 29 April 2022 and 2 May 2022 respectively, the Commission registered two notifications from the Polish national regulatory authority (NRA), Urząd Komunikacji Elektronicznej (UKE), concerning the update of Weighted Average Cost of Capital (WACC) parameters for regulated products and services related to the market for wholesale local access provided at a fixed location and for wholesale central access provided at a fixed location for mass-market product market in Poland.
- 2) On 30 May 2022, the European Commission opened an in-depth investigation into the notifications by Urząd Komunikacji Elektronicznej (UKE) of draft regulatory measures amending remedies that were not consulted at national level.
- 3) By a letter of 7 July 2022, UKE withdrew its notifications.
- 4) Under point 7 of Recommendation (EU) 2021/554², an NRA may decide at any time to withdraw the notified draft measure. In this case, the NRA should upload a Notice of Withdrawal in the secure electronic interface.
- 5) UKE's notice can be found on [CIRCABC](#).

¹ Under Article 32 of Directive (EU) 2018/1972 of the European Parliament and of the Council of 11 December 2018 establishing the European Electronic Communications Code (the Code) (OJ L 321, 17.12.2018, p. 36).

² Commission Recommendation (EU) 2021/554 of 30 March 2021 on the form, content, time limits and level of detail to be given in notifications under the procedures set in Article 32 of Directive (EU) 2018/1972 of the European Parliament and of the Council establishing the European Electronic Communications Code, C/2021/2029, (Procedural Recommendation) (OJ L 112, 31.3.2021, p. 5–18).