

Including our Code of Practice on Complaint Handling and Dispute Resolution and our Code of Practice for Premium Rate Services and NTS calls

Part 1 – Modern Communications Ltd Code of Practice on Complaint Handling and Dispute Resolution for Domestic and Small Business Customers

Introduction to our company and services

MODERN COMMUNICATIONS LTD is an independent company that delivers communications services to domestic and business customers. While we may not provide all the component parts of our services ourselves we do take the responsibility for the services delivered to you. So we will liaise with our suppliers to ensure that any problems with their services are resolved promptly.

Purpose of this Code of Practice

This Code informs you about our products, services, and customer care policies. Our code of practice on complaint handling and dispute resolution has been approved by Ofcom, the independent regulator for the UK communications industries.

How to contact us

Please contact our Customer Service Team

By phone: 0844 257 7777 (From 9.00 until 17.00 Monday-Friday).

By e-mail: service@modcomms.com

By fax: 0844 967 7777

By letter: Modern Communications Ltd, Kingsway House, 103 Kingsway, London WC2B 6QX

Or via our **website** www.modcomms.com

Our commitment to you

We are committed to providing you with the highest quality of customer service. When we purchase our services from wholesale providers, we choose those providers carefully to ensure that you get a high quality service. We make every reasonable effort to supply services that satisfy your requirements. We work to all relevant laws and regulations.

Our products and services

- **Telephone & IT Systems and networks**
- CPS-Carrier Pre-Selection
- WLR-Wholesale Line rental
- ISDN-digital telephone lines
- Broadband access
- **Internet Access, IP VPN provision, LAN/WAN design & installation**
- Mobile telephone and data services
- Equipment and maintenance service
- Non-geographic numbers

For more details on any of our products and services, or to place an order immediately, please contact our Customer Service Team on 0844 257 7777.

You may also purchase our services from local dealers and retailers around the UK. For more information, please contact the Customer Service Team on 0844 257 7777 or see our website www.modcomms.com

Marketing

We work to the principles in the British Code of Advertising, Sales Promotion and Direct Marketing, which are set out on the website, www.cap.org.uk

Terms and conditions

When you subscribe to a service from MODERN COMMUNICATIONS LTD, we will send you our Standard Terms and Conditions and ask you to sign a contract, if applicable. If you have any questions, please phone our Customer Service Team on 0870 444 9891. We may carry out a credit check as part of our assessment procedures.

The minimum contract term for our services is variable dependent on product. We aim to provide services within twenty working days of your original request, subject to the availability and installation of any equipment and, where appropriate lines to your premises. If we need to carry out a survey of your premises or lay additional cabling we will advise you of the revised timescales as soon as we can.

Cancellation

If you decide to cancel your order or agreement before we have provided the services, you may do so without charge within 7 working days after your order is placed provided that we have not confirmed to you an engineering visit/s or engineering installation/s within 72 hours of this time (i.e. you can cancel a confirmed installation without penalty up to 72 hours before installation date After 7 working days we will charge you an administration fee dependent on product. Should you wish to terminate your contract within the minimum term, specific to the chosen product, we will charge you for the remainder of the contracted agreed price and any other cost specified within a master agreement. After the minimum term you can cancel any service by calling our Customer Service Helpdesk on 0844 257 7777 giving us the relevant notice period dependent of product or service.

Faults and repairs

Please call our Fault Service Team on 0844 257 7777 if you experience a fault with any of our services. We aim to have this investigated within 1 working day. A fault report, service request or fault query does not constitute a formal complaint or dispute of any kind.

Compensation and refund policy

Our policy is to assess each claim on a case by case basis.

Price lists

Our pricing structure is available from our Customer Service Team. We will write to you in advance if we change the pricing structure on your products and services.

Billing

We will bill you monthly or quarterly dependent on product, in advance for rentals and historic by one month or more for calls or data traffic or transfer

Our standard payment method is direct debit which is agreed at the start of your contract. If you wish to change your method of payment at any time, please call our Customer Service Team.

We provide itemised billing online as part of our service to you free of charge and fully accessible via a secure web site area.

If you have difficulty paying your bill, please contact us on 0844 257 7777 and we will try to arrange a different method of payment. We will do all we can to help our residential and small business customers to manage their bills and avoid disconnection. If you are a business customer you should be aware that failure to pay bills on time or settle outstanding one off charges does not initiate a complaint or dispute of any kind. Similarly the cancellation of a Direct Debit mandate does not constitute a cancellation of any service at any time.

If you are moving home or office

Please call our Customer Service Team on 0844 257 7777 no later than 15 working days before your move date. We will amend your account and billing requirements as necessary. We will endeavour to offer you the same telephone number to minimise disruption but please note that for geographic numbers this is not always possible.

Number porting

MODERN COMMUNICATIONS LTD recognises that keeping your existing telephone numbers may be important to you. If you move your business to us and wish to keep the number that you have with your old provider, we will arrange it if you ask us. We will work with you or your new provider to ensure that the services are switched over at a convenient and appropriate time. Please be aware that the minimum term and cancellation period must be honoured and all sums due for services contracted during this period paid for prior to transfer or agreed to be paid for immediately upon transfer. For more information, please call our Customer Service Team on 0844 257 7777.

Complaints

We make every effort to ensure that our customers are happy with the level of service, and the products and service they receive from us. However, despite our best efforts, things can go wrong. We take customer complaints very seriously and aim to resolve them quickly and efficiently.

If you have a complaint about any part of our service, please contact our Customer Service Team on 0844 257 7777 and ask to speak to your account manager. If you do not know who your account manager is please ask to speak to a Director of the company. Our advisors will ask you about your complaint and seek to resolve the problem while you are on the line. During any discussions we will protect the privacy of the information that we hold on you. To do this we may have to ask you questions to confirm that we are speaking to the right person.

If you have an invoice issue or billing dispute with us please contact the billing or service manager prior to the normal payment term period being met. Simple refusal to pay, failing to acknowledge your non-payment or withholding of all or part of any monies owed without approval is a breach of service and any unauthorised refusal to pay, offsetting of sums (either as costs or charges raised by you or charged to us), non payment of a regular rental or stopped Direct Debit mandate do not constitute a complaint and are viewed as a bad debt and simple commercial matters by Modern and as such fall within standard supply terms whereby credit control and suspension of service process will follow.

You may also send your complaint to us in writing: Modern Communications Ltd, Kingsway House, 103 Kingsway, London, WC2B 6QX. Please note that if you are making a formal written complaint you should do so in writing posting by registered or recorded post.

We will try to resolve your complaint quickly and efficiently, and to keep you informed at all times. If your complaint is not resolved to your satisfaction, you can take it further within our company, and ultimately to the Managing Director. If we cannot resolve the problem, we will write to you to say so.

If your complaint has been outstanding for more than 3 months or you have received a letter from us saying that your complaint has reached "deadlock", then you may ask for help from the Communication and Internet Services Adjudication Scheme (CISAS) Tel: 020 7421 7432 e-mail: cisas@drs-ciarb.com.

CISAS is an independent organisation which is approved by Ofcom to provide an alternative dispute resolution (ADR) service. Ofcom-approved ADR services sort out disputes between communications providers and their consumer and small business customers. Their job is to investigate complaints fairly by listening to both sides of the story. They look at the facts given to them before recommending any action that may be needed to put things right.

Services for people with special needs

We are committed to helping all our customers to communicate easily. We offer the following additional services on request for customers who are older or who may have a disability, including:

- Priority access to the Customer Service Team
- Priority fault repair and assistance
- Additional help and support if you have difficulty paying your bill
- A free Directory Enquiries service for people who are unable to use the printed phone book
- Copies of bills in large print or on computer disc for customers who have difficulty reading their bill

Copies of this Code are available in larger print and other formats on request

Data protection

We comply fully with our obligations under the Data Protection Act 1998.

Part 2 – Modern Communications Ltd Code of Practice for Premium Rate Services and NTS Calls

Purpose of this Code of Practice

This code informs you about our policies on providing information about Premium Rate Service (PRS) calls and on our charging policy for calls to NTS and PRS numbers.

Premium rate services

Premium rate services (PRS) are telephone numbers that offer some form of information or entertainment that is charged to your phone bill. UK-based PRS numbers are normally prefixed by "09". Typical services include TV vote lines, mobile ringtone downloads, technical helplines, charity fund-raising and adult entertainment.

Charges for these services are added to your telephone bill. Calling a PRS number generally costs between 10 pence and £1.50 per minute, per call or per text (incl. vat). Calling these services from, for example, mobile phones, cable networks or public payphones will generally cost more than the advertised rate. Our charges for calling these services are shown in our price list, which is available on request from our Customer Services Team and via our website.

If you have a problem with PRS, we can help. We can provide advice on checking the number of PRS charges that appear on your bill and will try to help you identify the premium rate service provider. We can use call barring to restrict access to "09" numbers. Please call our Customer Service Team on 0844 257 7777 for advice on this. We can give you a fact sheet on PRS.

You can also ask for help from the Independent Committee for the Supervision of Telephone Information Services (ICSTIS), which is the industry-funded regulatory body for Premium Rate Services. ICSTIS operates a code of practice that sets out standards for the operation of PRS. You can use the ICSTIS website at www.icstis.org.uk to check PRS numbers direct or to download a complaint form. ICSTIS has legal powers to require a provider of PRS to amend its service or promotional material (or both) and can also impose penalties on content service providers. For other ways to contact ICSTIS, see the "Useful addresses" section below.

Number translation services

Number translation services (NTS) are based on numbers that are normally pre-fixed "08". For example, 0800 and 0808 are used to provide freephone services (some freephone services are also provided on 0500 numbers). 0844 and 0845 numbers are used for dial-up pay-as-you-go Internet access and customer service helplines. 0870 and 0871 numbers are used for information services, technical helplines and telephone banking. They are also used by organisations to help them provide call-management features such as intelligent call routing and fax-to-email services.

Charges for calling services on NTS numbers are added to your telephone bill and prices range from free up to 10p per minute or per call (excl vat). Calling these services from, for example, mobile phones, cable networks or public payphones will generally cost more than the advertised rate. Our charges for calling these services are shown in our price list, which is available on request from our Customer Services Team and via our website. We can also give you a fact sheet on NTS.

If you are unhappy with the help you have received from us on a problem with PRS or NTS, please contact Adrian Barnard on 0844 257 7777 who has responsibility for compliance with our code of practice for PRS and NTS. You may also complain using the complaints procedure set out in this code including, ultimately, referring your complaint to Otelo/CISAS.

Internet diallers

If you use the Internet, it is possible for software to be placed on your computer without you knowing - using the same methods as for computer viruses. This type of software (known as Internet or rogue diallers) can then make calls to PRS and NTS numbers without your knowledge. Software is available to detect this activity and we can help you to access this - please contact our Customer Services Team for details. ICSTIS has been given responsibility for policing this type of activity and you can contact them via www.icstis.org.uk to ask for help or to report examples of this type of abuse. For other ways to contact ICSTIS, see the "Useful addresses" section below. We can also help by barring calls to 09 numbers.

Nuisance calls

We take the problem of nuisance calls and malicious communications very seriously. We tackle it by working closely with the police and others in the communications industry. If you have been a victim of this activity, please call the Customer Service Team on 0844 257 7777 to report the incident and for information on how to deal with it.

We encourage parents to register the mobile phones of their children, and take responsibility for all customer care enquiries.

The Telephone Preference Service

If you don't want to get sales and marketing calls you have not requested, you can add your details to a list run by the Telephone Preference Service (TPS). If your number is on the list, it is illegal for a company to call you for marketing purposes. You can contact the Telephone Preference Service via www.tpsonline.org.uk or by telephoning 0845 0700707.

Useful addresses

CISAS – International Arbitration Centre, 12 Bloomsbury Square, London, WC1A 2LP. Tel: 020 7421 7432

e-mail: cisas@drs-ciarb.com Website: www.cisas.org.uk

Ofcom - Riverside House, 2a Southwark Bridge Road, London SE1 9HA. Tel: 020 7981 3040 email: contact@ofcom.org.uk Website: www.ofcom.org.uk

ICSTIS Ltd, Clove Building, 4 Maguire Street, London, SE1 2NQ. Tel: 0800 500212 or 020 7940 7474
Website: www.icstis.org.uk

Telephone Preference Service, DMA House, 70 Margaret Street, London W1W 8SS Tel: 0845 0700707
Website: www.tpsonline.org.uk

Federation of Communication Services (FCS), Burnhill Business Centre, Provident House, Burrell Row, Beckenham, Kent BR3 1AT. Tel: 020 8249 6363 email: fcs@fcs.org.uk Website: www.fcs.org.uuk

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