

Name

Dr Russell Mark Richardson

UK Solicitor (1999 -); Attorney-at-Law, Cayman Islands (2012 -)

Relevant Career History

INFORMATION AND COMMUNICATIONS TECHNOLOGY AUTHORITY ('ICTA'), Cayman Islands:

Nov 2014 to present,

General Counsel and Deputy Director Industry Affairs

May 2011 to Oct 2014,

General Counsel and Head of Licensing and Compliance

- On the Senior Management Team with responsibility for leading on and managing Industry-related projects/disputes/competition investigations and legal advice to other colleagues and the ICTA Board across all Authority matters.
- Leads a team whose responsibility it is to conduct regulatory and competition policy investigations/disputes and enforcement.
- Oversees the effective management and control of the .ky domain space, having among other things set-up and implemented the ICTA's dispute resolution policies.
- Broadened the ICTA's regulatory focus from network competition to include the better protection of customers; having pushed for and saw the introduction of various consumer protection measures (e.g. number portability).
- Acts as the ICTA's Corporate Secretary and manages the ICTA Board, agrees and prepares the Board Agendas with the Chairman and Managing Director, sits on the Board as a non-voting member, presents papers that go to the Board as they relate to policy, operational and enforcement issues.
- Manages the ICTA's litigation. Represents the Authority in meetings with the general public, Licensees, Government and the Press.
- Lead legal adviser for the Cayman Islands cyber security response team (CIRT-KY). Attends ICANN on behalf of the ICTA as a member of ccNSO and GAC.
- On the Cayman Islands committees for policy input on, and drafting, of its data protection and copyright laws.

DIGITAL SPRING, UK, London: 2009 to 2012, *Legal Consultant for advertising/Telecoms startup*

- Advised on general company/commercial set-up issues such as 'Big Data' protection compliance and brand/IP protection (including the identification and registration of trade marks and domain names, and advising on a trade mark dispute).
- Advised Digital Spring's Telecoms arm on general Telecoms regulatory issues, including the application of Ofcom's consumer protection/switching obligations.

**OFFICE OF COMMUNICATIONS, UK, London: Aug 2008 to May 2011, *Principal Legal Adviser*
Jan 2004 to Jul 2008, *Senior Legal Adviser***

- On Legal Management Team, with particular responsibility for the approach and legal input on Corporate Compliance and Governance issues (including responsibility for impact assessment, equality and disclosure policies, FOI and data protection compliance).
- Sat on various senior management Steering groups - in relation to mobile and numbering management, international relations and corporate responsibility.
- Drafted many of the consumer protection obligations in place in the UK IT/Telecoms market (e.g. relating to IT security, Codes of Practice on Marketing and Dispute Resolution). Advised on various unfair contract term disputes under the Enterprise Act 2002. Helped set up the Telecoms Ombudsman Schemes and related procedures.
- Led on various competition related cases, including the *MCT Appeal* (an appeal by H3G and BT of Ofcom's decision to set mobile charges for terminating mobile calls) and the *CPS Save Activity Appeal* (where Ofcom prohibited BT's 'save' behaviour, where BT was calling switching customers in an attempt to 'save' them).
- Responsibility for input on EU cases (e.g. customer switching costs, *Mobistar*, and State Aid issues *Vtesse Networks*), involved in negotiating with Govt. Departments and the European Commission. Responsibility for management of appeals before the Information Commissioner/Tribunal relating to information law issues (DPA, FOI, EIR).
- Advised on Ofcom's contract/commercial matters and had particular responsibility for Ofcom's brand management/IP protection. Participated in negotiations on Ofcom's contractual terms and conditions for operational matters (e.g. IT procurement).

OFFICE OF TELECOMMUNICATIONS, UK, London: Apr 1999 to Dec 2003, *Legal Adviser*

- Lead adviser on Spectrum Competition issues, helping to draft part of the Government's 3G Auction Information Memorandum. Advised on general competition investigations, including various Competition Act 1998 investigations (e.g. on mobile site sharing).
- Lead adviser on consumer policy issues/investigations, advising on the interpretation of licence conditions in relation to, for example, access to emergency services, consumer dispute resolution and increased consumer information.
- Managed various judicial reviews including one related to an Oftel decision that opened up the fixed-line access market through setting the regulated cost for BT to provide carrier pre-selection (*BT Plc v DG of Telecommunications*).
- Advised on various market reviews, for example on mobile call origination. Also advised on various regulatory investigations into compliance with licence conditions and resolution of network access disputes which looked to open up telecoms markets.

LOVELLS SOLICITORS, London: Mar 1997 to Mar 1999, *Trainee Solicitor*

- Seats in: commercial property; telecommunications/media and IP Litigation; EU competition (based in Brussels); and, insurance and environmental litigation.

ANGLIA LAW SCHOOL, Anglia Ruskin University: Sep 1992 to Jul 1996, *Part-time lecturer*

- Lectured and tutored undergraduate and postgraduate students on UK Public Law (constitutional, administrative, civil liberties) and EU Law subjects.

EUROPEAN PARLIAMENT OFFICE, Luxembourg: Summer 1993, *Stagiaire*

- Worked for Klaus Henrich Offermann, Deputy Research Director, Research Secretariat DG IV.

Related External Interests

NOMINET, Oxford, UK: 2008 to present, *Independent Domain Name Expert*

- Works as an Independent Domain Name Expert for Nominet, resolving domain name registration disputes ending with *.uk*. Nominet profile is at: www.nominet.org.uk.

LAW SOCIETY EU COMMITTEE, Brussels: 2003 – 2006, *Member*

- Sat on the Law Society's EU Committee in Brussels, advising members through the drafting of papers/presentations on the implications of new European legal initiatives.

Academic History

■■■■■■■■■■ **Ph.D. (EC administrative comparative law)** Anglia Law School, Anglia Ruskin University, Chelmsford, Essex.

Thesis: a comparative examination of the protection of individual rights in the European Union ('EU'), leading towards the creation of a European administrative system. The legal systems examined: England & Wales, France, Germany and the EU.

■■■■■■■■■■ **Legal Practice Course**, Nottingham Law School, Nottingham Trent University.

■■■■■■■■■■ **LL.M. (EU and International law)**, Nottingham University, Nottingham.
Subjects studied: EU law, competition law, European intellectual property law, world trade law, international sale of goods law, and international human rights law.

Dissertation: comparison of IP rights protection between EU and General Agreement on Tariffs and Trade (Agreement on Trade-Related Aspects of Intellectual Property (TRIPS)).

■■■■■■■■■■ **LL.B. (Hons), upper second degree**, Anglia Law School, Anglia Ruskin University, Chelmsford, Essex.