



COMMERCE COMMISSION

Please refer to:

4.3/J7371  
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28 February 2006

To All Interested Parties to Mobile Termination Investigation

By Email

**New information in Appendix 1 of Vodafone cross-submission**

Vodafone presented new information on pass-through in Appendix 1 of its cross-submission on the mobile termination reconsideration draft report of 22 December 2005 and has since provided to interested parties the underlying data used to derive that information.

TelstraClear requested on 23 February that the Commission allow it the opportunity to comment on the information. The Commission indicated in an email from Anthony Morris on 24 February to interested parties that it would not allow parties to comment on the information because allowing further cross-submissions would be at variance to its normal processes. On further consideration the Commission has decided that, in this instance, it is appropriate to allow interested parties to comment on the information. This decision should not be taken as indicative that the Commission will in any other case seek further submissions on new information contained in a cross-submission.

Cross-submissions on the pass-through information contained in Appendix 1 of the Vodafone cross-submission should be made writing and addressed to the attention of Anthony Morris, email [anthony.morris@comcom.govt.nz](mailto:anthony.morris@comcom.govt.nz). The deadline for receipt of cross-submissions is the close of business on Friday 3 March 2006.

The Commission reminds parties that the purpose of cross-submissions is to comment on submissions made by other parties. Significant new information should not be included in cross-submissions.

Yours sincerely

Osmond Borthwick  
Manager Network Access