



COMMERCE COMMISSION

Please refer to:  
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9 April 2009

Vanessa Oakley  
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Group Regulation, Competition & Litigation  
Telecom Corporation of New Zealand Limited  
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WELLINGTON

by email: [Vanessa.Oakley@telecom.co.nz](mailto:Vanessa.Oakley@telecom.co.nz)  
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[Bill.McCabe@nzcomms.co.nz](mailto:Bill.McCabe@nzcomms.co.nz) and other interested parties to the MTAS Investigation

Dear Vanessa

**RE: Investigation into Mobile Termination Access Services (MTAS): Process Issues**

1. I refer to your letter of 8 April 2009 in which you provide Telecom's comments on the concerns raised by Vodafone New Zealand Limited (**Vodafone**) with the process adopted by the Commission in respect of its investigation under Schedule 3 of the Telecommunications Act 2001 (the **Act**) into Mobile Termination Access Services (**MTAS Investigation**).<sup>1</sup>
2. The Commission considers that its response to Vodafone provides an indication of the intended process that it intends to follow in the MTAS Investigation, and responds to the issues raised in your letter. As noted in that response, the Commission will continue to regularly review and update the timeframes for the investigation, as it progresses.
3. By email on 3 April 2009<sup>2</sup>, Telecom requested:

“... that the Commission extends the due date for revised undertakings by 3 weeks (i.e. from 22 April until 13 May 2009) given the number and extent of regulatory work currently underway ... [and as] the Commission's preliminary comments on the undertakings included new material that Telecom needs to understand in order to be in a position to appropriately respond ... [and to properly consider the Commission's previous cost benefit analysis model ...”
4. As indicated in the Commission's letter to Vodafone, the Commission has considered Telecom's request and has extended the deadline for submission of revised undertakings by two weeks. The revised deadline is **5pm Wednesday 6 May 2009**.

<sup>1</sup> Copies of Vodafone's letter of 3 April 2009 and the Commission's response to Vodafone are available on the Commission's website at

<http://www.comcom.govt.nz/IndustryRegulation/Telecommunications/Investigations/MobiletoMobileTermination/mobiletomobiletermination.aspx>.

<sup>2</sup> Email from Airihi Mahuika to Shane Kinley, *MTAS Investigation - Request for extension*, Fri 3/04/2009 1:49 p.m.

5. Copies of your letter of 8 April 2009, this letter, and an updated timeline reflecting the process that the Commission intends to follow for the MTAS Investigation are available on the Commission's website.<sup>3</sup>
6. Should you have any queries in relation to this letter or the MTAS investigation generally, please contact me on (04) 924 3816, or Shane Kinley on (04) 924 3686 or by email at [shane.kinley@comcom.govt.nz](mailto:shane.kinley@comcom.govt.nz).

Yours sincerely



Anita Mazzoleni  
Commissioner

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<sup>3</sup> See note 1.