

ihug[®] into the internet

FAX DOCUMENT

To:	Douglass Webb	From:	David Diprose
Company:	Commerce Commission	Date:	9 June 2003
Fax Number:	04 924 3700	No of pages:	1
Subject:	Application for determination for number portability		

This facsimile message contains information that is confidential in nature and may be legally privileged. If you are not the intended recipient, you must not peruse, use, disseminate, distribute or copy this message. If you have received this message in error, please notify us immediately by facsimile or telephone and return the original message to us by mail. Thank you.

Dear Mr Webb,

Thank you for the opportunity to comment on the "Application for determination for number portability".

Due to resource and time constraints we were (and are) not able to make a full submission on this matter.

We have, however, reviewed TelstraClear's submission dated 30 May 2003. We agree with and endorse the comments made by TelstraClear. In particular, we note a determination on cost allocation would:

- help remove incentives to "game" the technical solution (eg if the Commission determines that each party should bear their own costs, as ihug advocates, none of the parties will have incentives to argue for or impose a gold-plated technical solution, the cost of which could act as a barrier to the uptake and use of number portability;
- overcome the most significant barrier to the introduction of local and mobile number portability; and
- as a consequence, result in LTNP being introduced more quickly than it would otherwise.

We would also like to reiterate (as TelstraClear does) that the Commission should waive the Application Fee, and that the Commission's costs of the investigation should be either recovered as part of the Commission's costs of performing its functions under the Act which are recovered by means of the levy applied pursuant to section 11 of the Act or amongst operators which have been issued with local or mobile telephone numbers in a fair and competitively neutral manner. Ihug is concerned that it will incur costs that are disproportionate to its size and market share in the telecommunications market. We would be concerned if the cost of making applications acted as a barrier to such applications being made.

Yours sincerely,

David Diprose

127-131 Newton Rd, Newton. P O Box 7281, Wellesley Street, Auckland, New Zealand.

TEL 09 358 5067 FAX 09 359 9395
Freephone 0800 22 22 25 www.ihug.co.nz