



COMMERCE COMMISSION

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STATEMENT OF ELIGIBILITY OF TELETRADERS (NZ) LIMITED AS AN ACCESS PROVIDER OF THE LOCAL TELEPHONE NUMBER PORTABILITY SERVICE

21 October 2008

Introduction

- 1. On 31 August 2005 the Commission issued a determination... 2. The Determination assessed the eligibility of parties... 3. The Commission monitors the eligibility of access providers... 4. The Commission's assessment of access providers as at 15 July 2008 was:

Table with 3 columns: Party, Local telephone number portability service, Cellular telephone number portability service. Rows include Telecom, TelstraClear, Vodafone, CallPlus, and Compass.

1 Decision 554: Commission's determination of local and cellular number portability dated 31 August 2005 and the clarifications dated 17 May 2006, 30 March 2007 and 22 June 2007.

2 ibid, para A8

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IHUG	Yes	No
WorldxChange	Yes	No
Woosh	Yes	No
Airnet	Yes	No
Orcon	Yes	Yes
M2	No	Yes
NZC	No	Yes
Symbio	Yes	No
Link Telecom	Yes	No

5. On 10 September 2008, the Commission received an application from Teletraders (NZ) Limited ('Teletraders'). Teletraders applied to the Commission for consideration as an access provider of the local telephone number portability service. Teletraders provided further, updating information in relation to its application to the Commission through to 14 October 2008.
6. Any person that is determined by the Commission to be an eligible access provider becomes a party to, and is bound by, the Determination from the date of the applicable statement of eligibility declaring that person to be an eligible access provider.

Definition of access provider

7. An 'access provider' of the local telephone number portability service is:

Access provider: Every person who operates -
 (a) a PSTN to which numbers have been allocated; and
 (b) a telephone service that relates to that number portability service³.

Eligibility of an access provider

8. In its application, Teletraders advised that it intends to launch a wholesale and retail fixed-line voice communication services in Auckland, Wellington and Christchurch via an IP-PSTN gateway. The voice communication services will be delivered over Voice over Internet Protocol (VoIP) to the end-users using a Primary Rate ISDN link. Teletraders' soft switches interface with Telecom New Zealand Limited (Telecom)'s circuit switch over ISDN links. Teletraders' soft-switches are multifunctional, network-based gateways, which are software-based switches that act not only as interfaces between circuit switched and packet switched networks but also as interfaces between SS7 and Session Initiation Protocol (SIP) signalling and systems control. Teletraders has its Points of Presence (POPs) located in Christchurch and Wellington, which aggregates into a

³ Subpart 2 of Part 2 of Schedule 1 of the Telecommunications Act ('the Act')

central soft-switch located in Auckland. Teletraders has executed an interconnection agreement with Telecom, effective 23 September 2008. .

9. Teletraders is a party to the Number Administration Deed ('NAD'), and has been allocated geographic number range blocks in Auckland, Wellington and Christchurch.⁴ Teletraders advised that numbers within these number range blocks have been activated, and the Number Register reflects the "Assigned" status of these number range blocks.
10. Teletraders provides retail services to businesses, residential and wholesale services to service providers who then provide telecommunications services to end-users. Teletraders controls the delivery of calls for its number ranges as part of its wholesale service to these retail service providers.
11. Teletraders has advised that it retains the responsibility for complying with the rules and principles of the NAD in relation to its allocated geographic number range blocks in Auckland, Wellington and Christchurch.

Commission's view

12. Teletraders operates a PSTN to which geographic number ranges have been allocated, and therefore satisfies subsection (a) of the applicable criteria. These numbers are unique to Teletraders and are distributed by Teletraders' service provider customers to end-users.
13. In relation to subsection (b), the Commission notes that Teletraders operates a telephone service that relates to the number portability service on a trial basis only, it is satisfied that the criteria as outlined in subsection (b) is satisfied.
14. Teletraders is eligible as an access provider of the local telephone number portability service.

Conclusion

15. Teletraders is an access seeker and access provider of the local telephone number portability service. The eligibility of other persons as access providers of the Number Portability Services remains as stated in the Commission's previous 15 July 2008 update statement.
16. On 22 June 2007, the Commission issued a clarification⁵ to the Determination which required that a new party to any one of the designated multinet network services that are the subject of the Determination commence porting as soon as

⁴ The number ranges allocated to Teletraders that are currently 'assigned' include: 03-660-XXXX, 04-400-XXXX, and 09-311-XXXX

⁵ Decision 605: Clarification (No 3) of Number Portability Decision dated 22 June 2007.

possible but, in any event, no later than three months after the date that the Commission confirms that it is an access provider of the relevant Number Portability Service.

17. This statement is effective as of 21 October 2008.

Signed by:



Paula Rebstock
Chair