



26 May 2008

Matthew Bailey  
Telecommunications Division  
Commerce Commission  
WELLINGTON

By email: Matthew.Bailey@Comcom.govt.nz

**RE: Consultation on Vodafone's Standard Terms Proposal for Mobile Co-location**

CallPlus would like to make some brief comments on Vodafone's Standard Terms Proposal for Mobile Co-location. Whilst CallPlus see this issue as a critical component in facilitating the entry of a third mobile operator as well as enabling network deployments using alternative technologies such as WiMAX we have, given the volume of activity and resource constraints at this stage, restricted ourselves to a few comments in support of Kordia & NZ Communications submissions.

In particular we would like to comment on the following three points: -

**1. Definition of unacceptable performance degradation**

CallPlus supports the views outlined by Kordia in their submission that Vodafone's proposed wording (Schedule 5 – clause 6.2.2) around *“performance degradation which affects the quality of service in more than a minor way”* will simply enable an incumbent to further defer & deny service and be used as a barrier to access seekers.

**2. Definition of Cellular Mobile Telephone network**

Vodafone have elected to propose a new definition of cellular mobile network rather than the definitions of “Cellular mobile network”, “Mobile Telecommunications Service” and “Inter cell Handover functionality” which were in the TCF document. CallPlus is concerned that Vodafone have chosen a more detailed definition which may limit applications & future technologies. Our preference is to retain the TCF definition and understand better Vodafone's reasons for proposing to diverge from the TCF paper.

**3. Rapid Multi-access Period**

It is critical for consumers, in CallPlus' view, that the outcome facilitates a fast track rollout by NZ Communications as a new entrant. Whilst CallPlus cannot comment on some of NZ Communications statement with respect to the TCF working group, as we did not attend, we support NZ Communications view that the TCF process is as much about “what the parties disagree on” as it is about “what the parties agree on”. As such we agree that the Commission should consider the 10 items detailed in their ‘major undecided issues list’.



Thank you for the opportunity to make this submission, should you need further information please do not hesitate to contact me.

Yours sincerely

A handwritten signature in black ink, appearing to read 'G. Walmsley', with a large, sweeping flourish at the end.

Graham Walmsley  
General Manager – Wholesale and Regulatory  
Mobile – 021 246 005  
Email: [grahamw@callplus.co.nz](mailto:grahamw@callplus.co.nz)