

**STANDARD TERMS FOR CO-LOCATION ON
CELLULAR TRANSMISSION SITES SERVICE**

**CO-LOCATION ON CELLULAR MOBILE
TRANSMISSION SITES IMPLEMENTATION PLAN
PUBLIC VERSION**

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MOBILE CO-LOCATION IMPLEMENTATION PLAN

1 Introduction

- 1.1 This Mobile Co-location Implementation Plan forms part of the Mobile Co-location Terms. It is designed to meet the purposes set out in the Act and in particular, section 18 of the Act.
- 1.2 The Parties must carry out their obligations under this Mobile Co-location Implementation Plan in good faith and in furtherance of those purposes.
- 1.3 The standard access principles under clause 5 of schedule 1 to the Act apply to this Mobile Co-location Implementation Plan and all of the Access Provider's obligations under this Mobile Co-location Implementation Plan, subject to the limits on the application of those principles under the Act applicable to the Mobile Co-location Service.
- 1.4 For the avoidance of doubt, nothing in this Mobile Co-location Implementation Plan excludes or limits the Commission, the Access Seeker or the Access Provider exercising any rights available to it under the Act.
- 1.5 This Mobile Co-location Implementation Plan has priority over the Mobile Co-location Operations Manual to the extent it is inconsistent, for the period from the Determination Date until the completion of the Soft Launch.
- 1.6 In this document:
- 1.6.1 **Determination Date** means the date on which the Mobile Co-Location Standard Terms Determination comes into force;
 - 1.6.2 **Implementation Period** means the period commencing on the date that the Access Provider receives its first Request from an Access Seeker and ending on the completion of the Soft Launch;
 - 1.6.3 **Soft Launch** means the period of 70 Working Days during which the Access Provider will receive and continue to process certain Site Data Pack Applications in accordance with sections 4 and 5; and
 - 1.6.4 unless defined otherwise, capitalised terms have the meaning given in the Mobile Co-location General Terms, Mobile Co-location Service Level Terms or Mobile Co-location Operations Manual as the case requires.

2 Overview of the Mobile Co-location Implementation Plan

- 2.1 This Mobile Co-location Implementation Plan includes:
- 2.1.1 prerequisites for the Soft Launch and delivery of the Mobile Co-location Service;
 - 2.1.2 provisions relating to the Soft Launch of the Mobile Co-location Service prior to its full implementation;
 - 2.1.3 timelines to enable the delivery of the Mobile Co-location Service to Access Seekers, including separate timelines for:
 - (a) the initial implementation phase; and
 - (b) the Soft Launch;
 - 2.1.4 a description of how this Mobile Co-location Implementation Plan applies to new Access Providers;
 - 2.1.5 a description of how the prioritisation methodology in the Mobile Co-location Operations Manual applies during the Soft Launch;
 - 2.1.6 Key performance indicators (**KPIs**), including proposed remedial actions and

outcomes where the Access Provider does not meet its KPIs and a mechanism for the Access Provider to report to the Commission and Access Seekers ; and

- 2.1.7 a description of how the Mobile Co-location Service Level Terms apply during the Implementation Period.

3 Prerequisites

Prerequisites for Soft Launch and delivery of the Mobile Co-location Service

- 3.1 Before the Soft Launch can commence, and before any Access Seeker may submit a Site Data Pack Application to the Access Provider for delivery of the Mobile Co-location Service, the following prerequisites must be met:
- 3.1.1 the Access Seeker must have made a Request to the Access Provider;
 - 3.1.2 the Access Seeker must have met the prerequisites set out in the Mobile Co-location General Terms and the Mobile Co-location Operations Manual;
 - 3.1.3 the Access Provider must have completed any enhancements necessary to its operational support systems (including the entry of data relating to the Charges), to enable it to provide the Mobile Co-location Service;
 - 3.1.4 the Access Provider must have completed the initial implementation phase; and
 - 3.1.5 the Access Seeker must have provided the Access Provider with the required Forecasts for the Mobile Co-location Service in accordance with the clause 5.4.

4 Soft Launch

- 4.1 The objective of the Soft Launch is to identify any faults in the Mobile Co-location Service, supporting systems or processes that may prevent an Access Seeker or the Access Provider from fully implementing the Mobile Co-location Service in accordance with the Mobile Co-location Terms by the end of the Implementation Period.
- 4.2 Any Access Seeker that has completed the prerequisites as set out in section 3 above may participate in the Soft Launch.
- 4.3 During the Soft Launch, the Access Provider will accept and continue to process, in accordance with the Mobile Co-location Operations Manual, up to a maximum (inclusive) cumulative total of 30 Site Data Pack Applications that are received from all Access Seekers in relation to Relevant Facilities listed in the Access Provider's Common Format Site Database, as referred to in clause 5.4.
- 4.4 During the Soft Launch, the Access Provider will continue to populate its Common Format Site Database with data, in accordance with the Mobile Co-location Operations Manual.
- 4.5 The Soft Launch will end within 70 Working Days from the commencement of the Soft Launch period, as referred to in clause 5.4, whether or not the Access Provider has completed processing the Site Data Pack Applications described in clause 4.3 by that date. However, where the Access Provider has not completed processing any Site Data Pack Applications by the end of the Soft Launch, the Access Provider shall continue to process those Site Data Pack Application(s) in accordance with the Mobile Co-location Operations Manual.
- 4.6 Within 15 Working Days of completion of the Soft Launch as referred to in clause 5.4, the Access Provider will provide a written report to the Commission, with a copy to all Access Seekers that have made a Request of it, setting out any material risks that may impact on the ongoing roll-out of Mobile Co-location Service, as identified in the Soft Launch.
- 4.7 Performance Penalties in respect of the failure by the Access Provider to meet the Service Levels in the Mobile Co-location Service Level Terms will not apply in respect of the period prior to completion of the Soft Launch.
- 4.8 The Access Provider and the Access Seekers that participate in the Soft Launch will co-operate to the best of their ability to ensure that the objectives of the Soft Launch are achieved by the

Soft Launch completion date. They will provide reasonable assistance to each other to identify and fix faults as soon as practicable.

- 4.9 Neither the Access Provider nor any Access Seeker will be liable for any faults in the Mobile Co-location Service or supporting systems or processes that may delay full implementation of the Mobile Co-location Service.

5 Timeline for delivery of the Mobile Co-location Service

- 5.1 The Implementation Period consists of:

- 5.1.1 an initial implementation phase, which:

- (a) commences on the date on which the Access Provider receives its first Request from an Access Seeker; and
- (b) will end 40 Working Days after the commencement of the initial implementation phase; and

- 5.1.2 the Soft Launch, which:

- (a) commences after completion of the initial implementation phase when the Access Provider has received from the first Access Seeker the Access Seeker's initial Mobile Co-location Forecast and Initial List, as referred to in clause 5.4; and
- (b) will end 70 Working Days after the commencement of Soft Launch.

- 5.2 Notwithstanding that the Access Provider may have elected to perform any or all of the actions referred to in clause 5.3 prior to the Determination Date, or prior to receiving its first Request from an Access Seeker, the provisions of clause 5.4 shall remain applicable.

- 5.3 Initial implementation phase timeline:

Key milestones	Action
Request made by the Access Seeker Initial implementation phase day zero (R)	Access Provider receives its first Request from an Access Seeker. Implementation Period commences . Initial implementation phase commences . Access Seeker may submit to the Access Provider an indicative Forecast of locations of preferred Relevant Facilities.
R + 20 Working Days	Access Provider to take into account any Forecasts that it receives by this date in developing its Common Format Site Database. Access Provider to have completed any necessary enhancements to its operational support systems.
R + 25 Working Days	Access Provider to have produced a report to the Commission, with a copy to all Access Seekers that have made a Request of it, advising whether the Access Provider has implemented all necessary enhancements to its operational support systems.

<p>R + 40 Working Days</p>	<p>Access Provider to have developed, and made available to all Access Seekers who have made a Request of it, its Common Format Site Database populated with data, in accordance with the Mobile Co-location Operations Manual, for a minimum of 200 Relevant Facilities that are reasonably and/or practicably capable (i.e. physically compatible) of supporting the Mobile Co-location Service (or, if the Access Provider has less than 200 such Relevant Facilities, all of the Access Provider's such Relevant Facilities).</p> <p>Initial implementation phase is complete.</p>
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5.4 Soft Launch timeline:

Key milestones	Action
<p>Any date after the date on which the initial implementation phase completes, such date to be when the Access Provider has received from the first Access Seeker the Access Seeker's initial Mobile Co-location Forecast.</p> <p>Soft Launch day zero (SL)</p>	<p>Soft Launch commences.</p> <p>Access Seeker to submit to the Access Provider a non-binding Forecast of the total number of Site Data Pack Applications it expects to submit to the Access Provider for each month for the next 24 month period. Each monthly forecast shall include the total number of Site Data Pack Applications per Region.</p> <p>Access Seeker to submit to the Access Provider a binding Forecast of a list of up to 30 Site Data Pack Applications it intends to submit to the Access Provider for the Access Provider to process under the Soft Launch for the next 60 Working Day period (Initial List). The Initial List shall order by priority each Site Data Pack Application.</p>
<p>SL + 5 Working Days</p>	<p>Access Provider to provide to each Access Seeker that has provided to the Access Provider an initial Mobile Co-location Forecast, a list setting out a maximum of 30 Site Data Pack Applications, which have been prioritised from the Initial List(s), in accordance with the Mobile Co-location Operations Manual (Prioritised List).</p>
<p>SL + 10 Working Days</p>	<p>Access Seeker may submit to the Access Provider up to a maximum of 30 Site Data Pack Applications in relation to Relevant Facilities listed in the Access Provider's Common Format Site Database, provided that such Site Data Pack Applications are in accordance with the Prioritised List.</p>
<p>SL + 15 Working Days</p>	<p>Access Provider to have provided Site Data Packs in response to a maximum of</p>

	30 Site Data Pack Applications which have been received from the total number of Access Seekers. The Site Data Pack shall be provided in accordance with the provisions set out in the Mobile Co-location Operations Manual.
SL + 20 Working Days	Access Provider to have produced to the Commission, with a copy to all Access Seekers that have made a Request of it, a report on the progress of Site Data Pack Applications.
SL + 20 Working Days until SL + 70 Working Days	Access Provider to continue to process all Applications received from the Access Seeker in accordance with the Prioritised List and the provisions (and timeframes) set out in the Mobile Co-location Operations Manual. Access Provider to populate its Common Format Site Database with data, in accordance with the Mobile Co-location Operations Manual.
SL + 70 Working Days	Soft Launch ends. Access Seeker may submit Site Data Pack Applications in accordance with the Mobile Co-location Operations Manual under "business as usual" processes, for new Site Data Pack Applications. Those Site Data Pack Applications which are still in progress from the Soft Launch shall be continued to be processed in accordance with the Mobile Co-location Operations Manual.
SL + 85 Working Days	Access Provider to have produced to the Commission, with a copy to all Access Seekers that have made a Request of it, a report on the Soft Launch. Implementation Period is complete.

6 New Access Providers

- 6.1 Every person that is an Access Provider of the Mobile Co-location Service on the Determination Date shall be subject to the terms of this Mobile Co-location Implementation Plan from the Determination Date.
- 6.2 Every person that becomes an Access Provider of the Mobile Co-location Service on a date after the Determination Date shall be subject to the terms of this Mobile Co-location Implementation Plan from the date that they become an Access Provider of the Mobile Co-location Service.
- 6.3 The timeframes in this Mobile Co-location Implementation Plan shall apply to any person who becomes an Access Provider on a date which is after the Determination Date as though references to the Determination Date are instead references to the date from which the new Access Provider qualifies as an Access Provider of the Mobile Co-location Service.

7 Prioritisation of Relevant Facilities

- 7.1 Subject to the remainder of this section 7, the prioritisation of the Relevant Facilities during the Implementation Period will be undertaken in accordance with the prioritisation methodology in the Mobile Co-location Operations Manual.
- 7.2 The Capacity Limit during the first 70 Working Days of the Soft Launch shall be limited to 30 Site Data Pack Applications .

8 Key performance indicators (KPIs) and service levels

Key performance indicators

- 8.1 The following KPIs apply to this Mobile Co-location Implementation Plan for the Implementation Period:
- 8.1.1 The Access Provider has completed any enhancements to its operational support systems within 20 Working Days of the Request.
- 8.1.2 The Access Provider has developed, and made available to all Access Seekers that have made a Request of it, its Common Format Site Database populated with data, in accordance with the Mobile Co-location Operations Manual, for a minimum of 200 Relevant Facilities that are reasonably and/or practicably capable (i.e. physically compatible) of supporting the Mobile Co-location Service (or, if the Access Provider has less than 200 such Relevant Facilities , all of the Access Provider's such Relevant Facilities) within 40 Working Days of the Request.
- 8.1.3 Within 5 Working Days of the dates on which Site Data Pack Applications are received, the Access Provider has issued up to 30 Site Data Packs for the total number of Access Seekers .
- 8.1.4 For the Site Data Packs that have been issued by the Access Provider, the Access Provider has processed, or is continuing to process, such Site Data Pack Applications (and any Applications subsequently made by the Access Seeker which relate to the initial Site Data Packs) in accordance with the provisions and timeframes set out in the Mobile Co-location Operations Manual.
- 8.1.5 Prior to the completion of the Soft Launch, the Access Provider has populated its Common Format Site Database with data, in accordance with the Mobile Co-location Operations Manual.
- 8.1.6 The Access Provider has provided the reports referred to in clause 8.3.2.

Remedial actions and outcomes where the Access Provider does not meet its KPIs

- 8.2 The remedial actions and outcomes set out below apply where the Access Provider does not meet its KPIs:
- 8.2.1 If the Access Provider has not met one or more KPIs set out in clause 8.1 , it must put in place a plan to remedy the situation and will correct that situation as soon as is practicable in the circumstances. The Access Provider will provide the plan to the Commission and all Access Seekers that have made a Request of it. In the interim, the Access Provider will take reasonable remedial action.
- 8.2.2 Where the Access Provider has not met one or more KPIs for the Mobile Co-location Service, and is requested to do so by the Commission, the Access Provider will provide fortnightly reports to the Commission setting out the reasons why it has not met the relevant KPIs for the Mobile Co-location Service in that quarter and the steps it intends to take to comply during the next quarter until the Access Provider is once again meeting its KPIs.

Mechanism for the Access Provider to report to the Commission and Access Seekers

- 8.3 The Access Provider will provide the following written reports to the Commission, with a copy to all Access Seekers that have made a Request of it, confirming compliance or otherwise of the KPIs set out in clause 8.1:
 - 8.3.1 a report to be provided within 25 Working Days of the Request advising whether the Access Provider has implemented all necessary changes to its operational and support systems;
 - 8.3.2 a report to be provided within 20 Working Days after the commencement of Soft Launch on the progress of Site Data Pack Applications during the Soft Launch; and
 - 8.3.3 a report to be provided within 15 Working Days following completion of the Soft Launch setting out the results of the Soft Launch and identifying any material risks that may impact on ongoing implementation of the Mobile Co-location Service.

Implementation of Service Level Terms

- 8.4 For the avoidance of doubt, the Mobile Co-location Service Level Terms will apply from the Determination Date but neither the Performance Penalties , nor any other liability for the Access Provider, will apply in respect of the period prior to end of the Soft Launch.