

**STANDARD TERMS DETERMINATION FOR CO-
LOCATION ON CELLULAR MOBILE
TRANSMISSION SITES**

**MOBILE CO-LOCATION 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 that there is any inconsistency between the two.
- 1.6 In this document:

Current Access Provider	has the meaning given in clause 6.1.
Day Zero	means: <ul style="list-style-type: none"> (a) in relation to Current Access Providers, the Determination Date; and (b) in relation to Future Access Providers, the date at which the Access Provider is entered in the register of eligible Access Providers on the Commission's website.
Determination Date	means the date on which the Mobile Co-location Standard Terms Determination comes into force.
Future Access Provider	has the meaning given in clause 6.2.
Initial Implementation Phase	means the period commencing on the Determination Date and ending 15 Working Days after Day Zero.
Operational Support Systems	means the Fault Management System and Provisioning System set out in the Mobile Co-location Operations Manual.
Soft Launch	means the period commencing at least 15 Working Days after the Determination Date when an Access Seeker makes an application for a Site Data Pack, and ending at the point in time set out in clause 4.4.
Working Day	has the meaning given in the Telecommunications Act 2001.

- 1.7 Unless defined otherwise, capitalised terms in this Mobile Co-location Implementation Plan 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, including a description of how the Mobile Co-location Service Level Terms apply during the Soft Launch;
 - 2.1.3 timelines to enable the delivery of the Mobile Co-location Service to Access Seekers;
 - 2.1.4 a description of how this Mobile Co-location Implementation Plan applies to new Access Providers; and
 - 2.1.5 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.

3 Prerequisites

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

- 3.1 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~~ 3.1.1 the Access Seeker must have made a Request to the Access Provider;
 - ~~3.1.13.1.2~~ 3.1.13.1.2 the Access Seeker must have met the prerequisites set out in the Mobile Co-location General Terms and the Mobile Co-location Operations Manual, ~~except as otherwise provided for in this Mobile Co-location Implementation Plan;~~
 - ~~3.1.23.1.3~~ 3.1.23.1.3 the Access Provider must have completed any enhancements necessary to its Operational Support Systems, to enable it to provide the Mobile Co-location Service;
 - ~~3.1.33.1.4~~ 3.1.33.1.4 the Access Provider must have completed the Initial Implementation Phase; and
 - ~~3.1.43.1.5~~ 3.1.43.1.5 the Access Seeker must have provided the Access Provider with the required Forecasts for the Mobile Co-location Service in accordance with clause 5.4. The Access Seeker Forecasts provided during the Initial Implementation Phase will be treated as though they were submitted to the Access Provider in accordance with the requirements of clause 8.1.7 of the Mobile Co-location Operations Manual.

4 Soft Launch

- 4.1 Any Access Seeker that has completed the prerequisites as set out in section 3 above may participate in the Soft Launch.
- 4.2 The objective of the Soft Launch is:
- 4.2.1 for the Access Seeker and the Access Provider, 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; and
 - 4.2.2 for the Access Seeker, to learn how to progress the different stages of the end-to-end process and to obtain training from the Access Provider in the use of provisioning systems and Application forms (as described in the Mobile Co-location Operations Manual).
- 4.3 Each Access Provider will have their own Soft Launch. During their Soft Launch, the Access Provider shall accept for processing up to 10 Site Data Pack Applications per Access Seeker every 5 Working Days for 40 Working Days or (if this is later) until the Access Provider has accepted for processing 5 Site Data Pack Applications per Access Seeker (the **Soft Launch Applications**), after which any

~~further Applications accepted for processing will be subject to BAU requirements. The Performance Penalties set out in Appendix 2 and Appendix 3 of the Mobile Co-location Service Level Terms will not be payable in relation to the Soft Launch Applications, during which the Performance Penalties set out in Appendix 2 and Appendix 3 of the Mobile Co-location Service Level Terms will not apply to the first 15 applications of each of the Items set out in that Appendix 2. For avoidance of doubt, the Service Levels set out in Appendix 1 of the Mobile Co-location Service Level Terms will apply from 15 Working Days from Day Zero. However, Performance Penalties will not be payable for the first 15 applications of each of the Items set out in that Appendix 2 of the Mobile Co-location Service Level Terms~~

- 4.4 ~~The Soft Launch commences in respect of an Access Provider and Access Seeker when the Access Provider receives its first Site Data Pack Application from the Access Seeker under this Mobile Co-location Implementation Plan on a date that is after the completion of the Initial Implementation Phase. The Soft Launch will be complete in respect of that Access Provider and Access Seeker after the Access Provider has provisions will cease for each Access Provider after they have approved or rejected the Project Plans that relate to the Access Seeker's Soft Launch Applications 15 project plans~~ as set out in Item 16 of Appendix 1 of the Mobile Co-location Service Level Terms, or after ~~240~~200 Working Days from when the Access Provider receives their first Site Data Pack Application ~~from the Access Seeker~~, whichever occurs first.
- 4.5 The Access Provider and the Access Seekers will co-operate to the best of their ability to ensure that the objectives of the Soft Launch are achieved during the Soft Launch process. They will provide reasonable assistance to each other to identify and fix faults as soon as practicable.
- 4.6 For those Service Levels that are exempt from Performance Penalties, 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 Initial Implementation Phase will precede ~~d~~Delivery of the Mobile Co-location Service, which ~~may commence before the Soft Launch is complete~~will occur in parallel with the Soft Launch.
- 5.2 The Initial Implementation Phase:
- (a) commences on Day Zero; and
 - (b) will end 15 Working Days after Day Zero.
- 5.3 Notwithstanding that the Access Provider may have elected to perform any or all of the actions referred to in clause 5.4 prior to Day Zero, the provisions of section 4 shall remain applicable.
- 5.4 Initial Implementation Phase timeline:

Key milestones	Action
Day Zero + 5 Working Days	Access Provider to have developed, and made available to all Access Seekers and the Commission, its Common Format Site Database populated with data in accordance with Mobile Co-location Operations Manual for all of the Access Provider's Relevant Facilities.
Day Zero + 5 Working Days	Access Provider to have made any necessary enhancements to its Operational Support Systems.
Day Zero + 6 Working Days	Access Provider to have provided to the Commission with a report on the completion of the Common Format Site Database, and the enhancements to its Operational Support Systems.

Day Zero + 10 Working Days	Access Seeker Forecasts for the following 24 month period to be provided to the Access Provider.
Day Zero + 15 Working Days	Initial Implementation Phase is complete. The Access Provider's Soft Launch may commence when the Access Provider receives its first Site Data Pack Application request from an Access Seeker after this date.

6 Future Access Providers

- 6.1 Every person that is an Access Provider of the Mobile Co-location Service on the Determination Date (**Current Access Provider**) 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 (**Future Access Provider**) 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 Key performance indicators (KPIs) and service levels

Key performance indicators

- 7.1 The following KPIs apply to this Mobile Co-location Implementation Plan for the Implementation Period:
- 7.1.1 The Access Provider has 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 all of the Access Provider's Relevant Facilities within 5 working days from Day Zero.
- 7.1.2 The Access Provider has completed any enhancements to its operational support systems within 5 Working Days from Day Zero.
- 7.1.3 The Access Provider has provided the reports referred to in clause 7.3.

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

- 7.2 The remedial actions and outcomes set out below apply where the Access Provider does not meet its KPIs:
- 7.2.1 If the Access Provider has not met one or more KPIs set out in clause 7.1, 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.
- 7.2.2 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 weekly reports to the Commission setting out the reasons why it has not met the relevant KPIs for the Mobile Co-location Service and the steps it intends to take to comply until the Access Provider is once again meeting its KPIs.

- 7.2.3 If it becomes apparent to the Access Provider that it will not achieve the KPIs set out in clause 7.1, it will report to the Commission, and all Access Seekers who have made a request for it, on why it will not achieve the KPIs and what steps it will take to meet those KPIs.

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

7.3 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:

7.3.1 a report to be provided within 6 Working Days of Day Zero advising whether the Access Provider has implemented all necessary changes to its Operational Support Systems and established and ~~completely~~ populated the Common Format Site Database in accordance with the Mobile Co-location Operations Manual; and

7.3.2 a report to be provided 10 Working Days after completion of the Soft Launch setting out the results of the implementation Mobile Co-location under this Mobile Co-location Implementation Plan, including setting out any material risks that may impact on the ongoing roll-out of Mobile Co-location Service, as identified in the Soft Launch.