



COMMERCE COMMISSION

Please refer to: 13.01/12078
1036467_3

8 July 2010

To Interested Parties:

Unbundled Copper Local Loop Backhaul (UCLL Backhaul) and Unbundled Bitstream Access Backhaul (UBA Backhaul) Standard Terms Determinations (STD) – request for information for review of links subject to the UCLL Backhaul and UBA STDs under section 30R of the Telecommunications Act 2001

On 2 June 2010 the Commission sent a letter to interested parties requesting information to inform the UCLL Backhaul and UBA Backhaul competition reviews ('reviews'). Since releasing that letter, the Commission has become aware of primary UCLL links which are associated with exchanges forecast to be unbundled within the next 12 months but have not previously been assessed under a UCLL Backhaul competition test.

The Commission is concerned that references in the 2 June 2010 letter to the links assessed in the previous review may lead parties to focus their attention on those links, and that parties may not consider whether other links are subject to limited competition or not.

Due to confidentiality, the Commission in previous reviews did not directly reveal the exchanges forecast to be unbundled.¹ The Commission had instead published a list of links, some of which were connected to the exchanges that were forecast to be unbundled. The Commission considers that a similar approach should be followed in this review and has attached a list of links for further consideration by parties in Appendix 1.

If parties have not considered the links listed in Appendix 1 when developing their responses to the Commission's information request, the Commission requests that they provide any specific reasons and supporting evidence why Telecom does not face limited competition in relation to any of the regulated UCLL Backhaul links in Appendix 1.

Please advise the Commission if you do not have any additional information about the links listed in Appendix 1. If you do have additional information about the links in Appendix 1, the Commission requests it is submitted by 5pm 15 July 2010.

¹ For example see: Commerce Commission, *Review of the Standard Terms Determination for the designated service Telecom's unbundled copper local loop network backhaul (telephone exchange to interconnection point)*, 30 April 2009, page 7, paragraph 21.

If you consider that you cannot provide the requested information within the required timeframe, or you have any clarification points regarding these questions, please contact Daniel Vincent at daniel.vincent@comcom.govt.nz as soon as possible.

Please send responses to these questions and any supporting material, to Daniel Vincent at daniel.vincent@comcom.govt.nz.

Yours sincerely,



Tom Forster
Manager Telecommunications Operations
Regulation Branch

Appendix 1 – Table of additional links for consideration

Exchange	Parent POI	Exchange	Parent POI
Melville	Hamilton	Haumoana	Napier
Raglan	Hamilton	Matawai	Napier
Bethlehem	Tauranga	Otamauri	Napier
Papamoa	Tauranga	Waimarama	Napier
Te Puke	Tauranga	Waipukurau	Napier
Te Ranga	Tauranga	Wairoa	Napier
Waihi Beach	Tauranga	Beckenham	Christchurch
Welcome Bay	Tauranga	Burwood	Christchurch
Bay View	Napier	Shirley	Christchurch
Clive	Napier	Sumner	Christchurch
Dannevirke	Napier	Canterbury Technology Park	Riccarton
Flaxmere	Napier	Hillmorton	Riccarton
Gisborne	Napier	Rangiora	Riccarton