

COMMERCE COMMISSION

Please refer to:

2.6/J6863
400276-1

3 August 2005

Vanessa Oakley
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Telecom New Zealand Limited
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Wellington

Grant Forsyth
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Dear Vanessa and Grant

**TelstraClear Bitstream Application Workshop
Additional Information requested**

1. At the recent workshop with Commission staff dealing with technical matters and Operational Support Systems (“OSS”), Commission staff advised that they would write to parties requesting additional information where necessary.
2. The Commission will respond in due course in respect of letters received from Telecom¹, TelstraClear² and Internet New Zealand³ regarding objections to material presented during the workshop. For the avoidance of doubt, the fact that the Commission is requesting further information in relation to slides that were objected to during the workshop (e.g. see paragraph 4(ii) below) does not imply that a party’s objection is rejected.
3. Please also note that if necessary, the Commission may request further information at a later stage during the proceeding.

Technical Issues

4. The following information is sought in respect of technical matters:
 - (i) Telecom to provide underlying modelling assumptions on information corresponding to Dr Garth’s simulations used for slides 10, 11 and 12.⁴

¹ Letter from Telecom (Oakley) to the Commission (McLaughlin), *Telecom’s comments as to the admissibility of evidence discussed at the July 2005 UBS workshop and observations on Commission process*, 1 August 2005

² Letter from TelstraClear (Forsyth) to the Commission (McLaughlin), *TelstraClear Wholesale Bitstream Application – TelstraClear response to “new material” presented by Telecom at workshop*, 29 July 2005

³ Internet New Zealand submission, *Submissions to the Commerce Commission, following UBS Technical Workshop, in relation to objections to new material, and related issues*, 29 July 2005

⁴ See workshop transcript, 21 July 2005, p. 52, lines 5 – 7 & p. 60, lines 31 - 34

- (ii) TelstraClear to provide underlying modelling assumptions on information corresponding to TelstraClear's submissions used for slides 8, 9, 10 & 11.⁵
- (iii) TelstraClear to confirm its position in respect of service parameter measurement and its relationship with service standards.⁶
- (iv) TelstraClear to provide details on how Telstra in Australia measures SIR averages across its network⁷
- (v) TelstraClear to describe under its technical proposal how a change of the average SIR would be implemented.⁸
- (vi) TelstraClear to provide its view on question of how to achieve the best possible achievable service characteristics on the L2TP part of the bitstream transmission.⁹
- (vii) Telecom to provide detail of the Moves, Adds & Changes ("MACs") required within its network to change the average SIR if requested by TelstraClear.¹⁰

OSS

5. During the workshop, both Telecom¹¹ and TelstraClear¹² indicated that further discussion following the workshop would assist the parties to narrow the issues discussed at the workshop. The Commission fully supports such discussion, and considers it would assist both parties in preparing responses to the following questions raised at the workshop.
6. The following information is sought in respect of operational support:
 - (i) Telecom to provide information on the process where a customer is reassigned back from a commercial UBS service provided by third party access seeker to a retail Jetstream service.¹³
 - (ii) Telecom to confirm whether *eOR for Broadband* test environment would be available.¹⁴
 - (iii) Telecom to provide *eOR for Broadband* documentation.¹⁵
 - (iv) TelstraClear to review its request for changes to the *eOR for Broadband* (items a – j) as its proposed interim online solution presented at the

⁵ See workshop transcript, 21 July 2005, p. 86, lines 30 - 31

⁶ See workshop transcript, 21 July 2005, p. 161, line 10

⁷ See workshop transcript, 22 July 2005, p. 292, lines 19 – 31, p. 286, lines 29 – 31, p. 297, lines 18 - 29

⁸ See workshop transcript, 22 July 2005, p. 297, lines 1 - 13

⁹ See workshop transcript, 22 July 2005, p. 310, line 29 – p. 311, line 27, p. 312, lines 28 & 29

¹⁰ See workshop transcript, 22 July 2005, p. 297, lines 11 - 14

¹¹ See workshop transcript, 22 July 2005, p. 254, lines 29 - 34

¹² See workshop transcript, 22 July 2005, p. 253, line 32 - 34

¹³ See workshop transcript, 22 July 2005, p. 204, lines 8 - 22


¹⁴ See workshop transcript, 22 July 2005, p. 210, line 15

¹⁵ See workshop transcript, 22 July 2005, p. 210, lines 20 – 23 and p.211, lines 1 - 2

workshop. TelstraClear to clarify whether there is agreement on the interim solution.¹⁶

- (v) TelstraClear to review its request in respect of its requests for specific longer-term B2B requirements following the workshop discussion and further consideration of Telecom's roadmap.
 - (vi) TelstraClear¹⁷ and Telecom¹⁸ to provide views on whether an independent facilitator/mediator/arbitrator in respect to OSS would be appropriate, and how such a mechanism would operate.
7. The Commission should receive this information not later than 16 August 2005. At the workshop, Commission also noted that, to the extent that any information is passed between the parties in respect of the regulatory proceeding, that information is also provided to the Commission.¹⁹ Public information will be posted on the Commission's website.
8. Should you have any further questions, please contact Chris Abbott on (04) 924 3673.

Yours sincerely



Osmond Borthwick
Manager
Network Access

¹⁶ See workshop transcript, 22 July 2005, p. 214, lines 25 – 27 and p. 216, lines 7 - 11

¹⁷ See workshop transcript, 22 July 2005, p. 268, lines 27 - 29

¹⁸ See workshop transcript, 22 July 2005, p. 269, lines 29 - 30

¹⁹ See workshop transcript, 21 July 2005, p. 61, line 30 – 34