

21 December 2016

Hon Simon Bridges
Minister for Communications
Parliament Buildings
Wellington

Final report on whether Spark's three resale services should be omitted from Schedule 1 of the Telecommunications Act 2001

Dear Minister,

Please find attached our final report on whether Spark's three resale services should be omitted from Schedule 1 of the Telecommunications Act 2001 (Act).

We started our investigation into whether Spark's three resale services should be omitted from Schedule 1 of the Act on 14 July 2016. We finalised our investigation today after consultation with interested parties.

Clause 4(3)(a) of Schedule 3 requires us to provide details of the "proposed alteration" in our final report. The proposed alteration is to omit the three resale services from Schedule 1.

Clause 4(3)(b) of Schedule 3 requires us to make two recommendations:

- whether the proposed alteration should be made; and
- whether the proposed alteration should be deferred by the Minister.

We recommend that the Minister:

- does not omit the three resale services from Schedule 1 at this time; and
- defers the decision on whether to omit the three resale services from Schedule 1 for two years from the date of our final report.

If the Minister accepts our recommendation to defer the decision, we will provide another report at the end of the 2-year period, as required by the Act.

There are no dissenting views from Commissioners regarding the above recommendations.

Yours sincerely,



Dr Stephen Gale
Telecommunications Commissioner



Elisabeth Welson
Commissioner



Dr Jill Walker
Commissioner