



Vodafone New Zealand Limited
Commercial Development
20 Viaduct Harbour Avenue
Private Bag 92161
Auckland, New Zealand

Reception +64-9-355 2000
Facsimile +64-9-355 2006

Wednesday, 24 October 2007

Thomas Forster
Manager, Telecommunications Branch
Commerce Commission
PO Box 2351
WELLINGTON

Dear Tom,

Separating the Undertaking into two documents

1. Further to your letter of 19 October, we confirm that we will provide the Commission with a final Undertaking by 2 November.
2. We are interested in separating the current single document into two, with one set of obligations covering co-location, and another set covering roaming. Our concern is to ensure that the Commission has the flexibility to accept part of the Undertaking, for example that related to roaming, rather than having the entire set of obligations stand or fall on the acceptability of the Undertaking as a whole.
3. Underlying this view is the realisation that roaming may be more amenable to an Undertaking-based approach. Co-location has more industry-wide consequences, with multiple access providers and access seekers. The Commission may take the view that a bilateral approach to co-location may not provide the certainty for a new entrant on the terms for co-location with other parties.
4. I would appreciate it if you could confirm as soon as you are able whether the Commission is comfortable with this split document approach.

Yours sincerely,

A handwritten signature in blue ink, appearing to be "T Chignell", with a stylized flourish at the end.

Tom Chignell
General Manager, Corporate Affairs