

13 August 2021

Dear

Notice to parties of decision to investigate making a designated multinetwork service determination for number portability services

Background

1. On 23 July 2021, the Commerce Commission (**Commission**) notified parties that it had initiated the process for a designated multinetwork service determination (**Determination**) for the Local and Mobile Number Portability Service (**LMNP**) under section 34 of the Telecommunications Act 2001 (**Act**). Under Section 34(c) of the Act, the Commission requested comments from you as you are expected to be a party to the Determination. The Commission has considered any comments received from the parties.
2. You have been sent this letter because you are expected to be party to the Determination.¹

Decision

3. The Commission wishes to inform _____ that we decided, on Wednesday 11 August 2021, to investigate making a Determination for the LMNP service under section 35 of the Act.
4. The Commission considers that investigating the making of a Determination for the LMNP service best gives, or is likely to best give, effect to the purpose in s 18 of the Act.²

Proposed timeframe

5. Our current intention is to follow the process and indicative timeline set out in Table 1.

¹ “Parties” are defined in section 5 of the Act as “all access seekers and all access providers of the service (whether they became an access seeker or an access provider before or after the determination was made or the code was approved).” The access seekers and access providers for LMNP services are further defined in subpart 2 of Schedule 1.

² See s 19 of the Act.

Table 1: Proposed timeframe

Indicative date	Milestone	Statutory reference
13 August 2021	Public notification of decision to investigate issuing a new Determination.	Section 35(c)
~22 September 2021	Issue draft Determination. Request submissions.	Section 36
~22 October 2021	Submissions on draft Determination due.	Section 36(1)(d)(i)
By 19 December 2021	Issue final Determination.	Section 39

Please contact us if you have any further questions

6. If you have any further questions, please contact Charlotte Ansell (charlotte.ansell@comcom.govt.nz).

Yours sincerely



Tristan Gilbertson
Telecommunications Commissioner