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31 January 2013

Dear Matthew

Thank you for the opportunity to comment on the applications for a pricing review determination of the Commission's determination on the pricing for the unbundled bitstream access service (Decision No. [2013] NZCC 20) (**UBA IPP Determination**). We only have a few short comments on the applications.

At paragraph 9 of its application, Telecom makes a number of requests that are inconsistent with the Commission's UBA STD and IPP Determination, with previous statements made by Telecom and others in the industry and with the framework. As noted in the UBA IPP Determination the Commission has benchmarked the price of the STD service:

We are benchmarking against the costs of an efficient operator providing the service as specified in the STD.¹

The Commission explicitly rejected Chorus' separate request for an adjustment to the prices to account for the higher quality of service offered by Chorus in New Zealand.

Chorus looks forward to engaging imminently on the timeline and process for the UBA FPP.

Yours faithfully

A handwritten signature in blue ink, appearing to read "Anna Moodie".

Anna Moodie
Assistant General Counsel
Regulatory and Competition Policy

¹ Paragraph 152, Unbundled Bitstream Access Service Price Review, Decision [2013] NZCC 20, 5 November 2013