



Commission for
Communications Regulation

Information Notice

Notice in relation to ComReg Decision No D03/08

Document No:	08/70
Date:	26 August 2008

On 27 June 2008, ComReg directed Eircom to reduce the wholesale price that it charges for Local Loop Unbundling (“LLU”) Line Share¹ from €8.41 per month to €2.94 per month. ComReg had stated in its decision that the new price was for an interim period for one year only, pending completion of a more comprehensive review which had already commenced. Eircom appealed that decision in the High Court on 23 July 2008.

ComReg regrets Eircom’s decision to appeal and has decided that it must now act in the most practical and expeditious manner available to it and to try to minimise the level of uncertainty in the marketplace arising from Eircom’s appeal. ComReg has considered the financial cost of the appeal process, the likely burden on ComReg’s own resources and the probability that judgement might not be delivered until well into 2009 in the context that the decision under appeal was for an interim period of one year only or until such time as a full review of the price was complete. A more detailed expert analysis has been furnished to ComReg since the announcement of the interim price which will enable a process whereby ComReg can propose a specific and substantive price to the market in place of the benchmark price previously proposed. In light of these considerations, ComReg has decided to set aside its decision of 27 June 2008 in relation to the revised price. ComReg is committed to concentrating its resources on resolving the price for LLU line share on a more permanent basis as quickly as possible and will consult on these matters in the coming months.

¹ ComReg Document No 08/46 (Decision No D03/08)