



An Coimisiún um
Rialáil Cumarsáide
Commission for
Communications Regulation

ComReg issues Notice of Suspected Non-Compliance to Eircom Limited

Information Notice

Reference: ComReg 25/83

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An Coimisiún um Rialáil Cumarsáide
Commission for Communications Regulation

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1. On 26 November 2025, the Commission for Communications Regulation ('ComReg') issued to Eircom Limited t/a Eir and Open Eir ("Eircom"), a Notice of Suspected Non-Compliance pursuant to section 63 of the Communications Regulation and Digital Development Hub Agency (Amendment) Act 2023 ('2023 Act') relating to Eircom's dealing with a request for access by NBI Infrastructure DAC ('NBI') to Eircom's duct network in accordance with Eircom's obligations under ComReg Decision D10/18¹.
2. The Notice sets out ComReg's authorised officer's suspicion that Eircom did not meet its obligations to meet reasonable requests for access to its Civil Engineering Infrastructure when it did not provide NBI with an option to undertake all duct blockages clearance and repair works itself for the purpose of deploying a fibre network under the National Broadband Plan, did not consider NBI's request in accordance with ComReg Decision D08/22², and did not negotiate NBI's access request in good faith.
3. Eircom has until 16 January 2026 to make written submissions to the authorised officer concerned.
4. The authorised officer, after considering any submissions made may, under section 69 of the 2023 Act, either close the investigation or where the authorised officer suspects on reasonable grounds that Eircom has committed a breach, with the consent of the Commission refer the matter for adjudication under the 2023 Act.

¹ Market Review Wholesale Local Access (WLA) provided at a Fixed Location Wholesale Central Access (WCA) provided at a Fixed Location for Mass Market Products Response to Consultation and Decision Reference: ComReg 18/94 Decision: D10/18 Date: 19 November 2018.

² Determination of a dispute between NBI and Eircom Concerning NBI's request for Duct Access. Decision D08/22. Reference: 22/89. Date: 27 October 2022.