



Commission for  
**Communications Regulation**

# **Line Share and Bitstream wholesale connection services**

## **Derogation of pre-notification timelines**

### **Information Notice**

**Reference:** ComReg 15/91

**Date:** 13/08/2015

**An Coimisiún um Rialáil Cumarsáide**  
**Commission for Communications Regulation**

Abbey Court Irish Life Centre Lower Abbey Street Dublin 1 Ireland

Telephone +353 1 804 9600 Fax +353 1 804 9680 Email [info@comreg.ie](mailto:info@comreg.ie) Web [www.comreg.ie](http://www.comreg.ie)

1. In accordance with Eircom's transparency obligations as set out in ComReg Decision D05/10<sup>1</sup> ('**WPNIA Market Decision**') and in ComReg Decision D06/11<sup>2</sup> ('**WBA Market Decision**') Eircom has notified ComReg of its intention to publish various documents in relation to its wholesale connection service<sup>3</sup> for Line Share (in the WPNIA market) and Bitstream (in the WBA market) on its website.
2. Pursuant to Section 10.2 of the WPNIA Market Decision, Eircom is required to make publicly available and keep updated on its wholesale website, an Access Reference Offer ("**ARO**"). Section 10.3 of the WPNIA Market Decision requires that:

*"Eircom shall, unless otherwise agreed by ComReg, make publicly available and publish on its website at least two months in advance, any proposed changes to the ARO and any proposed changes to wholesale prices (including prices for new services and facilities) coming into effect. Eircom shall notify ComReg at least one month in advance of any such publication taking place, that is, three months prior to any changes coming into effect. This period of one month may be varied with the agreement of ComReg..."*

3. Pursuant to Section 10.2 of the WBA Market Decision, Eircom is required to make publicly available and keep updated on its wholesale website, a Wholesale Broadband Access Reference Offer ("**WBARO**"). Section 10.3 of the WBA Market Decision requires that:

*"Eircom shall, unless otherwise determined by ComReg, make publicly available and publish on its publicly available website at least two months in advance, or such other period as may be determined by ComReg, any proposed changes to the WBARO and any proposed changes to wholesale prices (including prices for new services and facilities) coming into effect. Eircom shall notify ComReg at least one month in advance of any such publication taking place i.e. three months prior to any changes coming into effect, unless such other period has been determined by ComReg, as described above...."*

4. As indicated above, the notification periods for changes to the ARO, WBARO and wholesale prices may be varied by ComReg at its discretion. ComReg is of the view that transparency is best served by immediate publication of the wholesale connection services for Line Share and Bitstream and has decided

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<sup>1</sup> Contained in ComReg Document No. 10/39 – Market Review: Wholesale (Physical) Network Infrastructure Access (Market 4) dated 20 May 2010.

<sup>2</sup> Contained in ComReg Document No 11/49: Market Review: Wholesale Broadband Access, dated 8 July 2011.

<sup>3</sup> As we understand it, this is a full installation connection service which includes the option to order a network terminating unit ("NTU") and to seek a customer premises visit to install the NTU.

that the normal notification periods need not apply in this particular case. Therefore, ComReg has granted Eircom a derogation from its notification obligations in Section 10.3 of the WPNIA Market Decision and Section 10.3 of the WBA Market Decision. ComReg understands that Eircom intends to launch these services on 21 August 2015.

5. The publication of this Information Notice does not imply that ComReg has formed any view as to Eircom's compliance with its pricing and regulatory obligations. ComReg reserves its right to intervene at a later stage if it considers it necessary to do so.