



**CONSULTATION PAPER ISSUED BY
THE INFO-COMMUNICATIONS DEVELOPMENT AUTHORITY OF SINGAPORE**

**PUBLIC CONSULTATION ON
NETLINK TRUST'S REFERENCE ACCESS OFFER**

29 May 2015

REVIEW OF NETLINK TRUST'S REFERENCE ACCESS OFFER

INTRODUCTION

1. CityNet Infrastructure Management Pte Ltd (as Trustee-Manager of the NetLink Trust) ("**NetLink Trust**"), being a Dominant Licensee, is under obligations pursuant to the Telecom Competition Code ("**Code**") to permit, amongst other things, access to its Building Lead-in Ducts and Building Lead-in Manholes.
2. Pursuant to Sub-section 6.3.1 of the Code, NetLink Trust's Reference Access Offer ("**RAO**") sets out the prices, terms and conditions upon which NetLink Trust will supply the services set out in the RAO Agreement.
3. Given that the prices, terms and conditions in the RAO have not been reviewed since they were first made available to the industry on 26 September 2011, IDA would like to conduct a review of the RAO prices, terms and conditions.

PROPOSED REVISED RAO

4. NetLink Trust has submitted the proposed changes to the RAO ("**Draft Revised RAO**") for IDA's approval. The contents of the Draft Revised RAO are as follows:
 - (a) Main Body of the RAO; and
 - (b) Schedules to the RAO:

Schedule 1	Dictionary;
Schedule 2	Licensing of Building Lead-in Ducts and Lead-in Manholes;
Schedule 3	Licensing of Access to Mandated Services;
Schedule 4	Billing and Charges; and
Schedule 5	Dispute Resolution.
5. Schedule 3 is available to Mandated Licensees listed under Annex 1 thereof, which are only the former OpenNet Pte Ltd ("**OpenNet**"), before its consolidation with CityNet Infrastructure Management Pte Ltd, and Singapore Telecommunications Limited ("**Singtel**"). NetLink Trust has proposed to remove Schedule 3 based on the following reasons:

a) **Termination of OpenNet's Facilities-Based Operator ("FBO") Licence**

With effect from 1 October 2014, OpenNet has ceased to be an FBO Licensee. NetLink Trust has taken over the systems and services previously undertaken by OpenNet and all associated matters and obligations. Accordingly, OpenNet will be removed as a Mandated Licensee under Annex 1 in Schedule 3 to the RAO.

b) **Lack of demand for the services**

NetLink Trust submitted that, since the inception of the RAO, it has not received any request from the other Mandated Licensee, Singtel, in respect of any of the services under Schedule 3 to the RAO. Therefore, it is NetLink Trust's view that the services under Schedule 3 will continue to be unutilised.

REQUEST FOR COMMENTS

6. IDA hereby invites interested parties to submit written comments regarding the Draft Revised RAO. In particular, interested parties who may have or foresee future demand for the services under Schedule 3 to the RAO should expressly indicate that the said schedule should be retained.
7. In all comments, respondents should identify the specific provisions of the Draft Revised RAO (by paragraph/section number, where provided) to which comments are made. Where appropriate, respondents may suggest additional or alternative language, provided always that any such suggestions should be accompanied by an explanation of the reason for the proposal. All respondents are requested to keep their comments clear and succinct.
8. All views and comments should be submitted in writing in soft copy (preferably in Microsoft Word format) to reach IDA by **12 noon, 26 June 2015**.
9. Respondents are required to include their personal/company particulars as well as their correspondence address in their submissions. Views and comments should be addressed to:

Ms Aileen Chia
Deputy Director-General (Telecoms & Post)
Infocomm Development Authority of Singapore
10 Pasir Panjang Road
#10-01 Mapletree Business City
Singapore 117438

Please submit soft copies via email to: IDA_Consultation@ida.gov.sg.

10. IDA reserves the right to make public all or parts of any written submissions made in response to this consultation, and to disclose the identity of the respondent. Any part of the submission which the respondent considers to be commercially sensitive must be clearly marked and placed as a separate annex to the comments raised. IDA will take this into consideration when disclosing the information submitted.