

ISSUED ON 9 APRIL 2012

NOTICE –

(1) CONSEQUENTIAL AMENDMENTS TO CODES OF PRACTICE AND ADVISORY GUIDELINES

(2) CONTINUANCE OF NOTICES

ARISING FROM THE ISSUANCE OF CODE OF PRACTICE FOR COMPETITION IN THE PROVISION OF TELECOMMUNICATION SERVICES 2012 (“CODE 2012”)

1. The Info-communications Development Authority of Singapore (“**IDA**”) issued the Code 2012 on 9 April 2012 and it replaces the Code of Practice for Competition in the Provision of Telecommunication Services 2010 (“**Code 2010**”).

2. As a result of the issuance of Code 2012 in place of Code 2010, consequential amendments need to be made to other codes of practice, advisory guidelines and notices issued by IDA. Accordingly, the following amendments to the codes of practice and advisory guidelines listed below are made with effect from 23 April 2012 in the manner as specified below.

Codes of Practice

3. In exercise of its powers under section 26(1) of the Telecommunications Act (Cap. 323) (the “**Act**”), IDA hereby amends the following codes of practice, in the manner as specified in paragraph 4 below:

- (a) Code of Practice for Next Generation National Broadband Network OpCo Interconnection; and
- (b) Code of Practice for Next Generation National Broadband Network NetCo Interconnection.

4. The above-listed codes of practice are amended in the following manner: any reference made to Code 2010 and/or to any specific provision in Code 2010 shall instead refer to Code 2012 and/or to the corresponding provision in Code 2012, as the case may be.

Advisory Guidelines

5. In exercise of its powers under section 28 of the Act, IDA hereby amends the following advisory guidelines, in the manner as specified in paragraph 6 below:

- (a) Advisory Guidelines Governing Requests for Dispute Resolution Between Licensees under Sub-section 11.3 of the Code of Practice for Competition in the Provision of Telecommunication Services 2010 issued on 21 January 2011;
- (b) Advisory Guidelines on Contract Period and Early Termination Charges for Telecommunication Services Offered to End Users issued on 21 January 2011;
- (c) Advisory Guidelines Governing Petitions for Reclassification and Requests for Exemption under Sub-sections 2.3 and 2.5 of the Code of Practice for Competition in the Provision of Telecommunication Services 2005 issued on 30 September 2005; and

- (d) Advisory Guidelines Governing Abuse of Dominant Position, Unfair Methods of Competition and Agreements Involving Licensees that Unreasonably Restrict Competition under Sections 8 and 9 of the Code of Practice for Competition in the Provision of Telecommunication Services 2005 issued on 30 September 2005.

6. The above-listed advisory guidelines are amended in the following manner: Any reference made to Code 2010 or the Code of Practice for Competition in the Provision of Telecommunication Services 2005 (“**Code 2005**”), as the case may be and/or to any specific provision in Code 2010 or Code 2005, as the case may be shall instead refer to Code 2012 and/or to the corresponding provision in Code 2012.

Notices Issued under Code 2010

7. With reference to section 12.3 of Code 2012 (but without prejudice to that section), IDA hereby clarifies that the following notices that were previously issued under the Code 2010 shall continue in effect and will be deemed to have been issued, published and approved by IDA under the corresponding provisions of Code 2012, and any references therein to the provisions of Code 2010 shall be deemed to be references to the corresponding provisions of Code 2012:

- (a) Notice – Classification of Dominant Licensees under Code of Practice for Competition in the Provision of Telecommunication Services 2010 issued on 21 January 2011;
- (b) Notice – Classification of Dominant Licensees under Code of Practice for Competition in the Provision of Telecommunication Services 2010 – CityNet Infrastructure Management Pte Ltd issued on 22 September 2011;
- (c) Notice – Exemption from Dominant Licensee Obligations under Code of Practice for Competition in the Provision of Telecommunication Services 2010 issued on 21 January 2011;
- (d) Notice – Exemption from Service Quality Information Disclosure Requirements under Code of Practice for Competition in the Provision of Telecommunication Services 2010 issued on 21 January 2011;
- (e) Notice – Approved Reference Access Offer under Code of Practice for Competition in the Provision of Telecommunication Services 2010 issued on 26 September 2011;
- (f) Notice – Approved Reference Interconnection Offer under Code of Practice for Competition in the Provision of Telecommunication Services 2010 issued on 21 January 2011;
- (g) Notice – Approved Reference Interconnection Offer under Code of Practice for Competition in the Provision of Telecommunication Services 2010 issued on 3 November 2011;
- (h) Notice – Exemption from Requirement to Offer Co-location under Code of Practice for Competition in the Provision of Telecommunication Services 2010 issued on 21 January 2011;

- (i) Notice – Exemption from Requirement to Offer Virtual Co-location at Locations other than Points of Interconnection (“POI”) under Code of Practice for Competition in the Provision of Telecommunication Services 2010 issued on 21 January 2011;
- (j) Notice – Exemption from Requirement to Offer Interconnection at Local Switches under Code of Practice for Competition in the Provision of Telecommunication Services 2010 issued on 21 January 2011; and
- (k) Notice – Approved Reference Interconnection Offer (Specification of Commencement Date) under Code of Practice for Competition in the Provision of Telecommunication Services 2010 issued on 2 February 2012.

8. For the avoidance of doubt, save for the above amendments, no other changes have been made to the foregoing codes of practice, advisory guidelines and notices, which shall continue to be in force.

Deputy Chief Executive and Director-General (Telecoms & Post)
For Info-communications Development Authority of Singapore