

Competition and Consumer Act 2010

Notice of extension of decision making period for making an access determination under subsection 152BCK(3)

1. Pursuant to subsection 152BCK(3) of the *Competition and Consumer Act 2010*, the Australian Competition and Consumer Commission (Commission) extends the period for making a final access determination in relation to the wholesale ADSL service to 13 February 2013.
2. The Commission has been unable to make a final access determination within the six month period from the commencement of the public inquiry into making an access determination. This is due to the wide range of substantive issues raised in the course of the public inquiry to date, and the complexity involved in determining both price and non-price terms for the wholesale ADSL service—which had not been subject to access regulation prior to February 2012.
3. The Commission considers that the extension of the decision making period will:
 - a. allow for further industry consultation on price and non-price terms and conditions to be included in the final access determination
 - b. allow sufficient time for the Commission to make a draft access determination and seek submissions on this draft
 - c. allow sufficient time for the Commission to make a final access determination.

Note: the Commission commenced a public inquiry into making an access determination in relation to the wholesale ADSL service on 14 February 2012.

Dated this 13TH day of July 2012



Michael Schaper
Deputy Chair
Australian Competition and Consumer Commission