

1 March 2017

Mr Michael Cosgrave
Group General Manager
Communications Group
Australian Competition and Consumer Commission
Level 35, The Tower
360 Elizabeth Street
Melbourne Vic 3000
Email: michael.cosgrave@accc.gov.au

Copy to:
Ms Nicole Ross
Director
Market Evolution and Access Section
Australian Competition and Consumer Commission
Email: nicole.ross@accc.gov.au

Mr Hudan Nuch
Assistant Director
Access Pricing and Financial Analysis Section
Australian Competition and Consumer Commission
Email: hudan.nuch@accc.gov.au

Dear Mr Cosgrave,

Notification of completion of consultation on Required Measure 5(C) and intention to publish RM5(C).

In accordance with clause 5.2 of the Migration Plan, we are writing to notify you that the consultation period for the proposed Required Measure 5(C) (**RM5(C)**) has now concluded.

One Wholesale Customer suggested that clause 3.2 of RM5(C), which contemplates Telstra conducting a Final Sunset Exit where ongoing product support was to become technically or commercial non-viable, should be deleted or replaced with Telstra's commitments under the migration plan – specifically that a product exit process must be consistent with business as usual (**BAU**) practices. We consider that the proposed Final Sunset Exit provisions are consistent with the approach to BAU exits as contemplated by the Migration Plan as they allow for typical product exit triggers, and include the requirements regarding equivalence in the disconnection date and at least 18 months' notice to wholesale customers as set out in clause 22.3 of the Migration Plan. Moreover, the Final Sunset Exit provisions reflect that the product may be supplied outside the nbn footprint and therefore would be beyond the scope of the Migration Plan.

nbn co. identified several minor drafting points in RM5(C) that ensured consistency with other relevant documents as well as RM5(A) and (B). These have largely been accepted and can be seen in the marked-up version of RM5(C) attached.

We note that the ACCC is not required to approve RM5(C), but may object if it is not compliant with the Migration Plan Principles. Subject to any objections from the ACCC, Telstra proposes

to publish these Required Measures on 31 March 2017.

Clean and marked-up versions of RM5(C) are attached to allow you to publish them on the ACCC's website.

Please do not hesitate to contact Matthew Scott on (03) 8649 7651 if you would like to discuss any of these documents.

Yours sincerely



Jane van Beelen
Executive Director, Regulatory Affairs
Corporate Affairs
jane.vanbeelen@team.telstra.com