

Competition and Consumer Act 2010

Notice of extension of decision making period pursuant to section 152CBG(9)

1. Pursuant to section 152CBG(9) of the *Competition and Consumer Act 2010* (Act), the Australian Competition and Consumer Commission (ACCC) extends the period for making a final decision in respect of a proposed variation to the special access undertaking provided by NBN Co Limited (ACN 136 533 741) on 27 May 2016, by three months.
2. The ACCC has been unable to make a final decision on the proposed variation within the six-month period referred to in section 152CBG(7) of the Act, due to the complexity of the issues raised by stakeholders on the proposed variation.
3. The ACCC considers that the extension of the decision making period is necessary to:
 - a. consider submissions from stakeholders, and
 - b. allow the ACCC sufficient time to make its final decision as to whether to accept or reject the proposed variation to the special access undertaking.

Note 1: On 31 May 2016, the ACCC published NBN Co Limited's proposed variation to the special access undertaking and supporting materials on its website and invited submissions on the variation by 26 August 2016.

Note 2: On 20 July 2016, the ACCC published its consultation paper in respect of the proposed variation to the undertaking.

Note 3: On 26 August 2016, the ACCC's consultation period ended.

Dated this 30th day of February 2017



Rodney Graham Sims

Chairman

Australian Competition and Consumer Commission