



8 April 2009

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Dear Mr Wright

Telstra's Band 2 ULLS Undertaking - Responses to Ovum and Europe Economics Report

I refer to the Advisory Notes prepared for the ACCC by Ovum and the report prepared by Europe Economics for Singtel Optus, "*Pricing Principles for the Unconditioned Local Loop Service (ULLS) in Australia, The Conceptual Framework, Final Report for Optus*", dated 26 March 2009.

In response to the above Advisory Notes and Europe Economics' report, this letter attaches:

- a Confidential Category 1 version of Telstra's *Response to Ovum Advisory Notes* dated 8 April 2009; and
- a report entitled "*The Treatment of Ducting and Trenching Costs in Telecommunications Access Pricing: Why the UK Water Experience is not Relevant*" by Professor Martin Cave dated 7 April 2009.

This letter also attaches a Confidential Category 1 Statement (together with annexures) from a Telstra witness in relation to alternate technologies.

Confidentiality status

Telstra **does not** claim confidentiality over:

- this letter;
- the report by Professor Cave; or
- the **annexures** to the Confidential Category 1 witness statement

and, accordingly, those documents may be published on the ACCC website.

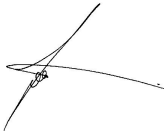
Telstra **does** claim confidentiality over:

- the Confidential Category 1 version of Telstra's *Response to Ovum Advisory Notes* dated 8 April 2009; and
- the Confidential Category 1 witness statement (but not the annexures)

and, accordingly, those documents **may not** be published on the ACCC website.

Telstra will ensure an appropriate copy of the Confidential Category 1 version of Telstra's *Response to Ovum Advisory Notes* dated 8 April 2009 and the Confidential Category 1 witness statement are made available to interested parties subject to the same terms of access applicable to any other Telstra Confidential Material and consistent with Telstra's obligations of confidence to other parties.

Yours sincerely,

A handwritten signature in black ink, appearing to be 'Tony Warren', written over a horizontal line.

Dr Tony Warren
Executive Director Regulatory Affairs
Public Policy and Communications