

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 (Act)*, the Australian Competition and Consumer Commission (**ACCC**) extends the period for making a final access determination for the mobile terminating access service (MTAS) for a period of six months, to 6 June 2020.
2. The ACCC has been unable to make an access determination for the MTAS within the inquiry period ending 6 December 2019. This is because the ACCC considers it appropriate to undertake further work to develop and implement the pricing methodology for the MTAS, including by undertaking further consultation on the pricing methodology. The ACCC intends to conduct further consultation by issuing a Position and Consultation paper which will discuss the specific pricing methodology being developed by the ACCC to implement pricing for the MTAS in the new FAD.
3. The ACCC considers that the extension of the decision making period for the MTAS access determination should allow sufficient time for the ACCC to:
 - a. Develop and implement the pricing methodology;
 - b. Undertake further consultation on the development and implementation of the pricing methodology;
 - c. Issue a draft report setting out the preliminary price and non-price terms to apply in the new MTAS access determination for consultation; and
 - d. Consider submissions to the draft report before reaching a final position in the MTAS access determination.

Note: The ACCC commenced a public inquiry into making an access determination for the MTAS on 6 June 2019.

Dated this 2nd day of December 2019



Cristina Cifuentes

Commissioner

Australian Competition and Consumer Commission