

ATTACHMENT B

Competition and Consumer Act 2010

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

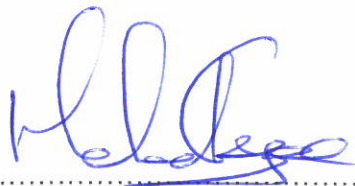
1. Pursuant to section 152CBG(9) of the *Competition and Consumer Act 2010* (Act), the Australian Competition and Consumer Commission (ACCC) further extends the period for making a final decision in respect of a proposed variation to the special access undertaking provided by NBN Co Limited (ACN 136 533 741) on 8 May 2019, by three months.
2. The ACCC has been unable to make a final decision on the proposed variation within the six-month period and subsequent three month extension referred to in section 152CBG(7) of the Act, due to NBN Co considering and conducting consultation on proposed changes to its Product Development Forum (PDF) arrangements.
3. The ACCC considers that the extension of the decision making period is necessary to consider the outcomes of NBN Co's consultation on its PDF arrangements, which is relevant to the ACCC's assessment of the proposed variation to the special access undertaking.

Note 1: On 20 May 2019, the ACCC published NBN Co Limited's proposed variation to the special access undertaking and supporting materials on its website.

Note 2: On the same date, the ACCC published a note to stakeholders and invited submissions from stakeholders until 10 June 2019.

Note 3: On 27 November 2019, the ACCC extended its decision-making period by three months to seek further information from NBN Co about the operation of its PDF processes and allow sufficient time to consider this information before making a decision to accept or reject the proposed special access undertaking variation.

Dated this 26th day of February 2020



Michael Cosgrave

Executive General Manager, Infrastructure Regulation Division

Australian Competition and Consumer Commission