

23 August 2024

ACCC  
Via email: [iarkr@accc.gov.au](mailto:iarkr@accc.gov.au)

### Re 2024 Amendments to Internet Activity Record Keeping Rules

Aussie Broadband Limited (**Aussie Broadband**) welcomes the opportunity to review and provide feedback on the ACCC's consultation on proposed amendments to the Internet Activity Record Keeping Rules (**Internet Activity RKR**).

The ACCC proposes to add Starlink Australia Pty Ltd (**Starlink**) as a record keeper under the Internet Activity RKR, viewing Starlink as a significant supplier of satellite broadband internet services in the Australian market. Starlink is reportedly supplying over 200,000 services as of March 2024.

It is Aussie Broadband's view that other prominent superfast broadband access service (**SBAS**) providers such as Opticomm Pty Ltd (**Opticomm**) and Redtrain Networks Pty Ltd (**Redtrain Networks**), should be added as record keepers, separated by network operator, under the Internet Activity RKR. SBAS providers' customer bases are, in some instances, keeping pace with and even surpassing that of Starlink; comprising an equally significant portion of the market for broadband services in Australia. Clear reporting of the key SBAS providers would provide the ACCC with a more accurate picture of the broader market for wholesale and retail broadband services.

Additionally, while the ACCC currently publishes an NBN Wholesale Market Indicator Report, there is no equivalent report for non-NBN network providers. Introducing such a report would further enhance the ACCC's oversight of network operators in the broadband market. Aussie Broadband acknowledges that this proposal is beyond the scope of the current consultation. However, introducing a Market Indicator Report for the expanding network of non-NBN providers would significantly enhance the ACCC's monitoring, and is aligned with the proposal to include Starlink; the end goal being a better understanding of the key operators in Australia.

The ACCC should take advantage of the 2024 proposed amendment consultation to ensure that the listed record keepers accurately reflect the key providers in the Australian broadband market, and further strengthen regulatory oversight by introducing an equivalent Wholesale Market Indicator Report. We would be happy to discuss this matter further at your convenience and we thank you for the opportunity to respond to this consultation.

Kind regards,

