From: Lloyd, Bruce

Sent: Wednesday, 17 June 2020 5:48 PM

To: Fu, Kai; Shrubb, William

Cc: Evans, Linda; Ooi, Sian; Seymour, Ed; Cosgrave, Michael **Subject:** nbn Co authorisation - Protocol para 3 report w/e 12 June 2020

Dear Kai and William

Interim Authorisation: Report of "material decisions" for week ending 12 June 2020

We are instructed that with respect to the meetings of the Special Working Group or its sub-committees (**Committees**) held last week, there is one matter to be reported under para 3 of the Reporting Protocol.

Following consultation in the Special Working Group, it was agreed that **nbn** would communicate with the main Over The Top (**OTT**) video streaming providers on behalf of the Special Working Group and inform them that, for the time being:

- the SWG no longer sees it as necessary from an nbn™ network capacity management perspective for OTT
 providers to continue to apply the voluntary bit rate reduction measures implemented by those OTT providers;
 and
- normal bit rates can be reinstated should those providers wish to do so on a provider-by-provider basis.

The SWG also agreed to use a methodology and process (to be more fully defined) to request the reinstatement by the main OTT video streaming providers of their voluntary bit rate measures should the current pandemic situation change in a specified way.

We are instructed to provide the following update more generally:

Committee meeting cadence

In relation to the cadence of the meetings of the Committees:

- the Special Working Group Committee dealing with network management, which ordinarily meets fortnightly, held an out-of-sequence meeting on 9 June 2020 to deal with matters relating to proposed recommendations to the main OTT video streaming providers (as described above and below); and
- 2. the Special Working Group Committee dealing with operational matters did not meet last week, in line with its current fortnightly cadence.

Summary of matters discussed at the Committee meeting held last week

In brief, the following matters were addressed at the Committee meeting held last week:

- analysis of recent nbn network performance data, including traffic and usage patterns;
- discussion regarding a proposal to formally request the main OTT video streaming providers to wind back their ongoing voluntary bit rate reductions; and
- discussion regarding the need to develop a methodology to request reinstatement by the main OTT video streaming providers of their voluntary bit rate reductions, if required.

As mentioned above, **nbn** is continuing to make available information to all RSPs about relevant network and operational matters discussed by the Special Working Group and its sub-committees at regular intervals.

Regards

Bruce Lloyd

Bruce Lloyd, Partner Clayton Utz

Level 15, 1 Bligh Street, Sydney NSW 2000 Australia | D

www.claytonutz.com