



25 August 2024

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

Australian Competition and Consumer Commission  
GPO Box 3131  
Canberra ACT 2601

**RE: Internet Activity Record Keeping and Reporting Rules – Proposed amendments  
consultation paper, August 2024**

Starlink welcomes the opportunity to comment on the proposed amendments to the Internet Activity Record Keeping and Reporting Rules (**Draft RKR**) issued by the Australian Competition and Consumer Commission.

Starlink is not seeking any changes to the substance of the obligations proposed to be imposed on Starlink under the Draft RKR. However, we submit that the Draft RKR should be amended to reflect the structure and role of each entity within the Starlink corporate group and to ensure that the Draft RKR has its intended legal effect.

The key entities involved in the supply of Starlink low-earth orbit satellite broadband services (**Starlink Services**) are:

- SpaceX Services, Inc. (**SpaceX**), which currently owns the satellite constellations used to deliver Starlink Services in Australia;
- Starlink Australia Pty Ltd (ACN 636 841 533) (**Starlink Australia**), which is a licensed carrier under the *Telecommunications Act 1997* (Cth); and
- Starlink Internet Services Pte. Ltd. (ABN 44 658 489 582) (**Starlink Internet Services**), which directly contracts with both wholesale and retail customers to supply Starlink Services.

As the licensed carrier, Starlink Australia owns the ground stations and other terrestrial-based 'network units' in Australia that are used to supply Starlink Services (other than third party infrastructure). In addition, Starlink Australia is also the nominated carrier in respect of the satellite constellations owned by SpaceX by virtue of the nominated carrier declaration granted by the Australian Communications and Media Authority, dated 2 June 2023.

However, whilst Starlink Australia provides services to Starlink Internet Services to facilitate the supply of Starlink Services, those services do not meet the definition of Wholesale SIOs in the Draft RKR. Further, the nature of the services supplied by Starlink Australia means that it does not ordinarily have access to the type of data required to be reported under the draft RKR.

Accordingly, we submit that the Draft RKR should be amended so that Starlink Internet Services (and

not Starlink Australia) is the Starlink entity that is the subject of the obligations in the Draft RKR.

Please let us know if you have any questions in relation to this submission.

Yours sincerely

