



Commission for
Communications Regulation

Information Notice

Addition to Table 1 of ComReg Decision No. 01/06

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Addition to Table 1 in ComReg Decision No. 01/06

By virtue of ComReg Decision No. 03/05¹, Eircom was designated with significant market power (“SMP”) in the market for wholesale broadband access (“WBA”). Eircom is subject to various regulatory obligations as a consequence of its SMP in the market for WBA.

ComReg Decision No. 03/05 imposed certain *ex ante* obligations upon Eircom which have as their object and purpose, the regulation of Eircom’s conduct in the market for WBA. ComReg Decision No. 01/06² further imposed particular obligations on Eircom which have as their object and purpose, the regulation, through specified controls, of Eircom’s pricing practices in the market for WBA. Table 1 in the decision instrument in ComReg Decision No. 01/06 (“Table 1”) sets out the retail minus price controls used to derive the wholesale prices for bitstream³ products.

Further to ComReg Information Notice No. 08/12⁴, this information notice sets out an addition to Table 1 for new Bitstream products offered by Eircom. Table 1 sets out the maximum Bitstream prices that Eircom may charge, Eircom can elect⁵ if it so wishes to set the actual Bitstream charge below this maximum⁶.

Addition to Table 1

Wholesale product	Control ⁷	
	Percentage (%)	Fixed Monetary Value (€)
Bitstream Rapid IP – “up to” 7168 / 384 kb/s RA 48:1	20%	€7.74
Bitstream Zoom IP – “up to” 24576 / 768 kb/s RA 48:1	20%	€7.75

1 Decision Notice - Designation of SMP and Related Remedies - Market Analysis – Wholesale Broadband Access, dated 24 February 2005. All parts of this Decision, except section 9 are currently in force.

2 Decision Notice - Retail minus wholesale price control for the WBA market – dated 13 January, 2006.

3 Bitstream is another term for WBA.

4 ‘Amendment to Table 1 of ComReg Decision No. 01/06’ dated 30 January 2008.

5 Subject to regulatory and competition law obligations and the need to recover its efficient costs.

6 See footnote 18 of ComReg Decision No. 01/06.

7 Bitstream rental price = retail rental price of matching retail product * (1 – fixed percentage < 100%) – fixed monetary value.