



Commission for
Communications Regulation

Net Revenue Test (NRT)

Request for non-confidential NRT Proxy Model

Information Notice

Reference: ComReg 14/104

Date: 09/10/2014

An Coimisiún um Rialáil Cumarsáide
Commission for Communications Regulation

Abbey Court Irish Life Centre Lower Abbey Street Dublin 1 Ireland
Telephone +353 1 804 9600 Fax +353 1 804 9680 Email info@comreg.ie Web www.comreg.ie

1 Introduction

1. Currently, the Net Revenue Test (“**NRT**”) in accordance with [ComReg Decision Document D04/13](#) is the price control remedy, pursuant to the obligation not to unreasonably bundle¹, used to assess whether or not Eircom Limited (“**Eircom**”) is covering its total costs when it offer / sells a bundle of services together.
2. A non-confidential version of the Net Revenue Test Model (the “**Proxy Model**”) is now available to interested parties, upon request to the Commission for Communications Regulation (“**ComReg**”). The Proxy Model is designed to provide transparency to any interested parties regarding the model that is referred to in the Decision Instrument contained in Annex 3 of ComReg Decision D04/13 as the NRT Model.
3. The NRT Model is used by Eircom to notify and demonstrate to ComReg how a new / revised bundle of services meets its obligations not to unreasonably bundle (either pre or post launch) under ComReg Decision D04/13. The Proxy Model presents the relevant data in summary form only and does not exactly replicate the actual level of detail and information received by ComReg from Eircom. This is because the NRT Model is largely based on confidential information provided by Eircom. Therefore, in line with ComReg’s guidelines on the treatment of confidential information as set out in ComReg Document No 05/24², ComReg requested Eircom to provide a non-confidential version of the NRT Model i.e., the Proxy Model.
4. The Proxy Model is for illustrative purposes only and is not intended to demonstrate compliance with Eircom’s obligations set out in ComReg Decision Document D04/13.
5. Interested parties who would like to access the Proxy Model, should contact Liam Burke at the email address below.

liam.burke@comreg.ie

¹ Note that following the publication of [ComReg Decision D12/14](#) the obligation not to unreasonably bundle services has been carried over from [ComReg Decision D07/61](#).

² ComReg Document No 05/25: Guidelines on the treatment of confidential information – Final text of the Guidelines; dated 22 March 2005.

6. Separately, ComReg has published a Consultation and Draft Decision (Document Number 14/90³) which proposes that if a margin squeeze test is imposed upstream this might permit the removal of the current NRT and the NRT Model which is applied downstream. The closing date for responses to this consultation has been extended to 5pm on 30 October 2014.

³ <http://www.comreg.ie/fileupload/publications/ComReg1490.pdf>