



Commission for  
**Communications Regulation**

## Information Notice

### **Partial Private Circuits**

#### **Publication of Prices**

<b>Document No:</b>	<b>03/77</b>
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## 1. Partial Private Circuits Pricing

Partial Private Circuits (PPCs) are an interconnect product that will allow Other Licenced Operators to provide point to point data services by availing of eircom's network, including its local access network, together with elements of their own infrastructure, to provide a service equivalent of eircom's wholesale leased line product.

The Office of the Director of Telecommunications (ODTR) mandated in D10/02 that eircom offer proposals for PPCs by the end of August 2002 and that a forum be established to agree the product description and technical and operational aspects necessary for implementation. A target completion date was established of 20 December 2002.

In Direction 3.4.1 of Decision Notice D17/02, ComReg directed eircom to provide to the Commission a fully cost-oriented pricing submission for the PPC product elements of connection, disconnection and recurring charges by 7 February 2003. Eircom were additionally directed that the pricing submission should be computed on the basis of Long Run Incremental Cost and should be consistent with the computation of conveyance rates. In addition, in Direction 3.4.2, ComReg directed eircom to provide to the Commission a fully cost oriented pricing submission, with full justification for all other PPC process elements by 14 February 2003. Finally, in Direction 3.5.1 of Decision Notice D17/02, ComReg directed eircom to submit a draft Reference Interconnect Offer Service Schedule for the Wholesale Interconnect PPC product by 14 February 2003. ComReg also directed eircom, in Direction 3.5.2, to offer a Wholesale Interconnect PPC product with associated processes, terms and conditions and prices by 15 February 2003.

Decision Notice D4/03 directed eircom, inter alia, to remedy a breach of previous direction 3.4.1 of D17/02 by resubmitting prices to ComReg by 10 March 2003.

Since that time Comreg has engaged with eircom to develop appropriate prices for PPCs. In parallel, on 28 May 2003 in D12/03, ComReg directed a price for Unbundled Metallic Paths (ULMP i.e. the price of a Local Loop) of €14.67 per month which decision eircom has challenged by way of judicial review.

ComReg believes that there must be consistency between the cost orientated prices of Local Loop Unbundling and the cost oriented prices of those components of PPCs that utilise the same copper access network

## 2. Partial Private Circuits Pricing

Eircom published yesterday in its RIO prices for rental fees for Partial Private Circuits (PPCs) relating to both End User Links (EULs) and Transport Links (TLs). Because D 12/03 has been challenged, prices for circuits which use the copper access network are interim, pending resolution of the current judicial review of Decision Notice D12/03. This applies to prices for EULs of 2Mbs/s and smaller, and for 2Mbs/s TLs.

It has been agreed by eircom in an undertaking to the High Court that ULMP will continue to be charged at €16.81 on an interim basis pending resolution of the judicial review. Eircom has also agreed to use a copper access network input cost consistent with the ULMP price of €16.81 as an input into applicable PPC prices.

Eircom have also undertaken that following the resolution of the judicial review proceedings, if its challenge is unsuccessful, it will reimburse operators for any overpayment in relation to ULMP resulting from finalised rates being lower than the interim rates for LLU between 4 June 2003 (the date from which Decision Notice D12/03 was directed to have effect) and the determination of the proceedings. It has also undertaken to reimburse, if it is unsuccessful in the judicial review, any overpayment arising from final PPC prices being lower than these interim rates as a result of the use of a cost input consistent with the ULMP price of €16.81, as opposed to the €14.67 mandated by D12/03, for PPCs taken up during the currency of the proceedings.

ComReg's review of the eircom submission for process charge prices is on-going and will be completed shortly.