



An Coimisiún um
Rialáil Cumarsáide
Commission for
Communications Regulation

Settlement Agreement Update

Information Notice

Reference: ComReg 20/67

Version: Final

Date: 23/07/2020

An Coimisiún um Rialáil Cumarsáide
Commission for Communications Regulation

1 Lárcheantar na nDugaí, Sráid na nGildeanna, BÁC 1, Éire, D01 E4X0.
One Dockland Central, Guild Street, Dublin 1, Ireland, D01 E4X0.
Teil | Tel +353 1 804 9600 Suíomh | Web www.comreg.ie

Additional Information

Document No:	20/67
Date:	23 rd July 2020

In December 2018, under a Settlement Agreement¹ between Eircom and ComReg, Eircom agreed a set of commitments which, when implemented, will result in the establishment and operation of an enhanced Regulatory Governance Model (“RGM”) in Eircom.

In February 2020² Eircom and ComReg agreed an amendment to the Settlement Agreement whereby the text of two Performance Milestones³ and the associated dates for completion were revised.

The amended Performance Agreement required Eircom to meet these two Additional CRI Milestones⁴ by 31st March and 1st May 2020, and in this regard, Eircom submitted documentation to ComReg. ComReg reviewed the documentation provided and, after seeking a number of clarifications from Eircom, determined that Eircom had met both Performance Milestones.

ComReg instructed the Escrow Agent to make a Refund Payment of €1.0 M to Eircom with respect to these Additional CRI Milestones.

ComReg notes that there are a number of Performance Milestones to be achieved which are due later this year.

¹ Settlement Agreement, dated 10 December 2018, ComReg Information Notice: “Wholesale Compliance Litigation Update - Outcome of Cases 481 and 568 and related litigation” dated 10 December 2018, Reference Number: 18/110, <https://www.comreg.ie/publication/wholesale-compliance-litigation-update/>

² ComReg Information Notice: “Update on Regulatory Governance Settlement Agreement with Eircom” dated 17th February 2020 Reference Number: 20/10

³ Annex 2 to the Settlement Agreement.

⁴ The amendment to the Settlement agreement renamed these two Milestones to Additional CRI Milestones, CRI is an acronym for Confidential Regulated Information which was the subject of these two Milestones.