



**The Competition Authority**  
An tÚdarás Iomaíochta

Alex Chiholm  
Chairperson  
Commission for Communications Regulation  
Abbey Court  
Irish Life Centre  
Lower Abbey Street  
Dublin 1

**By Post**

6<sup>th</sup> April 2011

**Re: Commission for Communications Regulation ("ComReg") Market Review - Wholesale Broadband Access (WBA)**

Dear Alex,

Pursuant to the Cooperation Agreement between ComReg and the Competition Authority, and to Regulation 27 of the European Communities (Electronic Communications Networks and Services)(Framework) Regulations 2003, S.I.No. 307 of 2003, as amended, ComReg has consulted with the Competition Authority on ComReg's draft Response to Consultation and Draft Decision on its WBA Market Review (Market 5).

On the basis of the facts and analysis as presented by ComReg, the Authority is satisfied that there are no compelling grounds for altering the market definition proposed by ComReg.

Furthermore, on the basis of the facts and analysis as presented by ComReg, the Authority finds no compelling grounds to disagree with ComReg's conclusion that Eircom should be designated as having significant market power in the WBA market.

Yours sincerely,

**Isolde Goggin**  
**Member & Director of the Monopolies Division**  
**Competition Authority**

Tel: 01 804 5400  
Email: [ig@tca.ie](mailto:ig@tca.ie)