



An Coimisiún um
Rialáil Cumarsáide
Commission for
Communications Regulation

Withdrawal of certain Eircom's wholesale regulated access obligations relating to Bitstream Ethernet Access ('BEA')

Information Notice

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An Coimisiún um Rialáil Cumarsáide
Commission for Communications Regulation

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Additional Information

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1. The Commission for Communications Regulation (**'ComReg'**) is the statutory body responsible for the regulation of the electronic communications sector (telecommunications, radio-communications, and broadcasting transmission) in Ireland.
2. ComReg has considered a request¹ from Eircom Limited (**'Eircom'**) for the withdrawal of certain access obligations in the Regional Wholesale Central Access (**'WCA'**) Market.
3. The obligations in relation to the withdrawal of access to facilities already granted in the Regional WCA Market are part of the access obligations imposed on Eircom in Section 7.5(ii) of the Decision Instrument in ComReg Decision D10/18² for the Regional WCA market (**'WCA Decision Instrument'**). These obligations require Eircom *"not to withdraw Access to facilities already granted without the prior approval of ComReg and in accordance with terms and conditions as may be determined by ComReg;"*.
4. Based on the information provided, ComReg has decided to grant Eircom permission for the withdrawal of its access obligations in respect of this specific request, subject to the following conditions:
 - (a) Eircom will issue a BEA Stop Sell notification at least 3-months before it implements the BEA Stop Sell. The notification will inform Access Seekers that Eircom will not accept new BEA orders after the BEA Stop Sell date; and
 - (b) Eircom shall maintain and repair all BEA services for the period of 18 months after the BEA Stop Sell date.
5. The key points, in coming to this decision, were as follows:
 - (a) There are a very small number of remaining BEA end user connections and customers.
 - (b) Eircom has engaged with operators on the proposed withdrawal through its product development process;³
 - (c) No issues have been identified in the proposal that would raise major concerns with respect to competition; and

¹ Request from Eircom to ComReg to approve withdrawal of the CGA Bitstream Ethernet Access (BEA) Product, letter dated 25 May 2022.

² Wholesale Central Access at a Fixed Location (ComReg Document No 18/94, Appendix 21 Decision No D10/18).

³ Eircom RAP product development CRD-841.

- (d) ComReg is satisfied with the justification provided by Eircom for its request. Wholesale operators must be able to rationalise their products so that they can operate their networks and systems in an efficient manner provided that adequate notifications of such changes are provided to its customers and appropriate alternatives are available to them.