

**Order under paragraph 152AT(3)(a) of the *Trade Practices Act 1974*  
by the Australian Competition and Consumer Commission in respect  
of Telstra's DTCS individual exemption application of 24 August  
2007 in relation to capital-regional routes**

**Individual exemption from standard access obligations  
in respect of DTCS**

**1. Title**

This Order may be cited as Individual Exemption Order No. 7 of 2008.

**2. Commencement and Expiry**

- (1) This Order comes into effect 12 months after the date of release of the Commission's Final Decision on Telstra's individual application for exemption from the standard access obligations set out in section 152AR of the Act in respect of DTCS in certain nominated areas, lodged 24 August 2007.
- (2) This Order will expire on 31 December 2012 or upon the expiry or revocation of the DTCS Declaration, whichever occurs first.

**3. Interpretation**

- (1) Unless the contrary intention appears, where words or phrases used in this Order are defined in the *Trade Practices Act 1974*, the *Telecommunications Act 1997* or the instrument declaring the declared service, those words or phrases have the same meaning in this Order.

- (2) In this Order, unless the contrary intention appears –

*Act* means the *Trade Practices Act 1974* (Cth).

*Commission* means the Australian Competition and Consumer Commission.

*DTCS* means domestic transmission capacity service declared by the Commission under subsection 152AL(3) of the Act pursuant to the DTCS Declaration.

*DTCS Declaration* means the Declaration made by the Commission under subsection 152AL(3) of the Act in respect of the DTCS with effect from the 7 April 2004 and published in the Commonwealth of Australia Gazette No. GN 14 of 7 April 2004, as varied from time to time and any subsequent re-declaration of the DTCS.

Note: The Commission may extend or further extend the expiry date of the DTCS Declaration under subsection 152ALA(4).

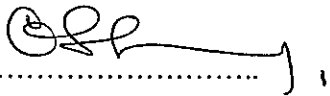
*Final Decision* means the written statement setting out the ACCC's final decision titled '*Telstra's domestic transmission capacity service exemption applications – final decision and class exemption*' dated 24 November 2008.

*Telstra* means Telstra Corporation Limited (ACN 051 775 556)

**4. Exemption: Capital-regional routes**

Telstra is exempt from the standard access obligations set out in section 152AR of the Act in respect of the supply of DTCS between:

- (1) a transmission point in Sydney and a transmission point in any of the following regional centres: Campbelltown, Gosford, Coffs Harbour and Goulburn;
- (2) a transmission point in Brisbane and a transmission point in any of the following regional centres: Townsville, Rockhampton, Bundaberg and Maryborough;
- (3) a transmission point in Adelaide and a transmission point in Port Augusta.



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Graeme Julian Samuel

Chairman

DATED this <sup>25</sup>.....day of November 2008