

AUSTRALIAN COMMUNICATIONS AND MEDIA AUTHORITY

Telecommunications Act 1997

Subsection 81(1)

NOMINATED CARRIER DECLARATION

I, Dougal Heath, delegate of the Australian Communications and Media Authority acting under subsection 81(1) of the *Telecommunications Act 1997* being satisfied that:

- (a) if Optus Networks Pty Limited , ACN 008 570 330 is declared to be the nominated carrier in relation to the network unit or units, it would be in a position to comply with all of the obligations imposed on the carrier in its capacity as the nominated carrier in relation to the unit or units; and
- (b) the making of the declaration will not impede the efficient administration of the *Telecommunications Act 1997* and the *Telecommunications (Consumer Protection and Service Standards) Act 1999*;

declare that Optus Networks Pty Limited is the nominated carrier over Satellite-based facilities on the APSTAR-5 satellite owned by the APT Satellite Company Limited during any period in which they are used, or allocated for use, by Optus for communications to and from the Optus earth stations located at :

- Oxford Falls New South Wales;
- Canberra Technical Facility Australian Capital Territory;
- Regency Park South Australia; and
- Lockridge Western Australia.

Dated the 13th day of May 2008

Signed



Delegate of the Australian Communications and Media Authority