

AUSTRALIAN COMMUNICATIONS AND MEDIA AUTHORITY

Telecommunications Act 1997

Subsection 81(1)

NOMINATED CARRIER DECLARATION

After considering an application dated 4 February 2015 made to the Australian Communications and Media Authority (**ACMA**) under section 77 of the *Telecommunications Act 1997* by Telstra Corporation Limited (ABN: 33 051 775 556) (the **applicant**) in relation to network unit or units (the **network unit or units**) owned by Chichester Metals Pty Ltd (ABN: 83 109 264 262) and FMG Solomon Pty Ltd (ABN: 95 128 959 179), I, Bridget Smith, Section Manager, delegate of the ACMA, acting under subsection 81(1) of the *Telecommunications Act 1997*, being satisfied that:

- (a) if the applicant were 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 applicant in the applicant's capacity as the nominated carrier in relation to the network unit or units; and
- (b) the making of the declaration will not impede the efficient administration of:
 - (i) the *Telecommunications Act 1997*;
 - (ii) the *Telecommunications (Consumer Protection and Service Standards) Act 1999* and regulations under that Act; or
 - (iii) the *Telecommunications Universal Service Management Agency Act 2012*;

declare that Telstra Corporation Limited is the nominated carrier in relation to:

- a) the network unit or units owned by Chichester Metals Pty Ltd located in the Pilbara Region, Western Australia, being the cores of the fibre optic cables running between Telstra Corporation Limited's core network and various sites within the Pilbara Region in which Chichester Metals Pty Ltd or a related body corporate of Chichester Metals Pty Ltd has an ownership interest or of which Chichester Metals Pty Ltd or a related body corporate of Chichester Metals Pty Ltd is the operator; and
- b) the network unit or units owned by FMG Solomon Pty Ltd and located in the Pilbara Region, Western Australia, being the cores of the fibre optic cables running between Telstra Corporation Limited's core network and various sites within the Pilbara Region in which FMG Solomon Pty Ltd or a related body corporate of FMG Solomon Pty Ltd has an ownership interest or of which FMG Solomon Pty Ltd or a related body corporate of FMG Solomon Pty Ltd is the operator.

Dated the *11th* day of March 2015

Signed

BCSmith

Delegate of the Australian Communications and Media Authority