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To: Australian Competition and Consumer Commission

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RE: NBN Co Further Targeted Response to Draft Decision – Variation to the NBN Co Special Access Undertaking (SAU)

The Internet Association of Australia (**IAA**) welcomes the opportunity to provide feedback to the Australian Competition and Consumer Commission (**ACCC**), on the further targeted response provided by NBN Co to the ACCC's Draft Decision.

We provide our views specifically on NBN Co's further information and amendments proposed for the 50/20 Mbps tier pricing structure and the Low-Income Forum.

This response should be read in conjunction with our response to the Draft Decision submitted on 30 May 2023 ([IAA Response to the Draft Decision](#)).

50/20 Mbps Pricing Certainty

We appreciate that NBN Co has offered two alternative options with respect to the 50/20 Mbps service that has been a source of major concern for many retail service providers (**RSPs**) and other stakeholders. Given the diversity of IAA's membership, we are unable to definitively support either option.

We note that the 'floor and ceiling' proposal may be more favourable for smaller RSPs that may be disadvantaged under the current model. This method may provide a solution for RSPs that lack the capacity to design systems able to ingest the large volumes of data needed to optimise their customer base to take advantage of the CVC aggregation framework, while also being a closer model to the AVC only framework.

However, some members have also indicated that they prefer to manage their own operations to receive benefits from aggregating CVC utilisation and inclusion across services for a pooled overage calculation.

Low-Income Forum

We are concerned about the drafting of 2B.7(c) which would limit who would be able to participate in the Low-Income Forum. We reiterate our concerns raised in the IAA Response to the Draft Decision with respect to NBN Co consultations being limited to groups that do not necessarily accurately reflect the wide base of genuine stakeholders. We recommend the paragraph 2B.7(c) of the SAU to include at least industry peak bodies in addition to the participant groups already mentioned.

Once again, IAA appreciates the opportunity to respond to the further targeted response provided by NBN Co, with respect to the ACCC's Draft Decision on the SAU Variation. As NBN Co prepares to re-submit an updated SAU Variation to the ACCC in the near future, we sincerely hope to see a revised SAU that reflects the feedback provided, and an overall fit-for-purpose framework that will ensure the provision of the nbn that benefits all Australians.

ABOUT THE INTERNET ASSOCIATION OF AUSTRALIA

The Internet Association of Australia (IAA) is a member-based association representing the Internet community. Founded in 1995, as the Western Australian Internet Association (WAIA), the Association changed its name in early 2016 to better reflect our national membership and growth.

Our members comprise industry professionals, corporations, and affiliate organisations. IAA provides a range of services and resources for members and supports the development of the Internet industry both within Australia and internationally. Providing technical services as well as social and professional development events, IAA aims to provide services and resources that our members need.

IX-Australia is a service provided by the Internet Association of Australia to Corporate and Affiliate members. It is the longest running carrier neutral Internet Exchange in Australia. Spanning six states and territories, IAA operates over 30 points of presence. Further, IAA operates the New Zealand Internet Exchange on behalf of NZIX Inc in New Zealand.

IAA is also a licenced telecommunications carrier and operates on a not-for-profit basis.

Yours faithfully,

Narelle Clark
Chief Executive Officer
Internet Association of Australia