

Telecommunications (Section of the Telecommunications Industry – Cabling Service Operators) Determination 2015

THE AUSTRALIAN COMMUNICATIONS AND MEDIA AUTHORITY makes this Determination under subsection 110(3) of the *Telecommunications Act 1997*.

Dated *6th March 2015*

*Chris Chapman*
[signed]
Member

*Richard Bean*
[signed]
Member / ~~General Manager~~

Australian Communications and Media Authority

## **Do not delete : Part placeholder**

**Do not delete : Division placeholder**

1 Name of Determination

 This Determination is the *Telecommunications (Section of the Telecommunications Industry – Cabling Service Operators) Determination 2015.*

2 Commencement

 This Determination commences on the day after it is registered.

*Note* All legislative instruments and compilations are required to be registered on the Federal Register of Legislative Instruments maintained under the *Legislative Instruments Act 2003*. See [www.comlaw.gov.au](http://www.comlaw.gov.au).

3 Revocation

 The *Telecommunications (Section of Telecommunications Industry) Determination 2003 (No. 1)* [F2005B00203] is revoked.

4 Definitions

 In this Determination:

 ***Act*** means the *Telecommunications Act 1997*.

 ***cabling services*** means any of the following activities:

1. the installation of customer cabling for connection to a telecommunications network or facility that is used to supply a listed carriage service;
2. the connection of customer cabling to a telecommunications network or a facility that is used to supply a listed carriage service;
3. the maintenance of customer cabling connected to a telecommunications network or facility that is used to supply a listed carriage service.

*Note* In accordance with paragraph 13(1)(b) of the *Legislative Instruments Act 2003,* otherexpressions in this Determination have the same meaning as in the Act, including:

* carriage service (see section 7)
* customer cabling (see sections 7 and 20)
* facility (see section 7 and subsection 374(2))
* listed carriage service (see sections 7 and 16)
* telecommunications network (see section 7 and subsection 374(1)).

5 Specification of telecommunications activity

For this Determination, the specified telecommunications activity is the supply of cabling services.

6 Section of the telecommunications industry

 Under subsection 110(3) of the Act, it is determined that, persons:

1. who:
2. perform the telecommunications activity specified in section 5 for reward; or
3. propose to perform the telecommunications activity specified in section 5 for reward; or
4. arrange, for reward, for the performance of the telecommunications activity specified in section 5; or
5. propose to arrange, for reward, the performance of the telecommunications activity specified in section 5; and
6. to whom the *Telecommunications Cabling Provider Rules 2014* do not apply;

constitute a section of the telecommunications industry for the purposes of Part 6 of the Act, and in accordance with subsection 110(4) of the Act, the section is to be identified as ‘cabling service operators’.