

Telecommunications (Section of the

Telecommunications Industry – Portability Service Suppliers) Determination 2025

The Australian Communications and Media Authority makes the following determination under subsection 110(3) of the *Telecommunications Act 1997*.

Dated: 21 March 2025

Adam Suckling

[signed]

Member

Michael Brealey

[signed

General Manager

Australian Communications and Media Authority

Part 1—Preliminary

1 Name

This is the *Telecommunications (Section of the Telecommunications Industry – Portability Service Suppliers) Determination 2025.*

2 Commencement

This determination commences at the start of the day after the day it is registered on the Federal Register of Legislation.

Note: The Federal Register of Legislation may be accessed free of charge at www.legislation.gov.au.

3 Authority

This determination is made under subsection 110(3) of the *Telecommunications Act 1997*.

4 Repeal of the *Telecommunications (Section of the Telecommunications Industry – Portability Service Suppliers) Determination 2015*

The *Telecommunications (Section of the Telecommunications Industry – Portability Service Suppliers) Determination 2015* (Registration No. F2015L00292) is repealed.

5 Definitions

In this instrument:

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

***number portability*** means the right of a customer receiving a service in relation to a portable number to change the carriage service provider involved in providing the service, the carrier network involved in providing the service, or both, and retain the same telephone number.

Note: Rules for number portability are set out in the *Telecommunications Numbering Plan 2025*, which is available on the Federal Register of Legislation.

***portability services*** are supporting services provided by or to carriers or carriage service providers in relation to the provision and operation of number portability. These services include:

1. port administration services;
2. ported number register database maintenance or provision; and
3. the provision of network information services, or intelligent network database services, for call routing.

Note: The following expressions used in this determination have the same meanings which they have in the Act (see in particular, sections 7, 87 and 109):

• carriage service provider;

• carrier;

• telecommunications activity.

6 References to other instruments

In this instrument, unless the contrary intention appears:

1. a reference to any other legislative instrument is a reference to that other legislative instrument as in force from time to time; and
2. a reference to any other kind of instrument is a reference to that other instrument as in force or existing from time to time.

Note 1: For references to Commonwealth Acts, see section 10 of the *Acts Interpretation Act 1901*; and see also subsection 13(1) of the *Legislation Act 2003* for the application of the *Acts Interpretation Act 1901* to legislative instruments.

Note 2: All Commonwealth Acts and legislative instruments are registered on the Federal Register of Legislation.

Note 3: See section 589 of the Act.

7 Application

1. The ACMA may determine that persons carrying on, or proposing to carry on, one or more specified kinds of telecommunications activity, constitute a section of the telecommunications industry for the purposes of Part 6 of the Act.

(2) This determination applies to persons who are:

1. carrying on a telecommunications activity as defined in section 109 of the Act; and
2. providing portability services.

8 Section of the telecommunications industry

Persons to whom this determination applies constitute the section of the

telecommunications industry identified as “Portability Service Suppliers.”