



**FIJIAN  
COMPETITION &  
CONSUMER  
COMMISSION**

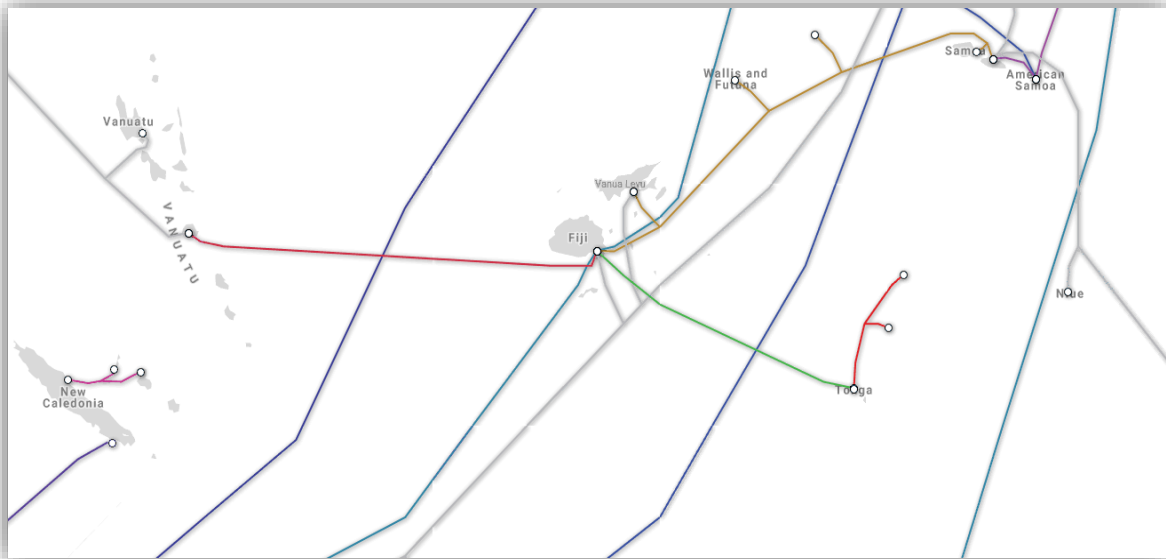
**HEAD OFFICE & CENTRAL  
EASTERN DIVISION**  
42 Gorrie St, Suva  
P O Box 5031, Raiwaqa, Suva.  
Phone : (679) 8921991  
Email : [helpdesk@fcc.gov.fj](mailto:helpdesk@fcc.gov.fj)  
Website: [www.fccc.gov.fj](http://www.fccc.gov.fj)

**WESTERN DIVISION**  
26 Namoli Avenue,  
Ram City Building  
P O Box 594, Lautoka  
Telephone/Fax: (679)6661853

**NORTHERN DIVISION**  
Silas Ramzaan St.,  
P O Box 262, Labasa  
Telephone/Fax: (679)8811155

## Interim Authorisation

### Prices for Access to Southern Cross Cable using FINTEL Cable Landing Station and ICT Data Levy Fee



Date Issue: 7 June 2019

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*“To promote Competition in the Fijian Markets”*

## Interim Authorisation for Prices for Access to Southern Cross Cable using FINTEL Cable Landing Station and ICT Data Levy Fee

1. Pursuant to Section 4 and 41 of the Fijian Competition and Consumer Commission Act 2010 and the Fijian Competition and Consumer Commission (Control of Prices for Interconnection Services in Fiji) Order 2018, FCCC hereby makes the following authorisation.

### ***Citation and commencement***

- 2.1 This Authorisation may be cited as Interim Authorisation for Prices for Access to Southern Cross Cable using FINTEL Cable Landing Station and ICT Data Levy Fee.
- 2.2 This authorisation amends those sections of the Final Determination on Prices and Access for Southern Cross Capacity and Network made on 14 November 2013 that relate to charges (1) Co-ordination of Access Approval and Landing of Capacity; (2) Facilities Interconnect Service; and (3) Co-location Service and is effective from **10 June 2019**. The ICT Data Levy Fee is effective from **1 August 2019**.
- 2.3 If FINTEL has a service agreement with any customer under which the Prices for Access to Southern Cross Cable charges are applied for a monthly period that commences before and finishes after 10 June 2019, the charge for that period shall be pro-rated to reflect rates in the Determination for the days prior to 10 June 2019 and the rates in this Authorisation for the days from and after 10 June 2019.

### ***Authorised Prices***

- 3.1 The prices set out in the Schedule 1 herein shall be the prices for the Access to Southern Cross Cable using FINTEL Cable Landing Station and ICT Data Levy Fee in Fiji.

#### **Schedule 1: Authorised Prices**

<b>Description</b>	<b>Authorised Prices</b>
Coordination of Access Approval and Landing of Capacity Service	One-off charge ceases to apply
Facilities Interconnect Service	\$4,000 per Gb VEP per month based on lit capacity
Co-location Service	\$1,500 per square metre per month
ICT Data Levy Fees <sup>(refer 3.2 (i))</sup>	\$0.10 per GB used

- 3.2 The following mechanism will apply:

- (i) The ICT Data Levy fee is calculated on the revenue from data usage. The revenue from data usage is calculated assuming a revenue of \$1.00 per GB.

- Therefore, assuming 15 million GB data used, revenue from data revenue will be \$15million (\$1.00 ×15mGB). 10 cents per dollar will be the data levy fees. The levy will be calculated as \$15m × 0.10= \$1.5 million (ICT data levy).
- This will be done monthly and remitted together with the submission on inbound minutes.
- The ICT voice levy fee of 7 cents will cease to apply from 1 August 2019.

***Ensuring End User Benefits from this Authorisation***

4.1 The retail prices and changes in such prices should be registered by internet service providers with FCCC on a quarterly basis. FCCC will monitor changes in price levels to ensure that reductions in FINTEL prices are passed on to end users.

4.2 Operators in Fiji should note that FCCC is proceeding to examine the regulated prices that should apply for national access to wholesale broadband capacity in Fiji and is actively considering whether to expedite the benefits from that process by setting maximum rates through the making of an authorisation in the near future.

***Conditions to this Authorisation***



5. No changes to the above rates shall be made unless authorised by FCCC. A review of the ICT Data Levy fee will be carried in the next 12 months to assess the adequacy of the rates.

***Expiry of this Authorisation***

6. The above authorisation will remain in force unless earlier revoked, amended, or varied by the Fijian Competition and Consumer Commission.

**Commissioners/Board Members:**

Made and authorised this 7<sup>th</sup> day of June 2019

			
<b>Ms. Joann Young</b>	<b>Mr. Vimlesh Sagar</b>	<b>Ms. Lyanne Vaurasi</b>	<b>Mr. Romil Patel</b>
<b>Chairperson</b>	<b>Commissioner</b>	<b>Commissioner</b>	<b>Commissioner</b>