

COMMONWEALTH OF AUSTRALIA

Trade Practices Act 1974 (Cth)

File No 6 of 2008

RE: APPLICATION UNDER SECTION 152AV OF THE TRADE PRACTICES ACT 1974 (CTH) FOR A REVIEW OF THE DECISIONS MADE BY THE AUSTRALIAN COMPETITION AND CONSUMER COMMISSION UNDER SECTION 152AT(3)(a) OF THAT ACT IN RESPECT OF THE SUPPLY BY TELSTRA CORPORATION LIMITED OF THE PSTN ORIGINATING ACCESS SERVICE (INDIVIDUAL EXEMPTION ORDERS 5 - 6 OF 2008)

BY: AAPT LIMITED, AGILE PTY LTD, CHIME COMMUNICATIONS PTY LTD, MACQUARIE TELECOM PTY LIMITED, POWERTEL LIMITED AND PRIMUS TELECOMMUNICATIONS PTY LIMITED

NOTICE PURSUANT TO SECTION 152AW(6) OF THE TRADE PRACTICES ACT 1974 (CTH)

On 19 November 2008 applications were made to the Australian Competition Tribunal (the Tribunal) to review the decisions of the Australian Competition and Consumer Commission (the ACCC) under section 152AT of the *Trade Practices Act 1974 (Cth)* (the Act) to grant exemption orders to Telstra Corporation Limited (Telstra) from its standard access obligations under section 152AR of the Act. The standard access obligations relate to the supply by Telstra of the public switched telephone network originating access (PSTN OA) service. Section 152AW(5) of the Act requires the Tribunal to make its decision within six months after receiving an application for review (or a later period if extended under s 152AW(6) of the Act) (the statutory period).

The statutory period for each application (which previously has been extended) ends on 28 August 2009. The Tribunal is unable to make its decisions within that period. The reason is as follows. On 24 August 2009 the Tribunal handed down reasons for its decision and provided the parties with minutes of proposed orders. One party wishes to make submissions on the form final orders should take, but cannot file its submissions until after the statutory period expires.

Accordingly, pursuant to section 152AW(6) of the Act, the Tribunal hereby extends the statutory period for each application until 10 September 2009.

Dated this 27th day of August 2009



Finkelstein J (President)