



Carrier Licence Conditions (OptiComm Co Pty Ltd) Declaration 2013

made under subsection 63(2) of the

Telecommunications Act 1997

Compilation No. 1

Compilation date: 27 March 2018

Includes amendments up to: F2018L00383

Registered: 28 March 2018

Prepared by the Office of Parliamentary Counsel, Canberra

About this compilation

This compilation

This is a compilation of the *Carrier Licence Conditions (OptiComm Co Pty Ltd) Declaration 2013* that shows the text of the law as amended and in force on 27 March 2018 (the *compilation date*).

The notes at the end of this compilation (the *endnotes*) include information about amending laws and the amendment history of provisions of the compiled law.

Uncommenced amendments

The effect of uncommenced amendments is not shown in the text of the compiled law. Any uncommenced amendments affecting the law are accessible on the Legislation Register (www.legislation.gov.au). The details of amendments made up to, but not commenced at, the compilation date are underlined in the endnotes. For more information on any uncommenced amendments, see the series page on the Legislation Register for the compiled law.

Application, saving and transitional provisions for provisions and amendments

If the operation of a provision or amendment of the compiled law is affected by an application, saving or transitional provision that is not included in this compilation, details are included in the endnotes.

Editorial changes

For more information about any editorial changes made in this compilation, see the endnotes.

Modifications

If the compiled law is modified by another law, the compiled law operates as modified but the modification does not amend the text of the law. Accordingly, this compilation does not show the text of the compiled law as modified. For more information on any modifications, see the series page on the Legislation Register for the compiled law.

Self-repealing provisions

If a provision of the compiled law has been repealed in accordance with a provision of the law, details are included in the endnotes.

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1 Name of Declaration

This Declaration is the *Carrier Licence Conditions (OptiComm Co Pty Ltd) Declaration 2013*.

3 Definitions

In this Declaration:

Act means the *Telecommunications Act 1997*.

development area means a real estate development specified in column 1 of the table at Schedule 1 to this Declaration that occupies the corresponding area of land depicted in the relevant map at Annexure A to Schedule 1 (refer to columns 2 and 3 of the table at Schedule 1 to this Declaration).

Licensee means OptiComm Co Pty Ltd (ACN 117 414 776), as the company exists from time to time (even if its name is later changed).

relevant premises means premises that are:

- (a) occupied or used by an end-user; and
- (b) situated in a development area.

Specified OptiComm Network means a telecommunications network:

- (a) that is owned by the Licensee; and
- (b) which is located in a development area; and
- (c) which uses fibre-to-the-premises architecture.

Note The following expressions have the meaning given by the Act (see subsection 13(1) of the *Legislative Instruments Act 2003*):

- carriage service
- carriage service provider
- telecommunications network

4 Obligation to connect relevant premises

- (1) Upon reasonable request by an end-user at relevant premises, the Licensee must:
 - (a) connect; or
 - (b) arrange for another person on its behalf to connect;the relevant premises to the Specified OptiComm Network in order that a carriage service provider can provide carriage services to the end-user at the relevant premises.
- (2) For the purposes of subclause (1), a request may be made directly by an end-user to the Licensee or by a carriage service provider to the Licensee on behalf of an end-user.

Schedule 1 – Specified OptiComm Networks

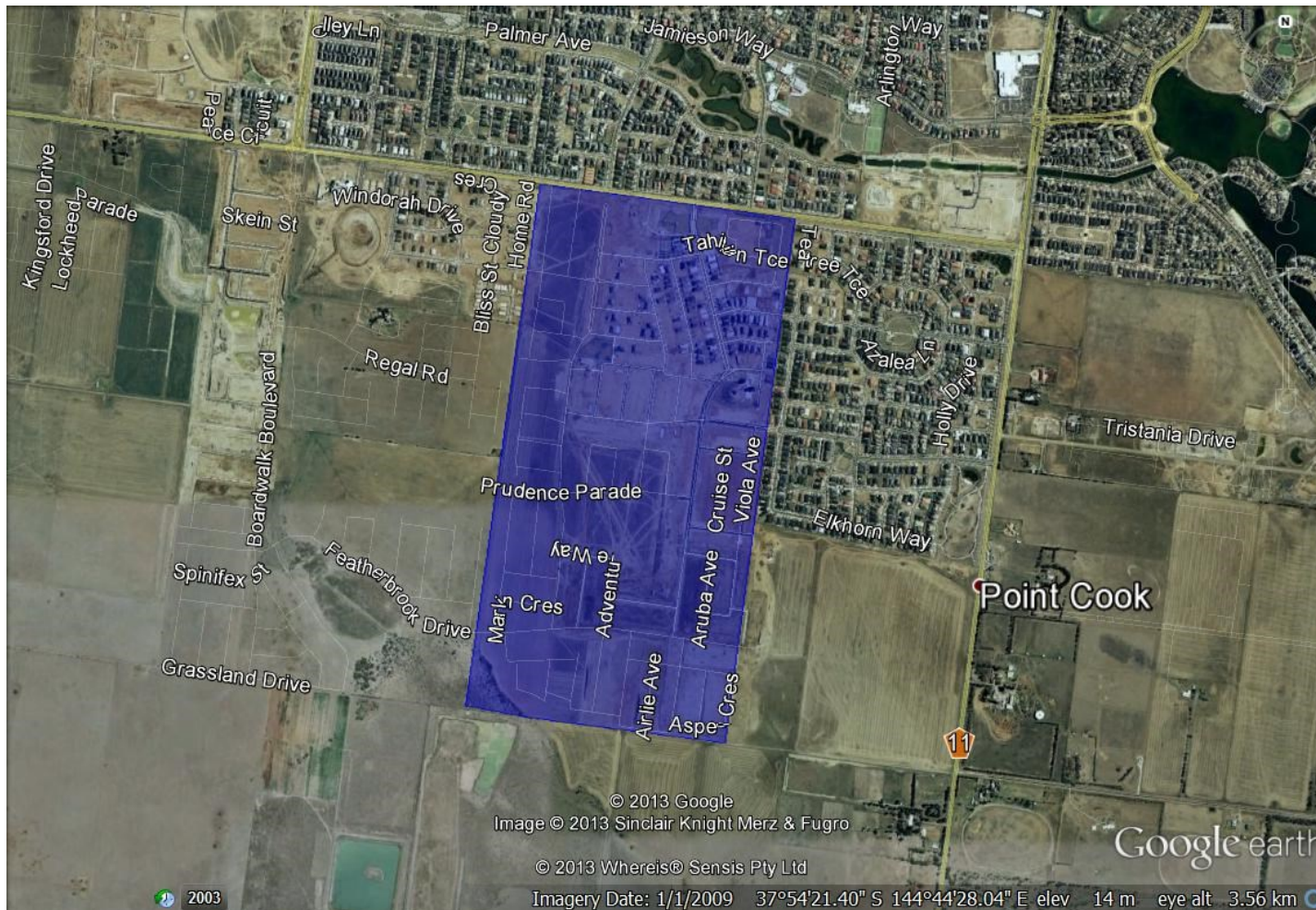
(clauses 3 and 4)

Item number	Name and location of real estate development project	Area of project (map number)
1.	Alamanda Estate Point Cook VIC 3030	Map 1 at Annexure A
2.	Anglicare Chesalon Retirement Village Oran Park NSW 2570	Map 2 at Annexure A
3.	Blakes Crossing Estate North Adelaide SA 5006	Map 3 at Annexure A
4.	Camden Hills Business Park Camden NSW 2570	Map 4 at Annexure A
5.	Gregory Hills Estate Gregory Hills NSW 2557	Map 5 at Annexure A
6.	Fernbrooke Estate Redbank Plains QLD 4301	Map 6 at Annexure A
7.	Grandvue Estate Officer VIC 3809	Map 7 at Annexure A
8.	Jackson's View Estate Drouin VIC 3818	Map 8 at Annexure A
9.	Lightsview Estate Northgate Adelaide SA 5085	Map 9 at Annexure A
10.	Lochiel Park Estate Adelaide SA 5000	Map 10 at Annexure A
11.	Macarthur Gardens Retirement Village Campbelltown NSW 2560	Map 11 at Annexure A
12.	Mandalay Estate Beveridge VIC 3753	Map 12 at Annexure A
13.	Oran Park Town Development Oran Park NSW 2570	Map 13 at Annexure A
14.	Panorama Estate Glenfield NSW 2167	Map 14 at Annexure A
15.	Parkbridge Estate Middleton Grange NSW 2171	Map 15 at Annexure A
16.	Springfield Lakes Estate Springfield Lakes QLD 4300	Map 16 at Annexure A
17.	Trinity Estate Alkimos, North Perth WA 6038	Map 17 at Annexure A
18.	University Hill and Chancellor Estates Bundoora VIC 3051	Map 18 at Annexure A
19.	Waterford County Estate East Maitland NSW 2323	Map 19 at Annexure A
20.	Vista Estate Glenfield NSW 2167	Map 20 at Annexure A
21.	Brighton Estate North Perth WA 6006	Map 21 at Annexure A

Item number	Name and location of real estate development project	Area of project (map number)
22.	Hamilton Harbour Estate Brisbane QLD 4000	Map 22 at Annexure A
23.	Evergeen Links Estate Eaglehawk VIC 3556	Map 23 at Annexure A
24.	Evergreen Waters Estate Jackass Flat VIC 3556	Map 24 at Annexure A
25.	Casiana Estate Cranbourne West VIC 3977	Map 25 at Annexure A

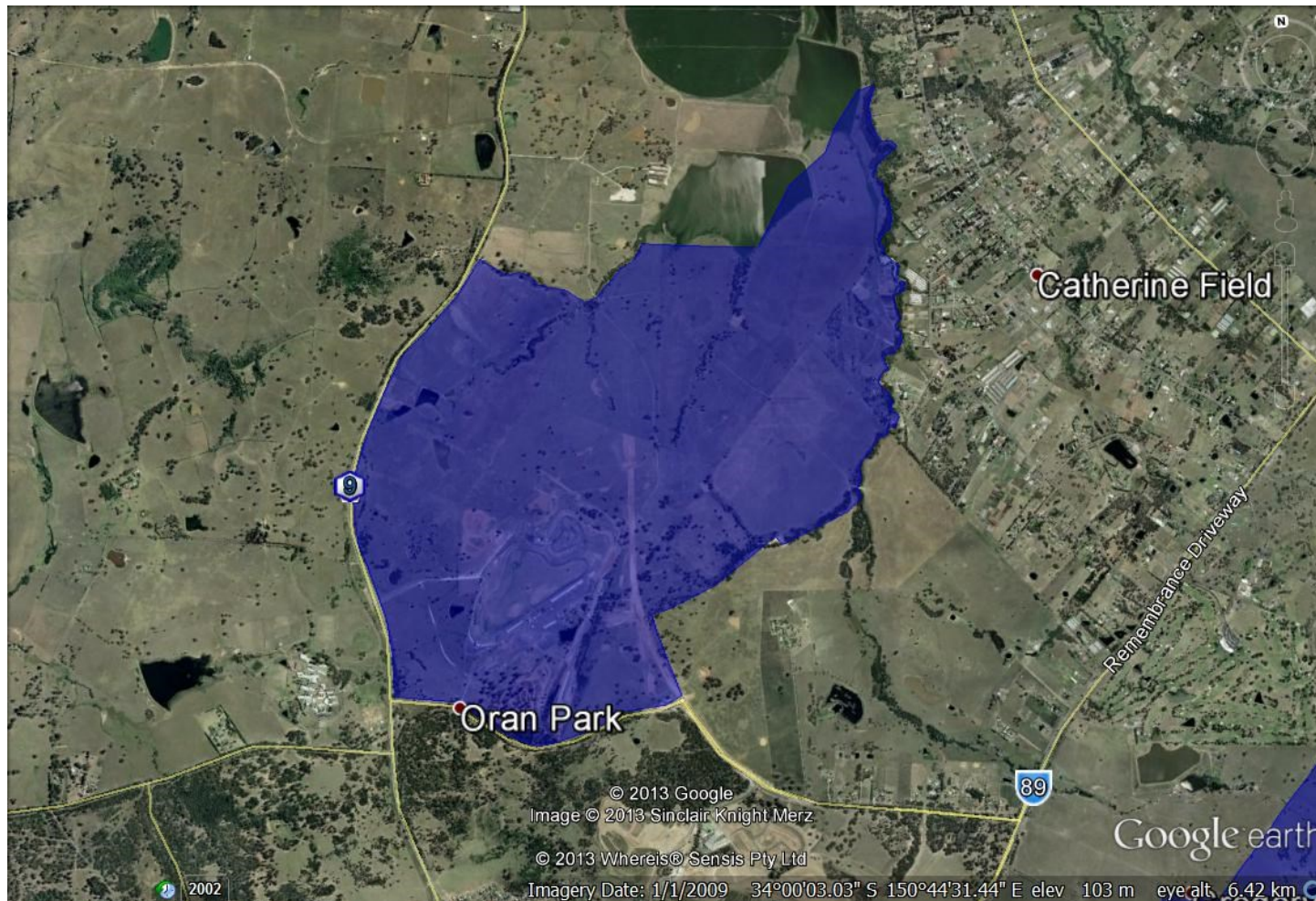
ANNEXURE A TO SCHEDULE 1

Map 1 – Alamanda Estate, VIC



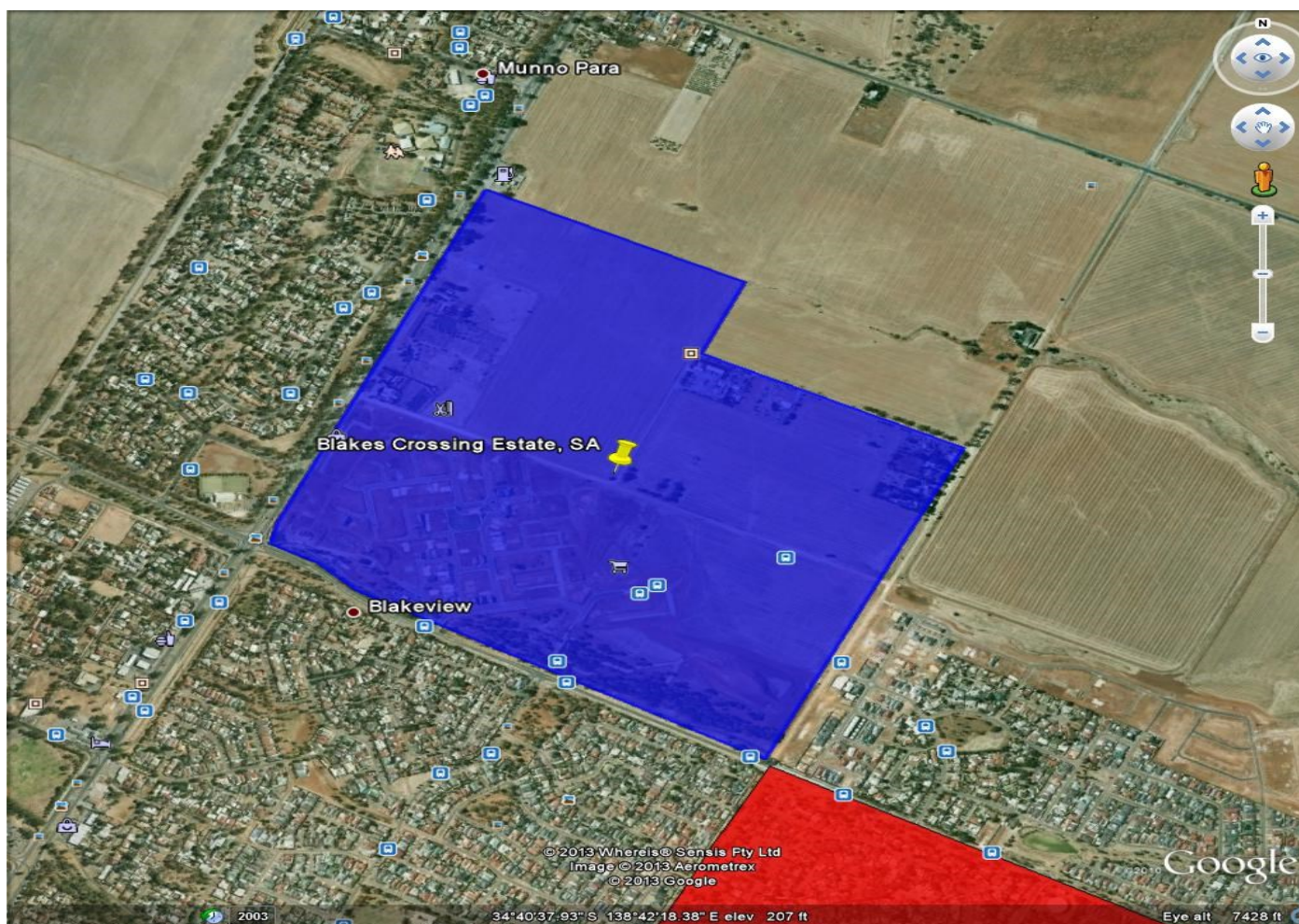
ANNEXURE A TO SCHEDULE 1

Map 2 – Anglicare Chesalon Retirement Village, NSW



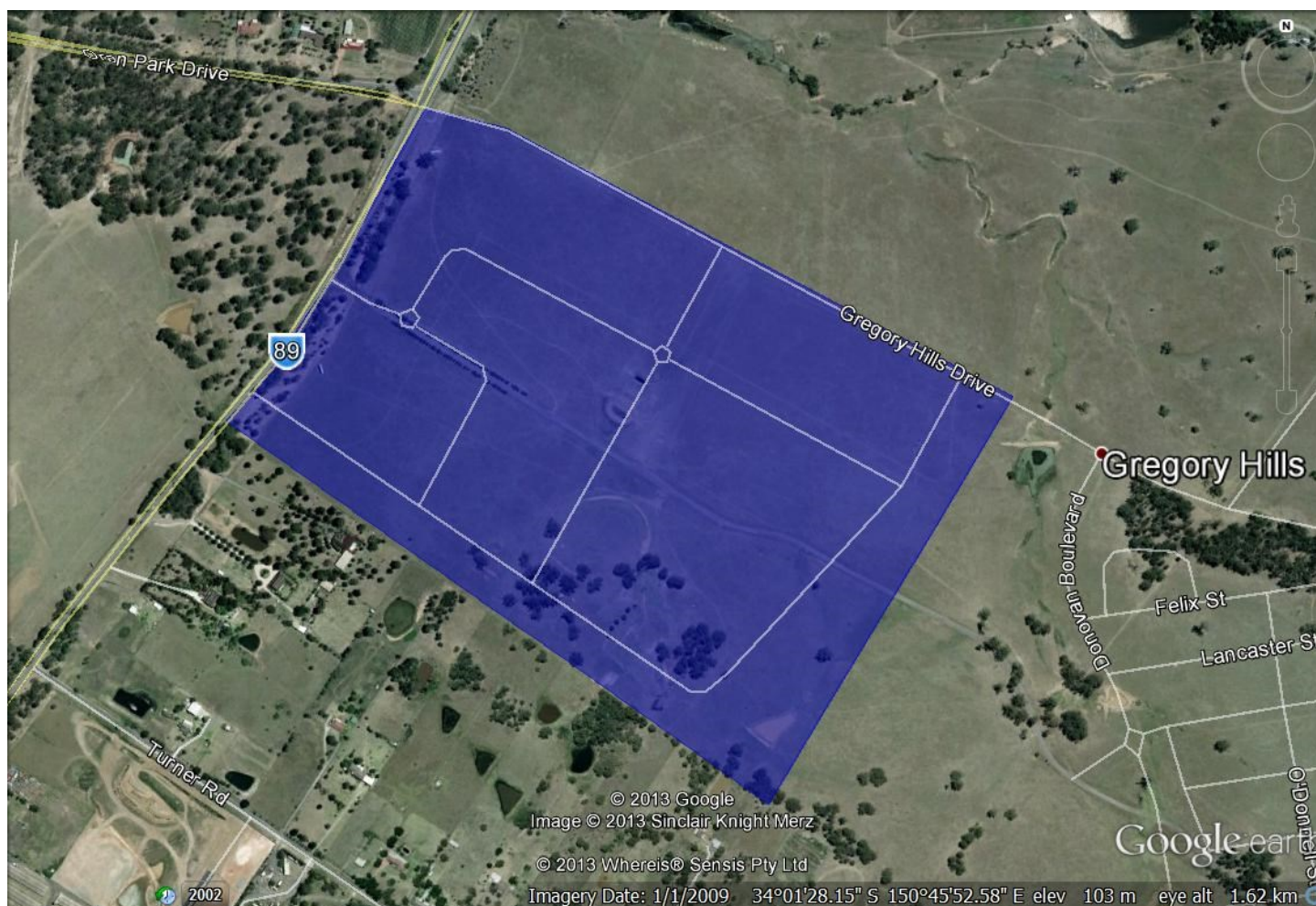
ANNEXURE A TO SCHEDULE 1

Map 3 – Blakes Crossing Estate, SA



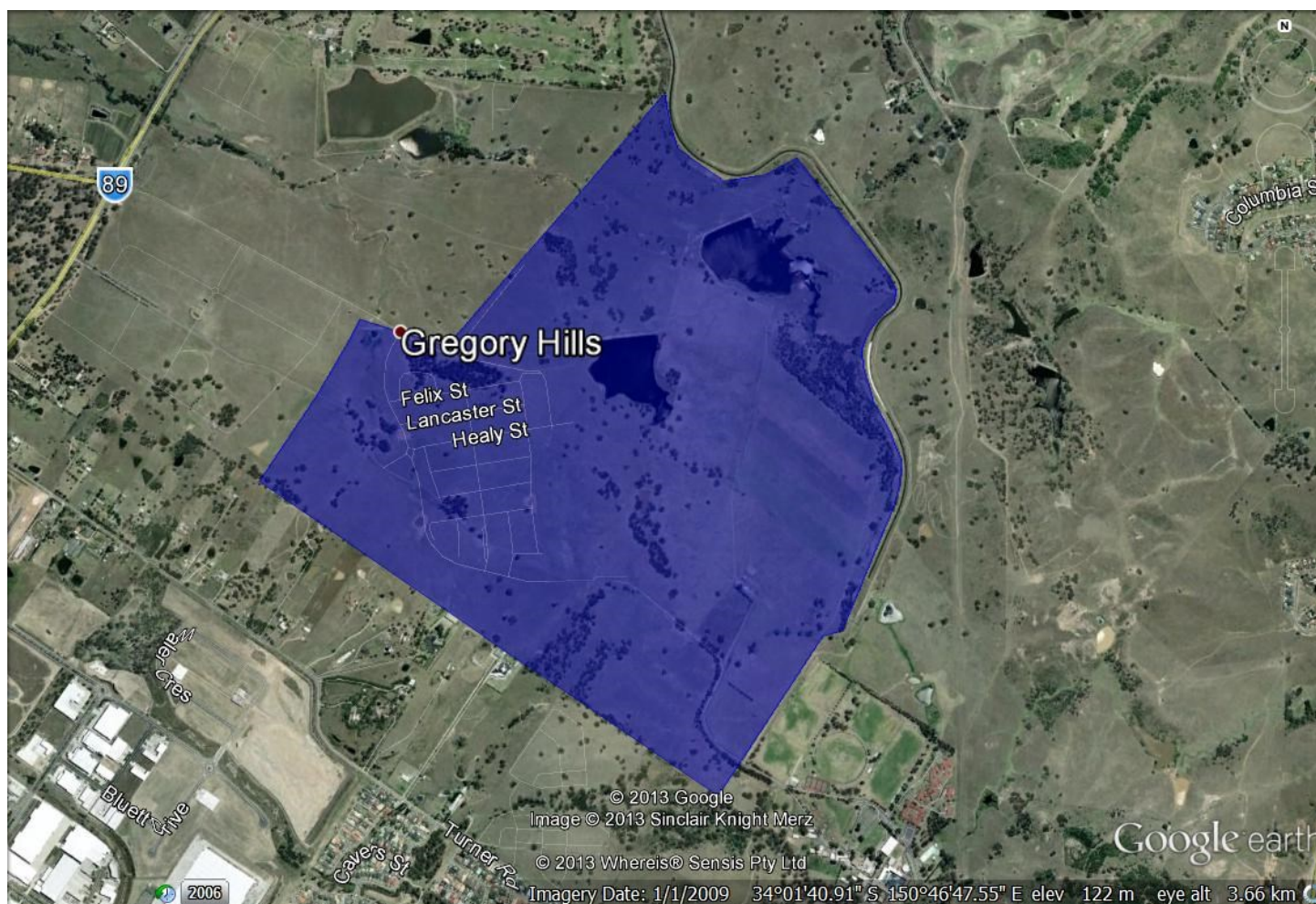
ANNEXURE A TO SCHEDULE 1

Map 4 – Camden Hills Business Park, NSW



ANNEXURE A TO SCHEDULE 1

Map 5 – Gregory Hills Estate, NSW



ANNEXURE A TO SCHEDULE 1

Map 6 – Fernbrooke Estate, QLD



ANNEXURE A TO SCHEDULE 1

Map 7 – Grandvue Estate, VIC



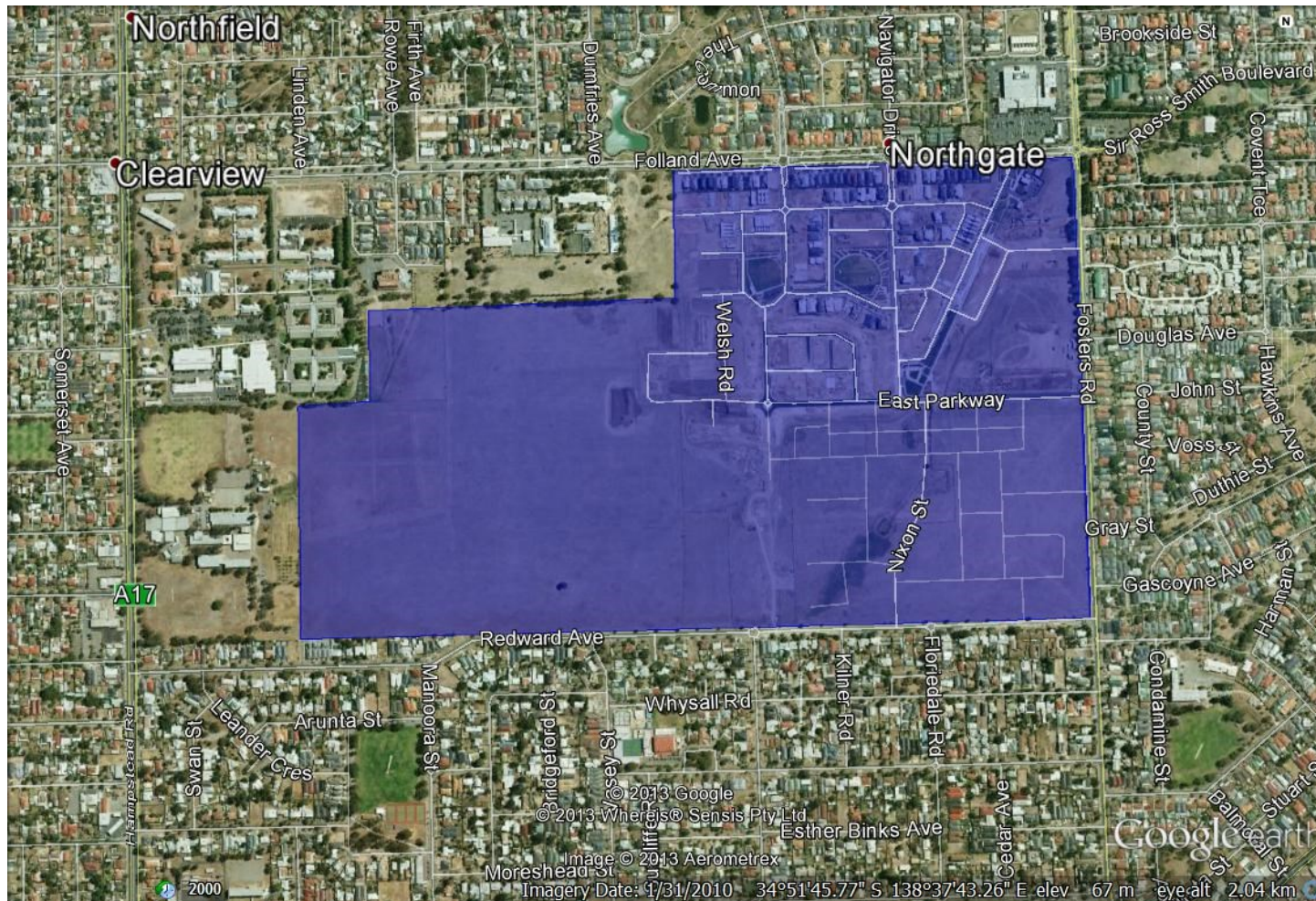
ANNEXURE A TO SCHEDULE 1

Map 8 – Jackson's View Estate, VIC



ANNEXURE A TO SCHEDULE 1

Map 9 – Lightsview Estate, SA



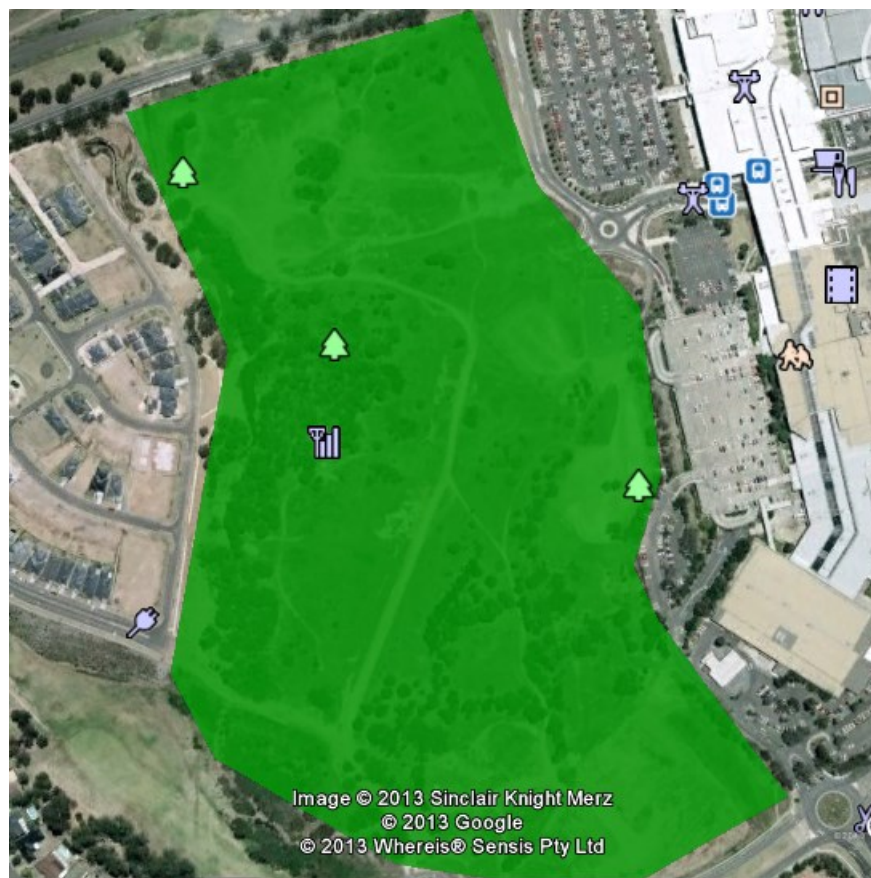
ANNEXURE A TO SCHEDULE 1

Map 10 – Lochiel Park Estate, SA



ANNEXURE A TO SCHEDULE 1

Map 11 – Macarthur Gardens Retirement Village, NSW



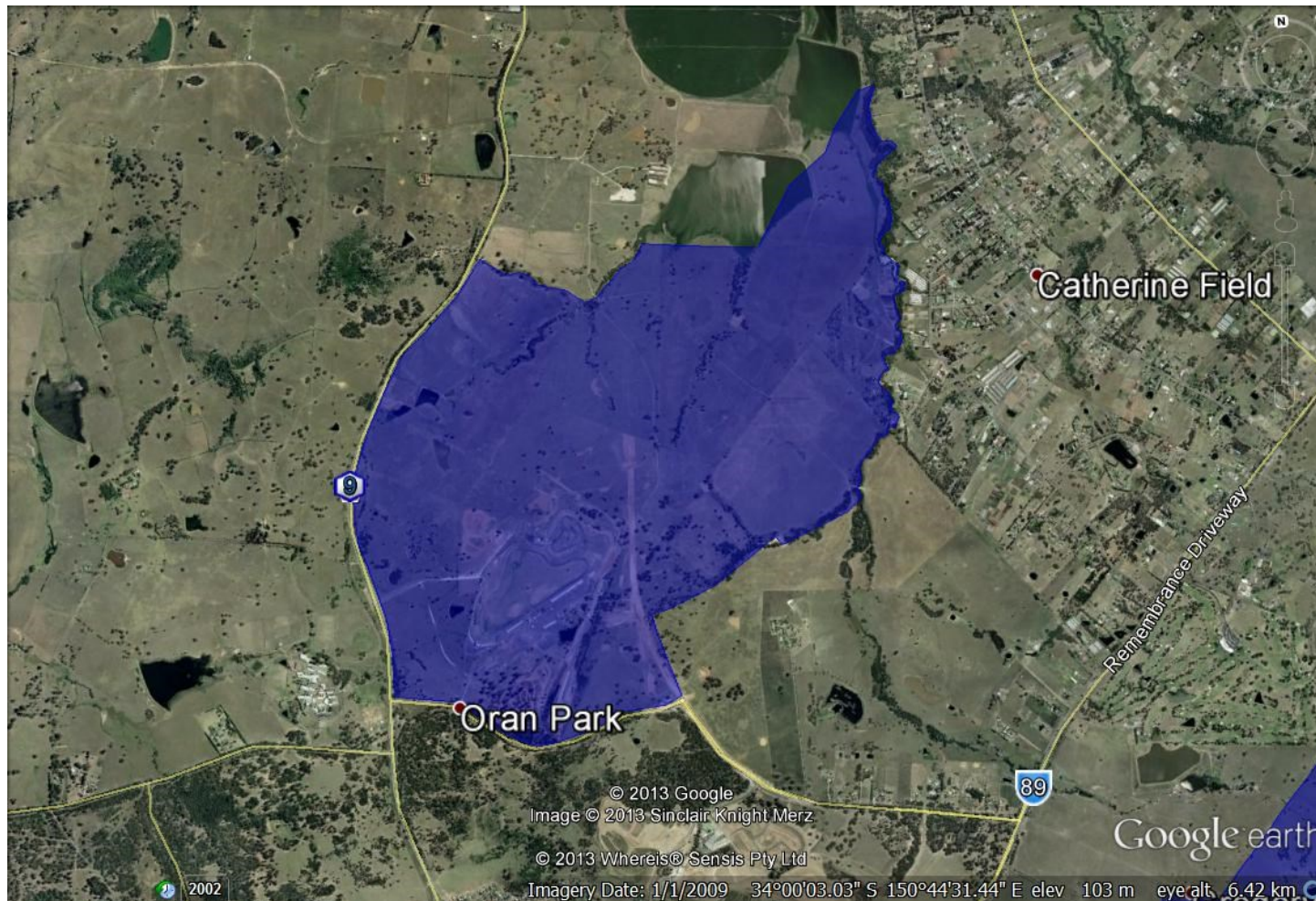
ANNEXURE A TO SCHEDULE 1

Map 12 – Mandalay Estate, VIC



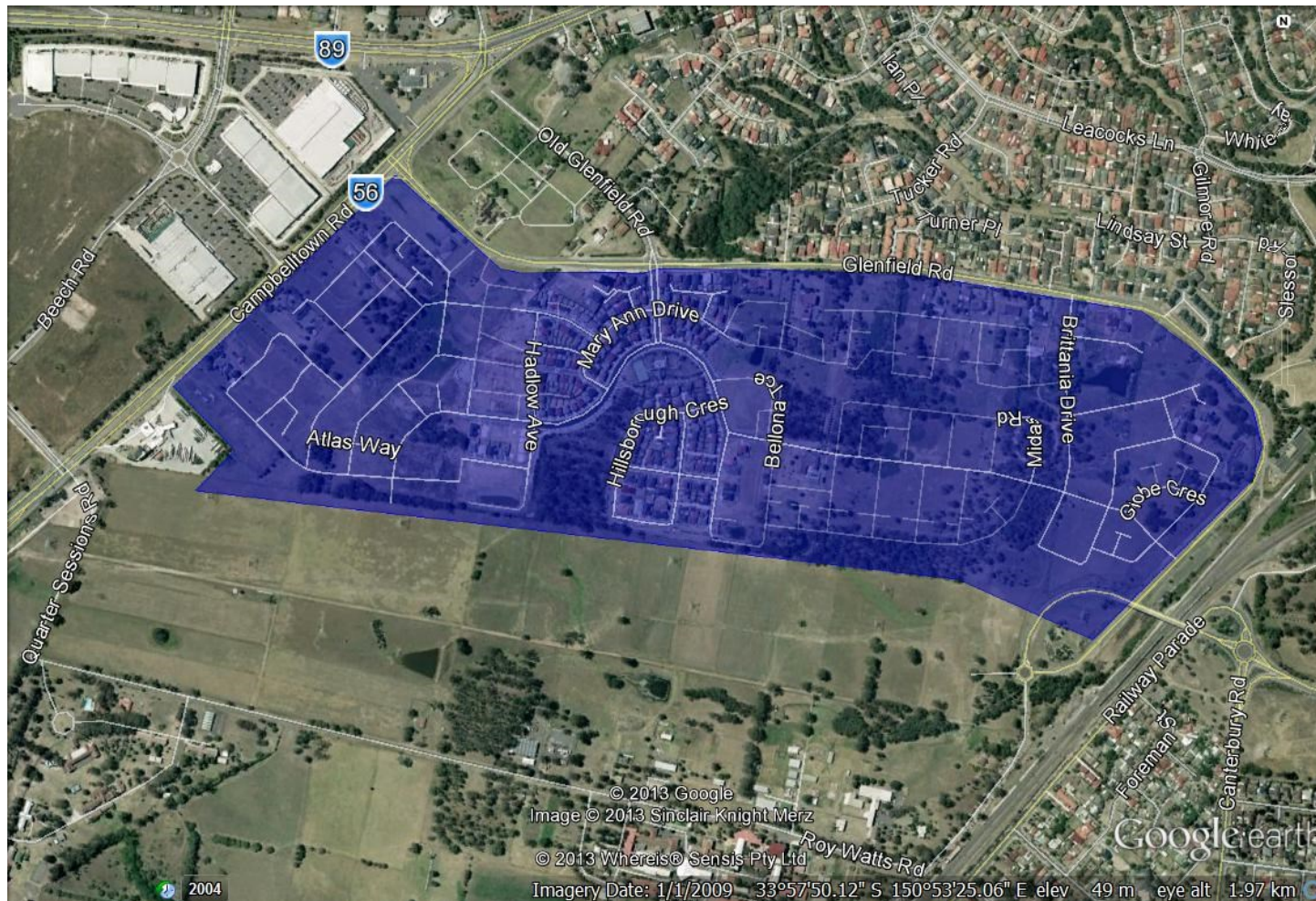
ANNEXURE A TO SCHEDULE 1

Map 13 – Oran Park Town Development, NSW



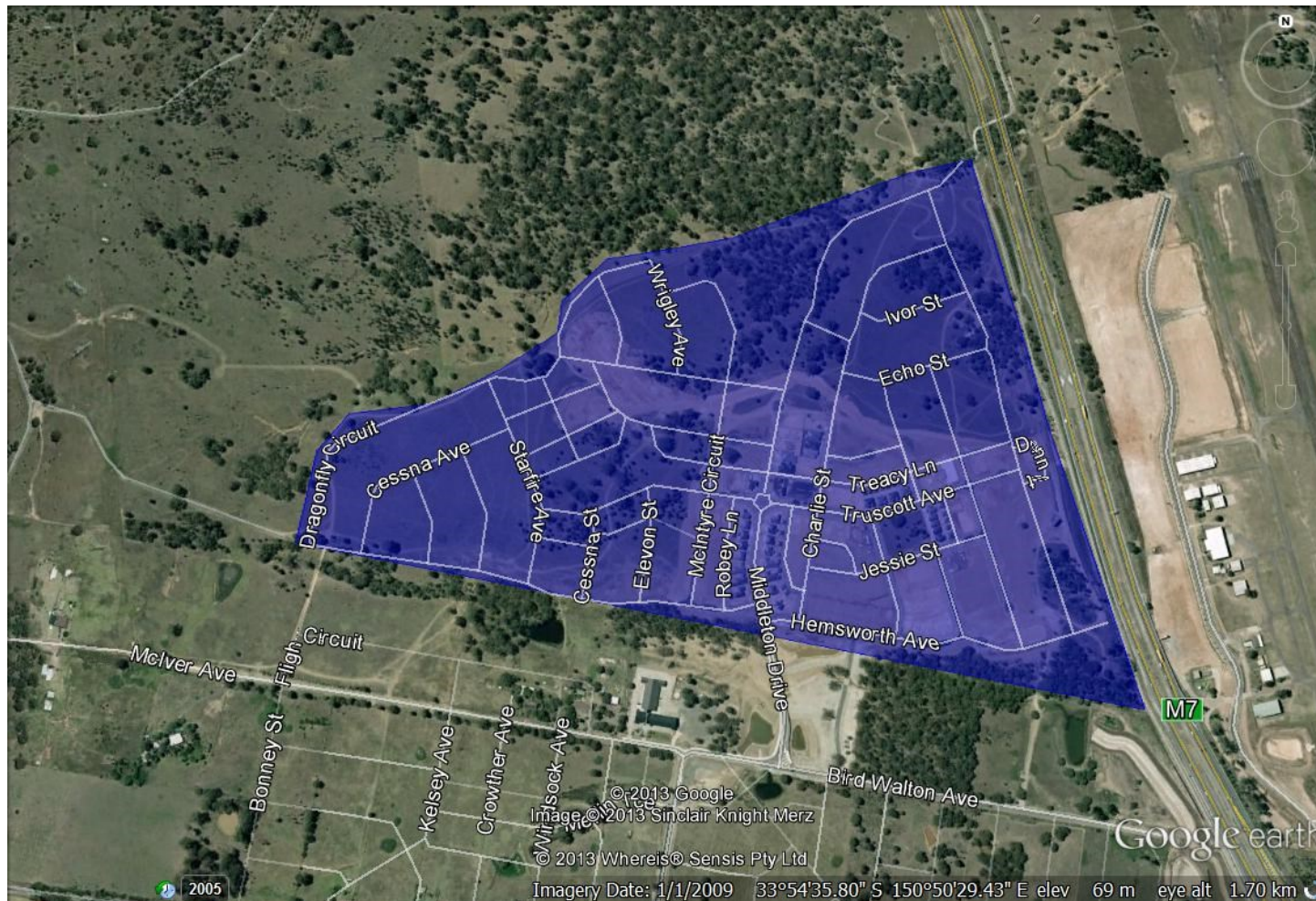
ANNEXURE A TO SCHEDULE 1

Map 14 – Panorama Estate, NSW

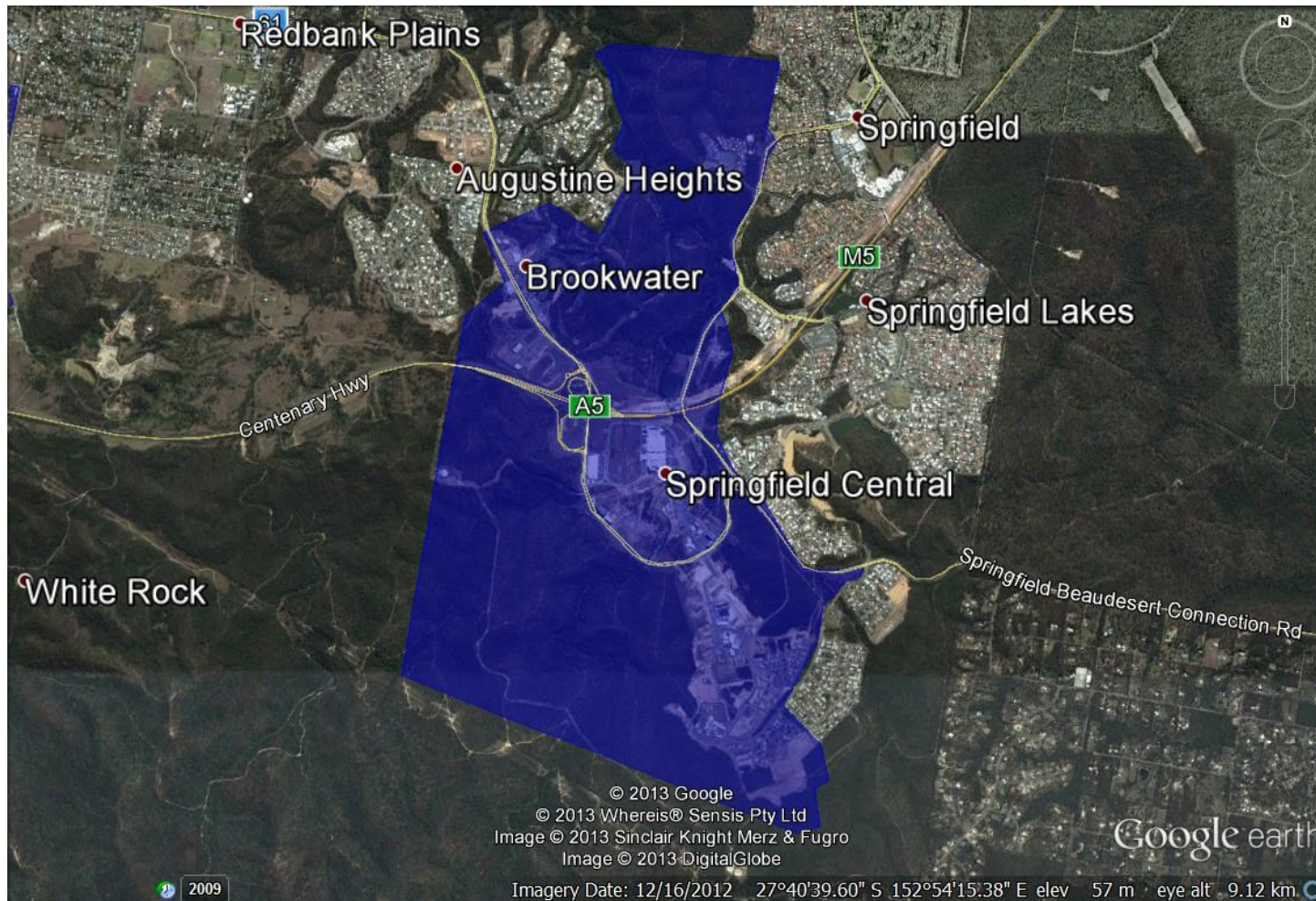


ANNEXURE A TO SCHEDULE 1

Map 15 – Parkbridge Estate, NSW

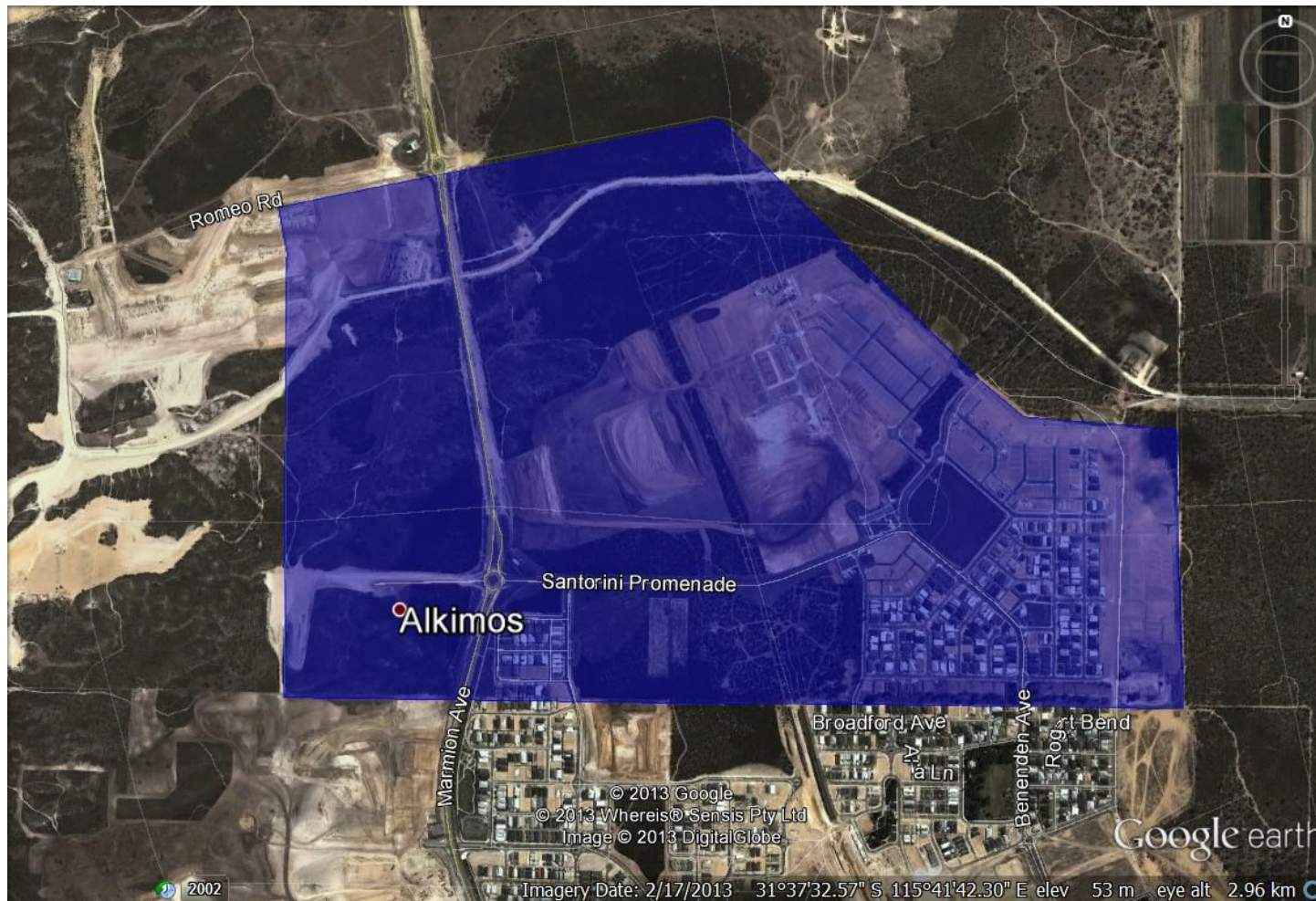


Map 16 – Springfield Lakes, QLD



ANNEXURE A TO SCHEDULE 1

Map 17 – Trinity Estate, WA



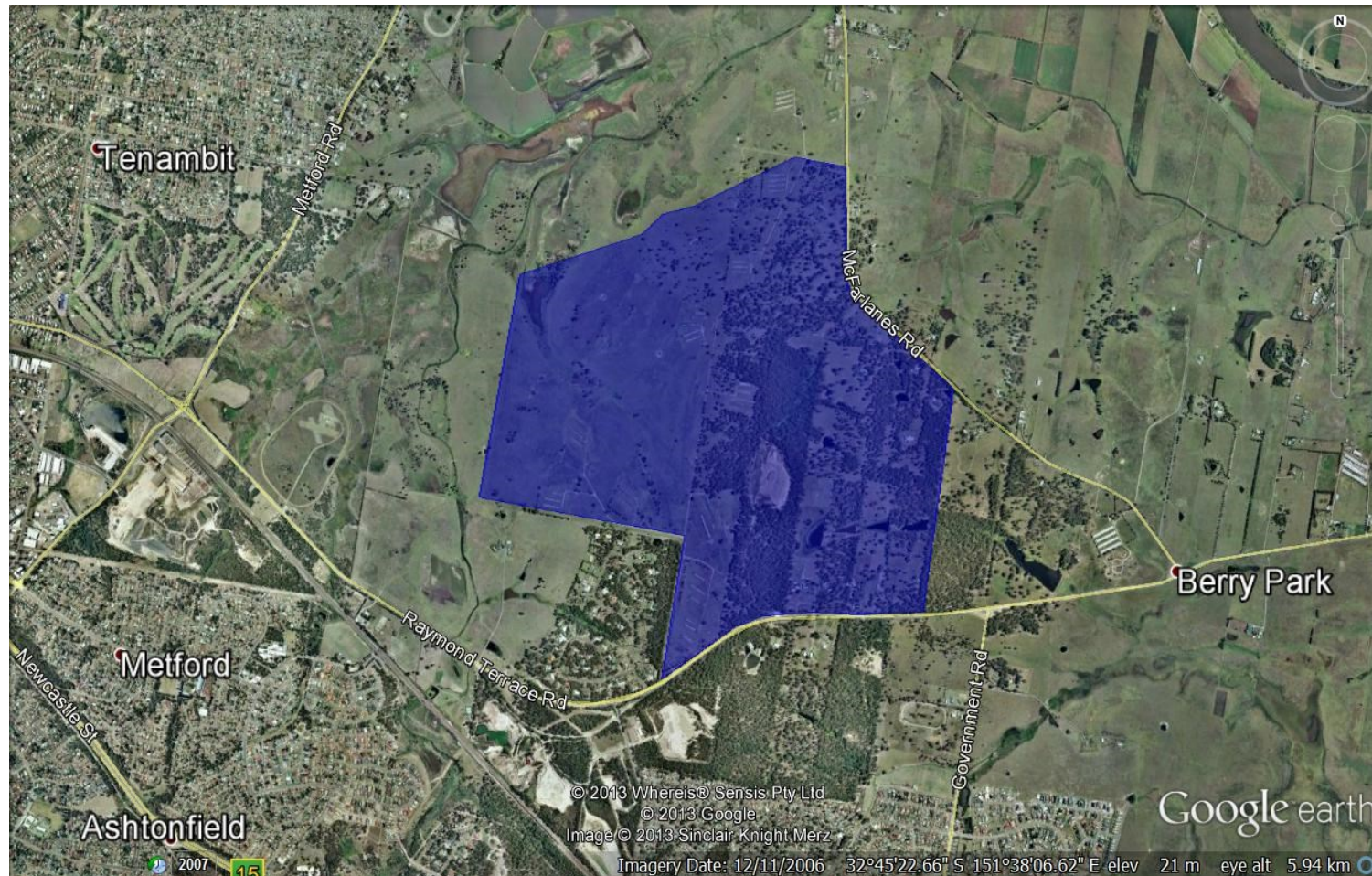
ANNEXURE A TO SCHEDULE 1

Map 18 – University Hill and Chancellor Estates, VIC



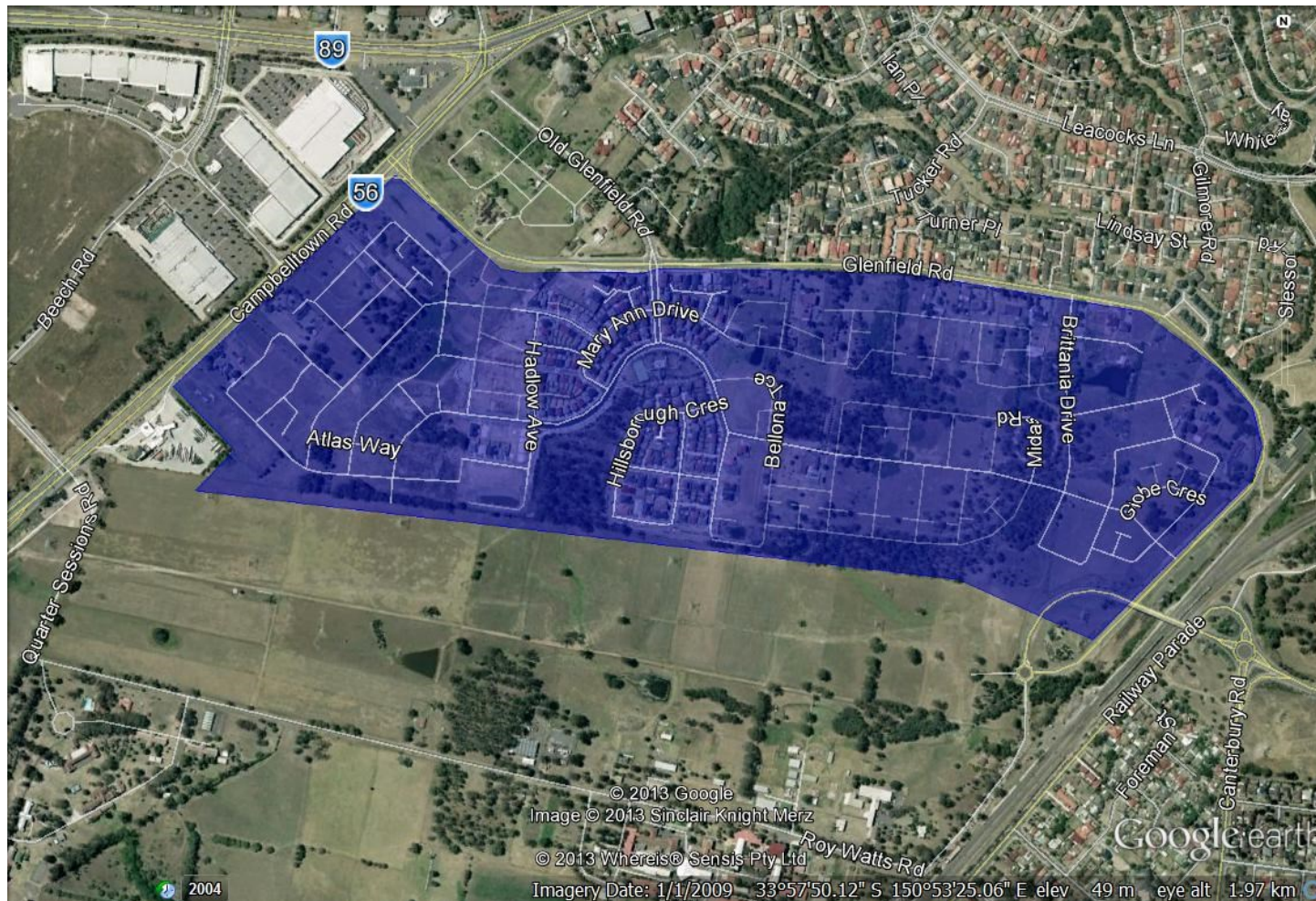
ANNEXURE A TO SCHEDULE 1

Map 19 – Waterford County Estate, NSW



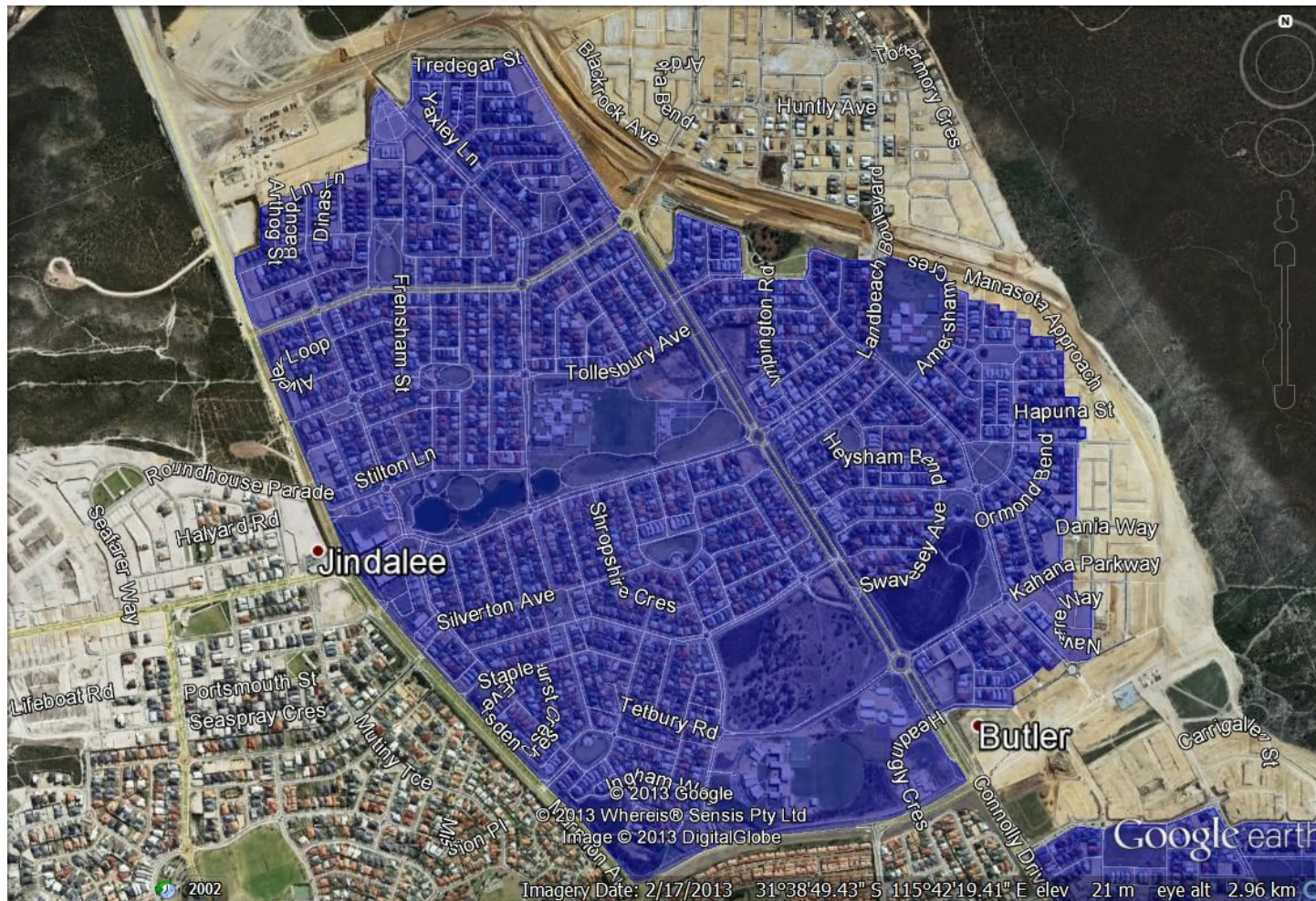
ANNEXURE A TO SCHEDULE 1

Map 20 – Vista Estate, NSW



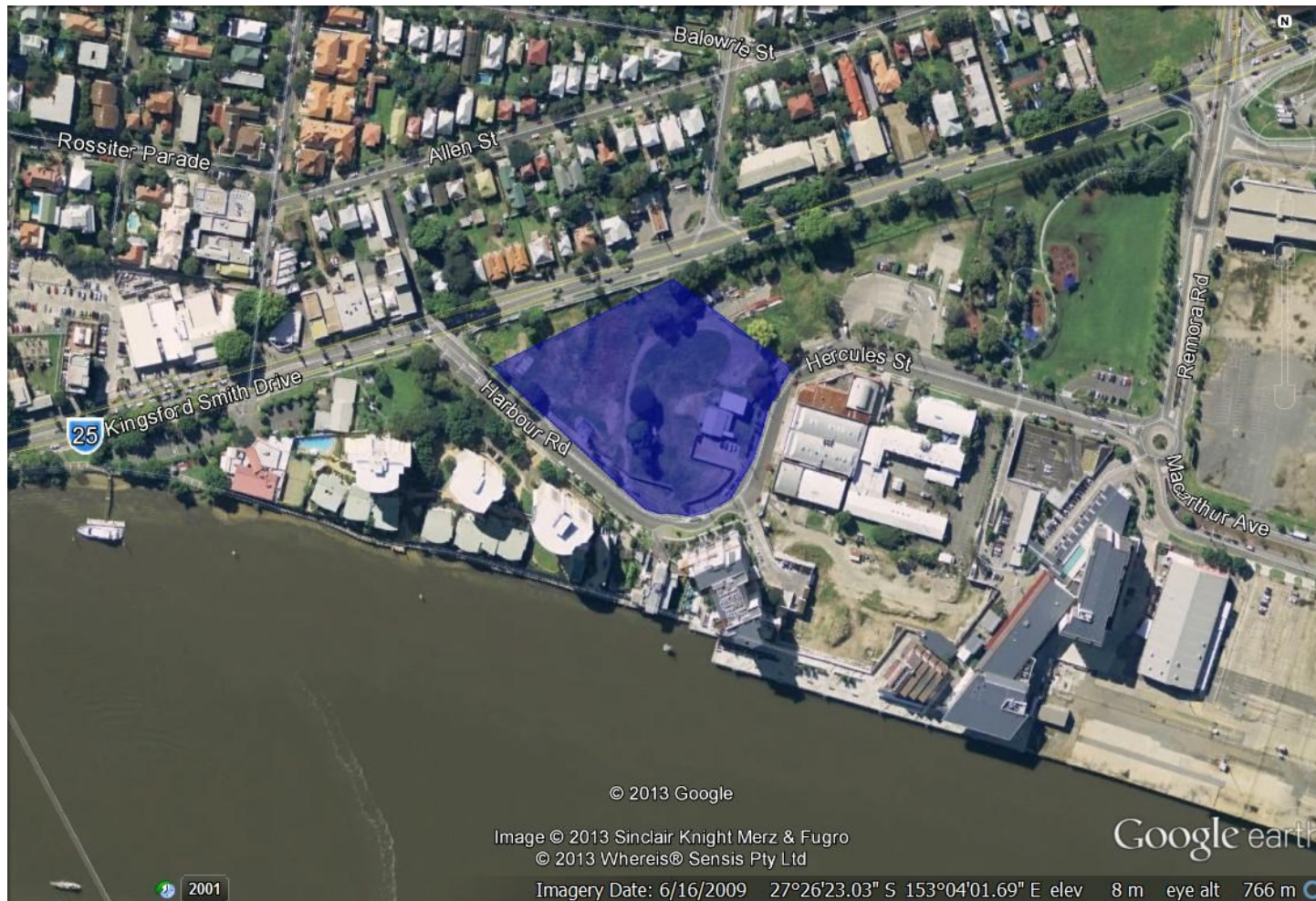
ANNEXURE A TO SCHEDULE 1

Map 21 – Brighton Estate, WA



ANNEXURE A TO SCHEDULE 1

Map 22 – Hamilton Harbour Estate, QLD



ANNEXURE A TO SCHEDULE 1

Map 23 – Evergreen Links Estate, VIC



ANNEXURE A TO SCHEDULE 1

Map 24 – Evergreen Waters Estate, VIC



ANNEXURE A TO SCHEDULE 1

Map 25 – Casiana Estate, VIC



Endnotes

Endnote 1—About the endnotes

The endnotes provide information about this compilation and the compiled law.

The following endnotes are included in every compilation:

Endnote 1—About the endnotes

Endnote 2—Abbreviation key

Endnote 3—Legislation history

Endnote 4—Amendment history

Abbreviation key—Endnote 2

The abbreviation key sets out abbreviations that may be used in the endnotes.

Legislation history and amendment history—Endnotes 3 and 4

Amending laws are annotated in the legislation history and amendment history.

The legislation history in endnote 3 provides information about each law that has amended (or will amend) the compiled law. The information includes commencement details for amending laws and details of any application, saving or transitional provisions that are not included in this compilation.

The amendment history in endnote 4 provides information about amendments at the provision (generally section or equivalent) level. It also includes information about any provision of the compiled law that has been repealed in accordance with a provision of the law.

Editorial changes

The *Legislation Act 2003* authorises First Parliamentary Counsel to make editorial and presentational changes to a compiled law in preparing a compilation of the law for registration. The changes must not change the effect of the law. Editorial changes take effect from the compilation registration date.

If the compilation includes editorial changes, the endnotes include a brief outline of the changes in general terms. Full details of any changes can be obtained from the Office of Parliamentary Counsel.

Misdescribed amendments

A misdescribed amendment is an amendment that does not accurately describe the amendment to be made. If, despite the misdescription, the amendment can be given effect as intended, the amendment is incorporated into the compiled law and the abbreviation “(md)” added to the details of the amendment included in the amendment history.

If a misdescribed amendment cannot be given effect as intended, the abbreviation “(md not incorp)” is added to the details of the amendment included in the amendment history.

Endnotes

Endnote 2—Abbreviation key

Endnote 2—Abbreviation key

ad = added or inserted	o = order(s)
am = amended	Ord = Ordinance
amdt = amendment	orig = original
c = clause(s)	par = paragraph(s)/subparagraph(s) /sub-subparagraph(s)
C[x] = Compilation No. x	
Ch = Chapter(s)	pres = present
def = definition(s)	prev = previous
Dict = Dictionary	(prev...) = previously
disallowed = disallowed by Parliament	Pt = Part(s)
Div = Division(s)	r = regulation(s)/rule(s)
ed = editorial change	reloc = relocated
exp = expires/expired or ceases/ceased to have effect	renum = renumbered
F = Federal Register of Legislation	rep = repealed
gaz = gazette	rs = repealed and substituted
LA = <i>Legislation Act 2003</i>	s = section(s)/subsection(s)
LIA = <i>Legislative Instruments Act 2003</i>	Sch = Schedule(s)
(md) = misdescribed amendment can be given effect	Sdiv = Subdivision(s)
(md not incorp) = misdescribed amendment cannot be given effect	SLI = Select Legislative Instrument
mod = modified/modification	SR = Statutory Rules
No. = Number(s)	Sub-Ch = Sub-Chapter(s)
	SubPt = Subpart(s)
	<u>underlining</u> = whole or part not commenced or to be commenced

Endnote 3—Legislation history

Endnote 3—Legislation history

Name	Registration	Commencement	Application, saving and transitional provisions
Carrier Licence Conditions (OptiComm Co Pty Ltd) Declaration 2013	18 Oct 2013 (F2013L01810)	19 Oct 2013 (s 2)	
Carrier Licence Conditions (OptiComm Co Pty Ltd) Declaration 2013 (Amendment No. 1 of 2018)	26 Mar 2018 (F2018L00383)	27 Mar 2018 (s 2)	—

Endnotes

Endnote 4—Amendment history

Endnote 4—Amendment history

Provision affected	How affected
s 2	rep LA s 48D
Schedule 1	
Annexure A	am F2018L00383
