



## Telecom Order CRTC 2010-143

Ottawa, 11 March 2010

### **TELUS Communications Company – Modifications to Conditions of Service related to Analogue Private Line Services**

File number: Tariff Notice 375

#### **Introduction**

1. The Commission received an application by TELUS Communications Company (TCC), dated 6 October 2009, in which the company proposed modifications to General Tariff item 522 – Analogue Private Line Services. Specifically, TCC proposed to clarify the Conditions of Service, effective 9 November 2009, consistent with the Commission's determinations in Telecom Decision 2009-326.
2. Pursuant to the process set out in Telecom Decision 2008-74 for dealing with retail tariff applications, TCC's application was granted interim approval on 21 October 2009.
3. The Commission received comments dated 4 November 2009 from The Internet Centre Inc. (TICI).
4. The public record of this proceeding, which closed on 12 November 2009, is available on the Commission's website at [www.crtc.gc.ca](http://www.crtc.gc.ca) under "Public Proceedings" or by using the file number provided above.
5. TCC submitted that, in Telecom Decision 2009-326, the Commission (a) determined that TCC's General Tariff item 522 was intended for use with services, either voice or data, that fall within voice-grade parameters, and (b) noted that the tariff provision permitting the use of analogue local copper channels for data transmission would be restricted to these parameters. Accordingly, TCC proposed modifications to clarify the Conditions of Service so that they would be consistent with the company's existing policy and with the Commission's determinations in Telecom Decision 2009-326.
6. TICI requested that the Commission deny TCC's application and submitted that, as a result of Telecom Decision 2009-326, it was in negotiations with TCC to permit alternative configurations. TICI stated that if these negotiations were not successful, it would submit an application to review and vary Telecom Decision 2009-326. TICI further submitted that there was no Commission directive in that decision requiring TCC to clarify its tariffs, and that changing a tariff that was still under discussion was unnecessary and unwarranted.
7. TCC replied that its proposed changes to General Tariff item 522 were consistent with the Commission's ruling in Telecom Decision 2009-326.

## Commission's analysis and determinations

8. The Commission notes that it has not received an application by TICI either to stay or to review and vary its determinations in Telecom Decision 2009-326.
9. The Commission finds that TCC's proposed modifications to its General Tariff are consistent with Telecom Decision 2009-326 and are therefore appropriate.
10. In light of the above, the Commission **approves on a final basis** TCC's application.

Secretary General

## Related documents

- *The Internet Centre Inc. (TICI) – Request that TELUS Communications Company be directed to provide unconditioned local copper channels to allow TICI to provide a high-speed Internet service*, Telecom Decision CRTC 2009-326, 4 June 2009
- *Approval mechanisms for retail and CLEC tariffs*, Telecom Decision CRTC 2008-74, 21 August 2008

*This document is available in alternative format upon request, and may also be examined in PDF format or in HTML at the following Internet site: <http://www.crtc.gc.ca>.*