



Telecom Order CRTC 2005-252

Ottawa, 6 July 2005

Bell Canada

Reference: Tariff Notice 845 (National Services Tariff)

Customer specific arrangement

1. The Commission received an application by Bell Canada, dated 29 October 2004, requesting approval of Tariff Notice 845 (TN 845) under National Services Tariff item 720.65, related to services provided under Customer Specific Arrangement (CSA) contract number P3-163. TN 845 replaced Tariff Notice 759 (TN 759), which had been filed pursuant to *Regulatory safeguards with respect to incumbent affiliates, bundling by Bell Canada and related matters*, Telecom Decision CRTC 2002-76, 12 December 2002.
2. The CSA filed under TN 845 is a Type 2 CSA consisting of a bundle of the following General Tariff services: Business Primary Exchange Local, Centrex III and Megalink, and the following forborne services: Long Distance and Toll-free, and Business Internet Dedicated. The minimum contract period for this CSA is five years.
3. No comments were received with respect to this application.

Commission's analysis and determinations

4. The Commission notes that in *Part VII application by Allstream Corp. and Call-Net Enterprises Inc. regarding Bell Canada Type 2 CSAs*, Telecom Decision CRTC 2005-22, 7 April 2005 (Decision 2005-22), it denied the Part VII application filed by Allstream and Call-Net on the basis that a blanket denial of all the Bell Nexxia CSAs would not be appropriate, and that each CSA should be considered individually to determine whether Bell Canada had complied with the requirements set out in *Review of Bell Canada's customer-specific arrangements filed pursuant to Telecom Decision 2002-76*, Telecom Decision CRTC 2003-63, 23 September 2003 (Decision 2003-63). In Decision 2005-22, the Commission also noted that since the dismissal of its appeal of Decision 2003-63 by the Federal Court of Appeal, Bell Canada had refiled proposed tariff pages for the Bell Nexxia CSAs under new tariff notice numbers, consistent with the tariff requirements set out in Decision 2003-63.
5. The Commission has reviewed the imputation test results and is satisfied that the costing directives specified in Decision 2003-63 were applied and that this CSA passes the imputation test.
6. The Commission is satisfied that the services, rates, and terms and conditions provided are properly identified in the proposed tariff pages and meet the requirements specified in Decision 2003-63.

7. In *Bell Canada - Ex parte application*, Telecom Order CRTC 2004-428, 17 December 2004 (Order 2004-428), the Commission identified safeguards regarding the automatic renewal of a CSA and/or services within a CSA that should be included in tariff pages. Consistent with Order 2004-428, the Commission considers that such safeguards should also be reflected in the tariff pages associated with TN 845.
8. In light of the above, the Commission **approves on a final basis** the application by Bell Canada, with the tariff pages amended to indicate that:
 - at least 60 days before contract expiry, Bell Canada is to notify the customer of the CSA either on its monthly bill or by letter that the contract or services will be automatically renewed unless the customer indicates otherwise; and
 - within 35 days following automatic renewal, Bell Canada is to notify the customer of the CSA either on its monthly bill or by letter that the contract has been renewed and that the customer may terminate the contract without penalty within 30 days of the date of this notice.
9. Bell Canada is to issue tariff pages forthwith.

Secretary General

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