



## Telecom Order CRTC 2015-448

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Ottawa, 30 September 2015

*File numbers: Bell Aliant Tariff Notice 519 and Bell Canada Tariff Notice 7460*

### **Bell Aliant Regional Communications, Limited Partnership and Bell Canada – Withdrawal of services from Special Facilities Tariffs**

#### **Applications**

1. The Commission received applications from Bell Aliant Regional Communications, Limited Partnership and Bell Canada (collectively, the Bell companies), dated 5 June 2015, in which the Bell companies proposed to withdraw the following services from their respective Special Facilities Tariffs:
  - items G6 and G8 – Central Office Located Customer-Provided Equipment
  - item G14 – Type 1 and Type 2 Connections
  - item G16 – Cellular Voice Channels
  - item G17 – Cellular Access Service Types II and III
2. The Bell companies submitted that they do not currently have any customers for the services, and that they have not had any customers for over eight years. They indicated that either the services are not relevant, or customers have found more efficient ways to supply the services, either through third parties or self-supply.
3. The Commission received no interventions regarding the Bell companies' applications. The public record of this proceeding, which closed on 24 August 2015, is available on the Commission's website at [www.crtc.gc.ca](http://www.crtc.gc.ca) or by using the file numbers provided above.

#### **Commission's analysis and determinations**

4. The Bell companies' applications are reasonable, given that the withdrawal of the services will not affect any customers and that no customers have subscribed to the services for at least the last eight years. As well, the Bell companies' applications meet the requirements set out in Telecom Information Bulletin 2010-455, in which the Commission set out its procedures for dealing with applications to destandardize

and/or withdraw tariffed services.<sup>1</sup> In particular, the Bell companies have provided the amended tariff pages, adequate rationale for the withdrawal, and the required supporting documentation.

5. The Commission assigned items G14, G16, and G17 to the interconnection service category in Telecom Decision 2008-17. However, as submitted by the Bell companies in response to a request for information, these services fail the essentiality test for wholesale services set out in Telecom Regulatory Policy 2015-326<sup>2</sup> since they do not meet the input component or the competition component.
6. In light of the above, the Commission **approves** the Bell companies' applications, effective the date of this order. Revised tariff pages are to be issued within **10 days** of the date of this order.<sup>3</sup>

Secretary General

### Related documents

- *Review of wholesale wireline services and associated policies*, Telecom Regulatory Policy CRTC 2015-326, 22 July 2015
- *Approval processes for tariff applications and intercarrier agreements*, Telecom Information Bulletin CRTC 2010-455, 5 July 2010
- *Mandatory customer contract renewal notification and requirements for service destandardization/withdrawal*, Telecom Decision CRTC 2008-22, 6 March 2008
- *Revised regulatory framework for wholesale services and definition of essential service*, Telecom Decision CRTC 2008-17, 3 March 2008

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<sup>1</sup> This bulletin summarizes the Commission's related determinations set out in Telecom Decision 2008-22 and is incorporated by reference in section 59 of the *Canadian Radio-television and Telecommunications Commission Rules of Practice and Procedure*.

<sup>2</sup> As set out in Telecom Regulatory Policy 2015-326, the essentiality test for wholesale services consists of the following three components:

- the facility associated with the service is required as an input by competitors to provide telecommunications services in a relevant downstream market (the input component);
- the facility is controlled by a firm that possesses upstream market power such that denying (or withdrawing) access to the facility would likely result in a substantial lessening or prevention of competition in the relevant downstream market (the competition component); and
- it is not practical or feasible for competitors to duplicate the functionality of the facility (the duplicability component).

<sup>3</sup> Revised tariff pages can be submitted to the Commission without a description page or a request for approval; a tariff application is not required.