



## Telecom Order CRTC 2013-37

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Ottawa, 31 January 2013

### **Rogers Communications Partnership – Destandardization of certain wholesale Third Party Internet Access service speeds**

File numbers: Tariff Notices 29 and 30

1. The Commission received applications from Rogers Communications Partnership (RCP), dated 7 November 2012, in which RCP proposed to destandardize its 18, 28, 32, and 75 megabit-per-second (Mbps) wholesale Third Party Internet Access (TPIA) service at its aggregated points of interconnection (POIs).<sup>1</sup>
2. RCP proposed to destandardize its 18, 28, and 32 Mbps TPIA service speeds on 16 April 2013 and its 75 Mbps service speed on 14 January 2013.
3. RCP submitted that wholesale TPIA customers will continue to be able to add new end-users at aggregated POIs until the proposed dates for destandardization of the above-mentioned service speeds.
4. RCP further submitted that, as of 7 November 2012, it no longer offers the above-mentioned service speeds to its own new retail end-users, and it has replaced these service speeds with new higher speeds of 25, 35, 45, and 150 Mbps.<sup>2</sup>
5. The Commission received comments regarding RCP's applications from the Canadian Network Operators Consortium Inc. (CNOC). The public record of this proceeding, which closed on 17 December 2012, 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 numbers provided above.
6. CNOC did not object to RCP's proposal, but indicated that the new 150 Mbps service speed is not available to wholesale TPIA customers in all of RCP's serving areas. It submitted that RCP should continue to provide the 75 Mbps service speed to wholesale TPIA customers until the 150 Mbps service speed is made available in all of RCP's serving areas.
7. RCP replied that the 150 Mbps service speed will be available in all of its serving areas for wholesale TPIA customers and its own retail end-users by 14 January 2013, the date RCP has proposed to destandardize the 75 Mbps service speed.

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<sup>1</sup> A POI is a location at which an independent service provider connects its network to a cable carrier's network in order to gain access to its own retail customers through high-speed access paths on the cable carrier's network.

<sup>2</sup> See Telecom Order 2012-706.

## Commission's analysis and determinations

8. The Commission notes that RCP notified its wholesale TPIA customers of its proposal to destandardize the above-mentioned service speeds. The Commission considers that RCP has complied with the requirements set out in Telecom Decision 2008-22, in which the Commission revised its procedures for dealing with applications to destandardize and/or withdraw tariffed services.<sup>3</sup>
9. Accordingly, the Commission **approves** RCP's applications to destandardize its 18, 28, and 32 Mbps TPIA service speeds at aggregated POIs effective 16 April 2013, and its 75 Mbps TPIA service speed effective the date of this order.

Secretary General

## Related Documents

- Telecom Order CRTC 2012-706, 21 December 2012
- *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

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<sup>3</sup> These procedures were summarized in Telecom Information Bulletin 2010-455.