

ORDER OF THE REGULATOR NO. 2017/T39

**APPROVAL OF NEW RETAIL TARIFFS FOR SERVICES PROVIDED BY
BLUESKY SAMOA LIMITED**

The Office of the Regulator (OOTR) has conducted a market analysis in Samoa. “Market analysis” means a review of the various markets that exist for telecommunications services in Samoa, defined for the purposes of market regulation.

In light of the above and by virtue of Order of the Regulator No. 2017/T32 Bluesky Samoa Limited (then SamoaTel) has been designated dominant service provider in the following markets:

1. The retail fixed telephony market for the provision of narrowband access;
2. The retail market for national calls made from a fixed location or from a mobile service;
3. The retail broadband internet market including all broadband internet services, whether provided over fixed or mobile networks;
4. The retail mobile services market including services mobile voice and mobile data services, and ancillary services typically bundles with mobile voice and data services such as mobile broadband cellular radio services market.

The retail tariffs have been approved by the Regulator in consideration of:

- 1) Bluesky Samoa’s submissions and the information provided by Bluesky;
- 2) The objectives of the Act;
- 3) Provisions of the Act regarding tariffs in particular section 40(3); and
- 4) Approved voice call termination rates for interconnection on Bluesky’s mobile and fixed networks by the Regulator in August 29th 2013 which approval has been extended until June 2019.

The Regulator advises that:

- 1) All tariffs and rates for services provided by a dominant service provider for the services for which they have been determined or deemed dominant must first be approved by the Regulator;
- 2) Only approved tariffs shall be applied for those services for which the provider has been deemed dominant;
- 3) New tariff will apply automatically for all subscribers for the regulated services;

Accordingly, the Regulator issues this Order No. 2017/T39 in endorsement of the tariffs and charges specified in schedules to this Order.

The tariffs specified in Schedules to this Order shall be the tariffs specified for the purpose of this Order until such times as it might be amended by the Regulator.

VAGST

All of the above rates are in Samoan Tala and VAGST inclusive

Peak Periods:

Peak periods for the purpose of this Order will be between 8:00am and 7:59pm on weekdays while off-peak period would be 8pm to 7:59am on weekdays and all day on weekend.

Billing in relation to voice calls:

The rates are expressed per minute, and for billing purposes they are to be applied and charged on the basis of increments of up to six (6) seconds, unless the context indicates otherwise.

Terms and Conditions for Electronic Bill:

Customers will be issued an e-bill with Invoice

Duration of the Order

The Order will expire on the earlier of:

- 1) The Regulator revoking this Order; or
- 2) The making of a new Order by the Regulator for services provided by Bluesky in a market in which it has been declared dominant.

This Order becomes effective on the 12 December 2017.



Lefaoali'i Unutoa Auelua Fonoti
Regulator

Date of Order: 12 December 2017