



OFFICE of the REGULATOR

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ORDER OF THE REGULATOR NO. 2018/T46

APPROVAL OF DIGICEL SAMOA LIMITED NEW DATA TARIFFS FOR PREPAID AND POST-PAID SERVICES

The Regulator has instructed Digicel Samoa Limited (“Digicel”) to desist from continuing its Supa Seki Data Promotion given that the Office of the Regulator’s records show that Digicel did not apply for regulatory approval for the tariffs included in its Supa Seki Data Promotion.

Digicel Samoa Limited (“Digicel”) pursuant to the Order of the Regulator 2017/T32 is the dominant service provider in the retail mobile services market including services on 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 Supa Seki Promotion associated with services Digicel Samoa Limited provides using its cellular radio network and accordingly, any tariffs associated with the promotion should have been approved by the Regulator prior to implementation.

On 19th March 2018 Digicel submitted its new data tariffs plans for prepaid and post-paid for the Regulator’s approval, in accordance with section 40 of the Telecommunications Act 2005 (“Act”)

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

- 1) Digicel Samoa’s submissions;
- 2) The objectives of the Act;
- 3) Provisions of the Act regarding tariffs in particular section 40(3); and

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. 2018/T46 in endorsement of the tariffs and charges.

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

Prepaid Data Plans

Bundle	Price	Data	Validity
Hourly Pass	\$1	50	1Hour
Day pass	\$3	500MB	1Day
MDA Exclusive	\$3	300MB+300MB Facebook	1Day
3Days Pass	\$5	1GB	3Days
7 Days pass	\$10	1.5GB	7Days
14 Days pass	\$20	4GB	14Days
30 Days Pass	\$50	9GB	30Days
Night Pass	\$5	10GB	12am-6am

Post-paid Data Plans

Plan	Price	Data (GB)	Validity
Pua 15	\$99	15	30Days
Pua 25	\$149	25	30Days
Pua 35	\$199	35	30Days
Aute 45	\$249	45	30Days
Aute 65	\$349	65	30Days
Aute 95	\$499	95	30Days
Teuila 145	\$699	145	30Days
Teuila 200	\$899	200	30Days
Teuila 300	\$1,199	300	30Days
Teuila 450	\$1,799	450	30Days

VAGST


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

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 mobile data services provided by Digicel in a market in which it has been declared dominant.

This Order becomes effective on the 19 March 2018



Lefaoali'i Unutoa Auelua Fonoti
Regulator

Date of Order: 19 March 2018