

Senator Jonathon Duniam  
Chair, Environment and Communications  
Legislation Committee  
PO BOX 6100  
Parliament House  
CANBERRA ACT 2600

Dear Chair

On 19 February 2019, I appeared on behalf of the ACMA as a witness before the Senate Environment and Communications Legislation Committee Additional Estimates hearing.

During the hearing, in relation to the recent auction of spectrum in the 3.6 GHz band, Senator Chisolm made the statement:

*But the regional ones had the three big players competing, which the metro ones didn't.*

In response, I said that:

*There were competition limits set by the ACCC for the metropolitan areas.*

I wish to correct this answer. Competition limits were set by the Minister for Communications and the Arts following advice from the ACCC.

Mr David Brumfield, Executive Manager Spectrum Management Policy also appeared at the hearing. Again, in relation to the recent auction of spectrum in the 3.6 GHz band, Senator Chisolm asked

*"For the purpose of the recent 5G spectrum option, was Tasmania considered a regional or a metropolitan area?"*

In response Mr Brumfield said:

*Yes. Tasmania was divided into two parts. Metropolitan Hobart was considered to be a metropolitan area, and the rest of Tasmania was considered to be a regional area.*

I also wish to correct this answer. After reviewing the relevant auction marketing plan and applicant information guide, I can now confirm that Tasmania was regarded as a regional area for the purposes of this auction.

I apologise for these errors and trust this further information will assist the Committee.

Yours sincerely

Nerida O'Loughlin

13 March 2019