

IMDA's reference: IMDA.INTC.05.0011/LXY

26 September 2023

NetLink Management Pte Ltd
(as Trustee of NetLink Trust) ("**NetLink Trust**")

By Email
No. of pages: 3
(Including this page)

Attention: Mr Tong Yew Heng
Chief Executive Officer

Dear Mr Tong,

**FURTHER DIRECTION OF THE INFO-COMMUNICATIONS MEDIA DEVELOPMENT AUTHORITY:
REVIEW OF NETLINK TRUST'S INTERCONNECTION OFFER FOR THE PROVISION OF
NATIONWIDE BROADBAND NETWORK SERVICES AND INTERCONNECTION RELATED
SERVICES ("FURTHER DIRECTION")**

1. The Info-communications Media Development Authority ("**IMDA**"), pursuant to Section 31(1) of the Telecommunications Act 1999 (the "**Act**") and condition 33.1 of the Licence to Provide Facilities-Based Operations issued to NetLink Trust on 22 September 2011, and amended on 1 October 2014, 13 April 2017, 19 July 2017 and 21 January 2019, hereby issues this Further Direction to NetLink Trust.
2. Reference is made to the following:
 - (a) IMDA's direction to NetLink Trust dated 11 April 2023 ("**Direction**") and the documents referred to in paragraph 2 within, setting out IMDA's Directed Modifications to the Draft Revised ICO and requiring NetLink Trust to submit further proposed modifications ("**NetLink Trust's Further Proposed Modifications**") thereto;
 - (b) NetLink Trust's Draft Revised ICO incorporating NetLink Trust's Further Proposed Modifications submitted to IMDA on 11 May 2023 ("**Revised Proposed ICO**"); and
 - (c) IMDA's letter to NetLink Trust dated 19 September 2023 on the decision for the review of prices for NetLink Trust's ICO for the provision of national broadband network services and interconnection related services.

Unless the context requires otherwise, all capitalised terms used in this Further Direction shall have the same meaning as in the Direction and NetLink Trust's ICO.

Directed Amendments

3. Having reviewed NetLink Trust's Revised Proposed ICO, IMDA is satisfied that the majority of NetLink Trust's proposed modifications are in conformity with IMDA's Directed Modifications as expressed in the Direction. However, IMDA is of the view that certain aspects of NetLink Trust's Revised Proposed ICO do not give full effect to IMDA's Directed Modifications. Hence, IMDA considers it necessary to direct NetLink Trust to incorporate specific language to give effect to IMDA's requirements.
4. Accordingly, IMDA hereby issues this Further Direction to NetLink Trust as follows:
 - (a) NetLink Trust shall modify its Revised Proposed ICO as described under the Direction to incorporate the specific drafting language set out in the enclosed Appendices comprising of:
 - (i) Appendix 1: Directed amendments to the Main Body;
 - (ii) Appendix 2: Directed amendments to Schedule 15 Charges; and
 - (iii) Appendix 3: Directed amendments to Schedule 21 Licensing of Common Service Ducts or Duct Space and/or Access to Associated Telecom Manholes.

(together, the "**Directed Amendments**").

 - (b) NetLink Trust shall make all necessary editorial corrections for typographical, cross-referencing and pagination errors to give effect to the Directed Amendments. This includes ensuring that all definitions and references used in, and across, its ICO and Schedules to the ICO are applicable, correct and relevant.
 - (c) NetLink Trust shall submit to IMDA the clean copy of its ICO (including the Main Body and all the Schedules) incorporating the Directed Amendments **by no later than 3 October 2023**. The softcopy submission shall be in Microsoft Word format and emailed to ILO@imda.gov.sg.
5. The reasons for the Directed Amendments are set out in the **Appendices** to this Further Direction.
6. IMDA has also completed the review of the prices for NetLink Trust's ICO services and has updated the revised prices in Appendix 2 on ICO Schedule 15 with the Directed Amendments.

7. Unless otherwise notified by IMDA, NetLink Trust's Revised Proposed ICO, incorporating the Directed Amendments and necessary editorial corrections (the "**Approved ICO**") is hereby approved with effect from **6 October 2023**. Following such approval, NetLink Trust shall adhere to the implementation timelines as set out below.

Timeline for Implementation of the ICO

8. IMDA also directs NetLink Trust to implement and give effect to the Approved ICO on **1 January 2024**.
9. IMDA reserves the right to make public all or parts of any correspondence/submission received in response to this Further Direction. In this regard, any part of any correspondence/submission which the sender (whether NetLink Trust or another party) considers is commercially sensitive shall be clearly marked and place in a separate annex. IMDA will take the above into consideration when deciding whether to disclose the information submitted.
10. NetLink Trust is reminded of its obligation to comply with this Further Direction under Section 31(6) of the Act.
11. Any clarification on this Further Direction shall be made in writing, addressed to the Director-General (Telecoms & Post), Deputy Chief Executive (Connectivity Development & Regulation), attention to Mr Ong Tong San, and emailed to ILO@imda.gov.sg. Please note that any query or clarification from NetLink Trust shall not affect NetLink Trust's obligation to comply fully with this Further Direction, including the timelines to be complied with.

Yours sincerely,



Aileen Chia (Ms)
Director-General (Telecoms & Post),
Deputy Chief Executive (Connectivity Development & Regulation)