

Telecoms Market Review- Newtel Response (non-confidential)

Question 1

Do you agree that a holistic review of the telecoms sector is timely and an appropriate way to frame current and future regulation? If not, please explain why, with supporting information.

Agree

Question 2

Do you agree with the proposed scope of the Review as set out in the call for information? If not, please explain what changes you think should be made, with supporting information.

Agree

Question 3

Do you think the phased approach, and indicative timeline for the Review, is appropriate? If not, please explain what changes you think should be made, with supporting information.

Agree

Question 4

Do you have any other comments in response to this call for information? If so, please provide your views with supporting evidence.

Only general comments.

It is essential that a review takes place for fixed number portability. Competition on enterprise voice is not possible without it. FNP is the last element to be enabled fully. Jersey is one of the rare jurisdictions not to implement this. It is preventing full competition by forcing OLOs to bear unreasonable and unnecessary charges from the incumbent JT.

JCRA needs to regulate Datacenter access by allowing all licensed Telcos equal and fair access. The first reason is to allow OLOs to provide diversity and/or compete for customers with alternative and innovative services. We are also seeing unreasonable costs being added on local xconnect within DC in a way to prevent competition and increase costs for competition. This includes JT and Sure. It will be beneficial for businesses and public services to benefit from resiliency and only JT can supply these services to them when in their DC. We live in a time where 100% diversity and resiliency is an option that must be available.

Duct sharing on private land allowing property access needs to be reviewed. Conflict between Housing and telecom law needs to be clarified.

Government policy 2018 is also in conflict with the telecom law 2002. While the law allows competition, some government-owned entities are using the 2018 policy to systematically provide preference for JT and prevent other OLOs from operating and competing sometimes at the limit or beyond the law.

On a last note, we agree with the principle outlined for healthy competition and regulation and this has been very well presented in the last JCRA 2024 Business plan launch event. Unfortunately, there is evidence (highlighted many times to JCRA) that the gap between your principles and the reality is still very significant.