

Please address all correspondence to  
the Regulator  
Private Bag, Apia, Samoa

Tel: +685 30282  
Fax: +685 30281  
Email: [admin@regulator.gov.ws](mailto:admin@regulator.gov.ws)

**ORDER OF THE REGULATOR NO. 2015/T06**  
**APPROVAL OF NEW PROPOSED RETAIL TARIFFS FOR DIGICEL SERVICES**

Pursuant to section 40 of the Telecommunications Act 2005 (“Act”), dominant service providers (or any other service provider specified by the Regulator in any order shall file with and obtain the approval of the Regulator for retail tariffs.

Digicel (Samoa) Limited pursuant to the Order of the Regulator No. 2006/06, is the dominant service provider in the cellular radio services market.

The Regulator informed Digicel Samoa Limited (“Digicel”) in the Order No. 2014/T01 Approval of New Proposed Retail Tariffs for Digicel Services; and Digicel must apply for new retail tariffs within 10 months to be effective by 1<sup>st</sup> April 2015.

On 2<sup>nd</sup> April 2015, Digicel wrote to the Regulator that since the time the Order No. 2014/T01 was made, market circumstances have remained substantially the same and there have been no developments that would support the introduction of revised tariffs.

However, the Regulator rejected that the market circumstances have remained the same since the Order No. 2014/T01 was made. In this regard, the Regulator requires further review of Digicel retail tariffs and for Digicel to provide supporting documentation that the cost of service provision remains the same.

The Regulator therefore issued Order No. 2015/T01 to extend the valid period of the Order No. 2014/T01 to 30<sup>th</sup> June 2015. On 19<sup>th</sup> June 2015, Digicel submitted supporting documentation that the cost of service provision remains the same.

This Order approves the application of the ~~regulator~~ in the Order of the Regulator



Digicel must apply within these ten (10) months for new retail tariffs; such new tariffs to be made effective 2<sup>nd</sup> May 2016.

Duration of the Order

This Order applies retrospectively from 1<sup>st</sup> July 2015 (“Effective Date”).

This Order is intended to be in effect only for a period of ten (10) months from the Effective Date.

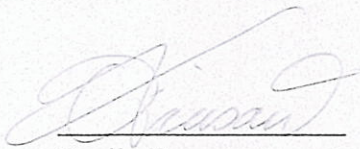
The Order will expire on the earlier of:

- 1) The Regulator revoking this Order;
- 2) The making of a new Order by the Regulator for Digicel’s retail rates for its cellular radio services.

On-going monitoring of Digicel’s Cellular Radio Services

Consistent with the Regulator’s functions under the Act, the Regulator will continue to monitor retail tariffs for Digicel’s cellular radio services.

Date of the Order: 1<sup>st</sup> October 2015



Cecily Faasau  
Acting Regulator