



Telecom Order CRTC 2005-221

Ottawa, 9 June 2005

Bell Canada

Reference: Tariff Notice 789 (National Services Tariff)

Customer specific arrangement

1. The Commission received an application by Bell Canada, dated 29 August 2003, requesting approval of Tariff Notice 789 (TN 789) under National Services Tariff item 730.9, related to services provided under Customer Specific Arrangement (CSA) contract number P3-143. TN 789 replaced Tariff Notice 768 (TN 768), which had been filed pursuant to *Regulatory safeguards with respect to incumbent affiliates, bundling by Bell Canada and related matters*, Telecom Decision CRTC 2002-76, 12 December 2002.
2. The CSA filed under TN 789 is a Type 2 CSA consisting of a bundle of the General Tariff service Digital Local Access and the forbore service Bandwidth Select. The minimum contract period (MCP) for this CSA is two years.
3. Bell Canada filed a revised imputation test at the request of the Commission on 29 September 2003.
4. No comments were received with respect to this application.

Commission's analysis and determinations

5. The Commission notes that in *Part VII application by Allstream Corp. and Call-Net Enterprises Inc. regarding Bell Canada Type 2 CSAs*, Telecom Decision CRTC 2005-22, 7 April 2005 (Decision 2005-22), it denied the Part VII application filed by Allstream and Call-Net on the basis that a blanket denial of all the Bell Nexxia CSAs would not be appropriate, and that each CSA should be considered individually to determine whether Bell Canada had complied with the requirements set out in Decision 2003-63. In Decision 2005-22, the Commission also noted that since the dismissal of its appeal of Decision 2003-63 by the Federal Court of Appeal, Bell Canada had refiled proposed tariff pages for the Bell Nexxia CSAs under new TN numbers, consistent with the tariff requirements set out in Decision 2003-63.
6. The Commission has reviewed the revised imputation test results and is satisfied that the costing directives specified in Decision 2003-63 have been applied and that this CSA passes the imputation test.
7. The Commission notes that the rates in the proposed tariff pages do not specify the distances for the DS-1 and DS-3 circuits. In order to make these rates meaningful, the Commission considers that the proposed tariff pages should be amended so as to identify the distances for each of the DS-1 and DS-3 circuits.

8. The Commission is satisfied that, subject to the above tariff page amendments, the services, rates, and terms and conditions provided are properly identified in the proposed tariff pages and meet the requirements specified in Decision 2003-63.
9. In light of the above, the Commission **approves on a final basis** the application by Bell Canada, with the tariff pages amended to identify the relevant DS-1 and DS-3 circuit distances.
10. Bell Canada is to issue tariff pages forthwith.

Secretary General

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