



**THE TELECOMMUNICATIONS (DISCLOSURE) REGULATIONS  
1990, AMENDMENT NO. 1**

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CATHERINE A. TIZARD, Governor-General

ORDER IN COUNCIL

At Wellington this 6th day of December 1993

Present:

THE RIGHT HON. D. C. MCKINNON PRESIDING IN COUNCIL

PURSUANT to section 5c of the Telecommunications Act 1987, Her Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following regulations.

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REGULATIONS

**1. Title and commencement**—(1) These regulations may be cited as the Telecommunications (Disclosure) Regulations 1990, Amendment No. 1, and shall be read together with and deemed part of the Telecommunication (Disclosure) Regulations 1990\* (hereinafter referred to as the principal regulations).

(2) These regulations shall come into force on the 30th day of December 1993.

**2. Interpretation**—(1) Regulation 2 of the principal regulations is hereby amended by inserting in their appropriate alphabetical order, the following definitions:

“‘Interconnection agreement’ means any agreement or contract relating to interconnection to a public switched network owned

and operated by the Corporation for the purposes of operating any other public switched network, whether or not owned or operated by the Corporation:

“ ‘Publish’ means, in respect of each reporting period, the publication in the *Gazette* of a notice advising that the information required to be published under these regulations is available, on request by any person, at the principal offices in Auckland, Wellington, and Christchurch of the Corporation and the subsidiary to which they relate.”.

(2) Regulation 2 of the principal regulations is hereby further amended by omitting paragraph (b) of the definition of the term “prescribed services”, and substituting the following paragraph:

“(b) Interconnection to a public switched network owned and operated by the Corporation for the purposes of operating any other public switched network, whether or not owned or operated by the Corporation; and”.

**3. Publication of financial statements**—The principal regulations are hereby amended by revoking regulation 3, and substituting the following regulation:

“3. (1) Within 3 months after the end of each financial year the Corporation shall publish the financial statements for that financial year for its subsidiary Telecom New Zealand Limited.

“(2) Within 3 months after the first half of each financial year the Corporation shall publish financial statements for that half of the year for its subsidiary Telecom New Zealand Limited.

“(3) The financial statements supplied under subclause (1) of this regulation shall be audited.

“(4) The financial statements shall—

“(a) Follow generally accepted accounting principles; and

“(b) Comply with the Eighth Schedule to the Companies Act 1955 in so far as it is applicable.

“(5) As soon as the financial statements are published in accordance with subclause (1) or subclause (2) of this regulation, the Corporation shall make copies of those financial statements available on request at the principal offices in Auckland, Wellington, and Christchurch of the Corporation and the subsidiary to which they relate.”

**4. Publication of information about prescribed services**—

(1) Regulation 4 (1) of the principal regulations is hereby amended by omitting the words “in the *Gazette*”.

(2) Regulation 4 (1) of the principal regulations is hereby further amended by adding to paragraph (c) the expression “; and”.

(3) Regulation 4 (1) of the principal regulations is hereby further amended by adding, after paragraph (c), the following paragraph:

“(d) The full text of any interconnection agreement, excluding details relating to the location of physical links for service delivery between networks.”

(4) Regulation 4 of the principal regulations is hereby amended by revoking subclause (5), and substituting the following subclause:

“(5) As soon as the information referred to in this regulation is published in accordance with this regulation, the Corporation shall make copies of that information available on request at the principal offices in Auckland,

Wellington, and Christchurch of the Corporation and, as the case may be, the subsidiary to which it relates.”

MARIE SHROFF,  
Clerk of the Executive Council.

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EXPLANATORY NOTE

*This note is not part of the regulations, but is intended to indicate their general effect.*

These regulations, which come into force on 30 December 1993, amend the Telecommunications (Disclosure) Regulations 1990 in several respects.

*Regulation 3* revokes regulation 3 of the principal regulations (which relates to the publication of financial statements of subsidiaries of Telecom Corporation of New Zealand Limited), and substitutes a new regulation. The new regulation relates only to the financial statements of Telecom New Zealand Limited. Reference is no longer made to the financial statements of the four subsidiary regional operating companies as those companies no longer operate.

The financial statements are no longer to be published in full in the *Gazette*. Instead a notice published in the *Gazette* will notify the public that the financial statements are available on request at the principal offices of the Corporation and its subsidiary.

This new regulation no longer requires the mid-year financial statements to be audited.

*Regulation 4* amends regulation 4 of the principal regulation in 2 respects. Firstly, the manner in which the Corporation is required to publish information about prescribed services is changed. That information is no longer required to be published in the *Gazette*. Instead a notice published in the *Gazette* will notify the public that the information required to be published is available on request at the principal offices of the Corporation and its subsidiary.

Secondly, the Corporation will now be required to publish the full text of its actual interconnection agreements, except any technical details relating to the location of physical links for service delivery between networks.

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Issued under the authority of the Acts and Regulations Publication Act 1989.  
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These regulations are administered in the Ministry of Commerce.