

POSTCODE

WORK
MOBILE
FACSIMILE

Contact details

Does the applicant consent to the ACMA publishing the carrier's registered business name and a copy of the permit, if granted, on the ACMA website?

- Yes
 No

PART B: Proposed installation information

Applicants are requested to provide the following information to assist the ACMA's assessment of applications. Please address each question on a separate document marked 'Part B submission'.

1. What is the nominal location of the proposed submarine cable or cables? (Include geographic coordinates/geodetic data; information regarding the point at which the proposed cable will land onshore; and where the proposed installation will interconnect with another carrier onshore. Please attach an A3/A4 desktop or hydrographic survey of the proposed submarine cable route)

NOTE: SHOULD A CARRIER COME ACROSS A PREVIOUSLY UNCHARTED SHIPWRECK AS PART OF THE SURVEY PROCESS, IT IS RECOMMENDED THAT DETAILS BE PROVIDED TO RELEVANT STATE AND COMMONWEALTH HERITAGE AGENCIES, THE HYDROGRAPHIC OFFICE AND THE ACMA.

2. What is the date of the proposed installation of the cable? (Include anticipated start and completion dates)

3. Please provide relevant technical aspects of the proposed submarine cable. (Matters may include but are not limited to: name of party installing the cable; responsibility for maintenance and repair; design capacity of proposed installation; proposed method of installation, including depth and burial; width of trench surrounding installation; any action taken to minimise damage to the cable; compliance with technical standards; and possible installation alternatives, including any associated cost)

4. Are there any identified listed international agreements (as defined in clause 2 Schedule 3A of the *Telecommunications Act 1997*) that may apply to or affect the installation, maintenance or operation of the proposed cable?

5. Has the applicant consulted with other cable owners about the proposed installation in terms of co-location or any cable crossings? (Please provide details of which parties have been consulted and their response)

NOTE: IT IS RECOMMENDED THAT CARRIERS CONSULT WITH AND OBTAIN AGREEMENT ON CO-LOCATION AND CABLE CROSSINGS FROM OTHER CABLE OWNERS LOCATED IN THE PROTECTION ZONE.

6. Has the applicant sought or received permits and/or approval from relevant state or territory bodies in relation to the proposed installation?

NOTE: THE REQUIREMENTS OF CERTAIN STATE OR TERRITORY LEGISLATION MAY APPLY INDEPENDENTLY OF SCHEDULE 3A. THIS INCLUDES LEGISLATION ON PROTECTION OF PLACES OR ITEMS OF SIGNIFICANCE TO THE CULTURAL HERITAGE OF ABORIGINAL PERSONS OR TORRES STRAIT ISLANDERS. IT IS RECOMMENDED CARRIERS OBTAIN ANY REQUIRED STATE OR TERRITORY APPROVALS BEFORE APPLYING TO THE ACMA FOR A PERMIT.

7. Are there any other matters that may be relevant to the ACMA's consideration of the application?

NOTE: THE INFORMATION PROVIDED ON THIS FORM WILL ONLY BE USED FOR THE PURPOSES OF PERFORMING THE ACMA'S FUNCTIONS AND POWERS UNDER THE *TELECOMMUNICATIONS ACT 1997*.

PART C: Conditions applicable to the installation of submarine cables

In addition to the conditions listed in clause 73A of Schedule 3A to the *Telecommunications Act 1997*, the following conditions apply to the installation of a submarine cable in Australian waters, other than in a protection zone or coastal waters of a State or Territory (see clauses 79 to 83 of Schedule 3A to the *Telecommunications Act 1997*).

Carriers may wish to seek their own legal advice concerning their obligations.

Carriers should note that the installation of telecommunications facilities on land may be subject to the requirements detailed in Schedule 3 of the *Telecommunications Act 1997*.

Carriers are requested to tick boxes A to E below to acknowledge that they have read and are aware of the following requirements:

- A. The carrier must ensure that all reasonable steps are taken to ensure that the installation causes as little detriment and inconvenience, and as little damage, as practicable.**
- B. The carrier must ensure that all reasonable steps are taken:**
 - (a) to act in accordance with good engineering practice; and
 - (b) to protect the safety of persons and property; and
 - (c) to protect the environment.
- C. The carrier must ensure that the installation is done in accordance with any standard that:**
 - (a) relates to installation; and
 - (b) is recognised by the ACMA for use in the telecommunications industry; and
 - (c) is likely to reduce a risk to the safety of the public if the carrier complies with the standard.
- D. The carrier must ensure that the installation is done in a manner that is consistent with Australia's obligations under a listed international agreement that is relevant to the installation.**
- E. A carrier must ensure that the installation complies with any conditions that are specified in the regulations.**

PART D: Carrier declaration

I declare that:

- (a) the applicant is a licensed carrier within the meaning of the *Telecommunications Act 1997*; and
- (b) the applicant is not disqualified within the meaning of section 58 of the *Telecommunications Act 1997*; and
- (c) the applicant has not ceased to be a constitutional corporation, an eligible partnership or a public body; and
- (d) the contents of this application and any enclosures are true and correct; and
- (e) I have the authority to sign this application on behalf of the applicant; and

(f) I am aware that under section 136.1 of the *Criminal Code Act 1995* it may be an offence to make a false or misleading statement to the ACMA in connection with an application for a permit, and that under section 137.1 of the *Criminal Code* it may be an offence to provide false or misleading information to the ACMA.

Signed for by and on behalf of the applicant

SIGNATURE
PRINT NAME
POSITION IN COMPANY
Date

IMPORTANT NOTES

The information that must be provided on or with this form is being sought for the purpose of considering applications for a permit to install a submarine cable in Australian waters other than in a protection zone or coastal waters under the *Telecommunications Act 1997* and to enable the ACMA to perform a number of its telecommunications functions under section 8 of the *Australian Communications and Media Authority Act 2005*, in particular those under paragraphs 8(1)(a), (c), (f) and (j).

In accordance with clause 70 of Schedule 3A to the *Telecommunications Act 1997*, the ACMA must provide the Secretary of the Attorney-General's Department with a copy of each application received. The ACMA may also make the information provided in this application available to other Government agencies and departments in accordance with Part 7A of the *Australian Communications and Media Authority Act 2005*.

Any application provided to the ACMA may be released under the *Freedom of Information Act 1982*. The ACMA may also be required to release applications for other reasons, including for the purpose of parliamentary processes or where otherwise required by law.

Where consent has been given by the applicant in accordance with this form, and a NPZ installation permit has been granted, the ACMA may publish the relevant carrier's registered business name and a copy of the permit on the ACMA website.

Privacy

The *Privacy Act 1988* (Cth) (the Privacy Act) imposes obligations on the ACMA in relation to the collection, security, quality, access, use and disclosure of personal information. These obligations are detailed in the Australian Privacy Principles.

The ACMA may only collect personal information if it is reasonably necessary for, or directly related to, one or more of the ACMA's functions or activities.

The personal information that must be provided on or with this form is being sought for the purpose of considering an application for a NPZ installation permit under the *Telecommunications Act 1997* and to enable the ACMA to perform a number of its telecommunications functions under section 8 of the *Australian Communications and Media Authority Act 2005*.

The ACMA will not use the personal information collected for any other purpose, nor will we disclose it unless we have your consent or we are otherwise permitted to do so under the Privacy Act.

Further information on the Privacy Act and the ACMA's Privacy Policy is available at www.acma.gov.au/privacypolicy. The Privacy Policy contains details about how you may access personal information about you that is held by the ACMA, and seek the correction of such information. It also explains how you may complain about a breach of the [Privacy Act](#) and how we will deal with such a complaint.

Should you have any questions in this regard, please contact the ACMA's privacy contact officer on telephone on 1800 226 667 or by email at privacy@acma.gov.au.