



TELECOMMUNICATIONS
CONSUMER PROTECTION
CODE COMPLIANCE PLAN

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PROTECTION CODE COMPLIANCE PLAN

VERISON 1.0

1 October 2012

PART 1 – GENERAL TERMS AND OBJECTIVES

OBJECTIVES OF THIS POLICY

This plan sets out the general principles, which CommsChoice has applied to its current activities, to promote compliance with all requirements of the Telecommunications Consumer Protection Code (**Code**).

This policy does not set out specific targets or metrics, but instead provides the core guidance, which apply to the operations of CommsChoice.

CommsChoice confirms its commitment to compliance with the Code at all levels of its staff and management.

KEY RESPONSIBILITIES

Compliance management will be the joint responsibility of all staff of CommsChoice, including the CEO. All employees will perform their duties in an ethical manner at all times.

From time to time, a Code compliance manager may be appointed (whether as a separate role or in addition to roles already held within CommsChoice).

UPDATING AND REVIEWING THIS POLICY

CommsChoice will review the Compliance with this policy, and the effectiveness of this policy annually, and this policy may be updated as a result of that review.

CommsChoice will also monitor guidance and updates to the Code released by its upstream suppliers, ACMA and Communications Compliance, and may update this policy at any time in its sole discretion to reflect that guidance or update.

PART 2 – IMPLEMENTATION OF COMPLIANCE MEASURES

RECENT COMPLIANCE INITIATIVES

During 2012-2013, CommsChoice has implemented a number of new operational steps to promote compliance with the Code.

Some key elements of this process include:

- replacing its publicly available complaint handling information with a new complaints policy summary;
- providing a revised procedure for customers to appoint authorised representatives;
- providing a revised financial hardship policy;
- revising its website to include disclosure of a variety of new information which the Code requires to be disclosed;
- sending the flyer created by Communications Alliance titled “Protecting Our Customers” to its customers to alert them to their rights under the Code;
- revising the format of its bills to customers;
- upgrading the functionality available to customers via the internet customer portal;
- including unit price advertising in the format recommended by Communications Alliance on its website, secure customer portals and in its other advertising;
- training all CommsChoice staff on being TCP complaint and following all the company policies and procedures in relation the code, and ongoing compliance; and
- as part of the hiring process of CommsChoice, included in our standard offer letter will be the requirement to follow TCP compliance.

CORPORATE NON-COMPLIANCE OR RISK OF NON-COMPLIANCE

All staff of CommsChoice must report detected non-compliance with the Code to management.

In the event that CommsChoice identifies an ongoing compliance problem or risk, it will liaise with Communications Compliance to advise it of that problem or risk (if not already involved), and will work with Communications Compliance to address the problem.

MEASUREMENT OF COMPLIANCE, AND EXTERNAL CONTROLS

In addition to any feedback received from ACMA or from Communications Compliance, CommsChoice will monitor compliance with the Code through the outcomes of any customer complaints made either directly to it, or to the Telecommunications Industry Ombudsman.

CommsChoice will also monitor and analyse the results of customer complaints made directly to it or to third parties (including the Telecommunications Industry Ombudsman) to determine whether complaints generally are being resolved in an efficient and fair manner.

CommsChoice will use the result of annual reporting which the Code requires it to carry out as the measurement for base compliance, and where appropriate CommsChoice will seek to ensure that any formal requirements communicated to it are exceeded rather than met.

OUTSOURCING

CommsChoice will outsource various activities, such as service provisioning or technical support, from time to time to third parties.

Where this occurs, CommsChoice will require that the third parties comply with the obligations of the Code as if they were CommsChoice.

If CommsChoice outsources parts of its operations to third parties, it will ensure that they also provide ongoing reporting, to allow measurement of compliance by them.

CONSEQUENCES OF NON-COMPLIANCE BY STAFF OR CONTRACTORS

If staff or contractors of CommsChoice fail to comply with this policy, it is the intention of CommsChoice to review this policy and the obligations of the Code.

Any further consequences, which may arise as a consequence of either:

- (a) one or more single instances of serious non-compliance; or
- (b) repeated non-compliance;

with this policy will depend on the seriousness and consequences of the breach. In general, it is the intent of this policy that non-compliance be remedied by training and education rather than by sanctions imposed on staff or employees.

TRAINING OBJECTIVES

CommsChoice will provide additional training to its staff as necessary to achieve the following objectives:

- (a) all staff must be familiar with the obligations on them and CommsChoice imposed by the Code;
- (b) all staff must be familiar with the content of this policy, and other relevant policies such as the privacy policy of CommsChoice;
- (c) all staff should become familiar with any ongoing risk or failure of compliance, in order to address that issue across the organisation.

To ensure that sufficient resources are available for training, CommsChoice will seek to use training resources from its upstream suppliers and from Communications Alliance where these are available, in addition to monitoring communications from ACMA and other industry reporters.

MARKETING OBJECTIVES

Where new promotional material is created, CommsChoice proposes that it will be reviewed by one of a range of qualified persons to satisfy the requirement of the Code, such as external marketing consultants, lawyers, or an experienced staff member trained in advertising laws.

RECORDS OF COMPLIANCE

CommsChoice is obliged by the Code to keep a record of complaints received from its customers.

This record will be reviewed regularly in order for CommsChoice to comply with its obligations under the Code.