



December 22, 2021

## Draft Determination

**The Authority has made, and hereby publishes, a [draft] determination that the following facilities are bottleneck facilities for the purposes of the FSM Telecommunications Act of 2014**

- All submarine fiber optic cable facilities, including any ancillary equipment necessary for the operation of the cable (such as Power Feed Equipment) that have been built as of the date of this decision. For clarity, these are:
  - (a) The Yap Spur, consisting of the physical submarine cable from the Yap cable landing station to and including the branching unit on the SEA-US submarine cable system and access to capacity to international termination in Guam;
  - (b) The Chuuk- Pohnpei Cable, consisting of the physical submarine cable from the Chuuk cable landing station to the Pohnpei cable landing station; and
  - (c) The Pohnpei Spur, consisting of the physical submarine cable from the Pohnpei cable landing station to and including the branching unit on the HANTRU-1 submarine cable system and access to capacity to international termination in Guam.
- All fiber to the premise (FTTP) network facilities, consisting of optical fiber from and including the distribution frame in the exchange(s) to and including the termination point in the relevant customer premises, on islands where FTTP network facilities have been built as of the date of this decision. For clarity, these are Yap, Weno and Pohnpei.