IN THE MATTER OF THE INFORMATION AND COMMUNICATIONS TECHNOLOGY AUTHORITY (CONFIDENTIALTY) REGULATIONS, 2003

AND IN THE MATTER OF AN APPLICATION BY WESTTEL LIMITED ("THE SUBMITTING PARTY) PURSUANT TO REGULATION 3 FOR THE ATTACHED DOCUMENTS TO BE DESIGNATED AS CONFIDENTIAL

TO: INFORMATION AND COMMUNICATIONS TECHNOLOGY AUTHORITY ("THE AUTHORITY")

FROM: WESTTEL LIMITED ("THE SUBMITTING PARTY")

The Submitting Party hereby applies to the Authority to have the following documents, data, spreadsheets and all other communication associated therewith to be designated as confidential and not to be released to the general public for an indefinite period of time.

The Submitting Party makes the application on the basis that the following documents consisting of [3] Page from the Authority to Logic, dated 26 August 2015, *RE: Request for Information* and [2] Page document, the response from Logic to the Authority, dated September 3 2015, *RE: Request for Information*, on the basis that the disclosure of the information could reasonably be expected to:

- (i) result in significant financial loss to the Submitting Party or significant financial gain to the competitors of the Submitting Party;
- (ii) prejudice significantly the Submitting Party's competitive position; or
- (iii) will affect contractual or other liabilities of the Submitting Party with its third party vendors, suppliers, etc.

In support of its application for the said information to be designated as Confidential the Submitting Party hereby relies on the following:

- (i) The documents/data subject to the application to be designated as Confidential is attached hereto;
- (ii) These documents/data contain sensitive statistical information and could significantly prejudice the competitive position of the Submitting Party which could result in a significant financial loss for the Submitting Party and its shareholders.

- (iii) The said documents/data in their entirety therefore qualify as confidential information falling under Regulation 3 for the reasons set out above;
- (iv) The Submitting Party has entered into confidentiality agreements with its employees, auditors, and accountants in an effort to prevent the confidential information being disclosed without proper authorization;
- (v) The disclosure of the information could be reasonably be expected to result in significant financial loss to the Submitting Party because the sensitive nature of the data/information would significantly prejudice the competitive position of the Submitting Party thereby allowing our competitors to undercut or undermine our market share.
- (vi) The information is extremely sensitive and the information in its entirety pertains to services which are subject to competition.
- (vii) It is submitted that the information should be designated as confidential indefinitely as the release of the information to the general public would cause significant direct harm to the Submitting Party.

The Submitting Party therefore has submitted with this application:

(i) a complete version of the document/data

| This application | for the attached | information | to be designated | is submitted to | the Authority this |
|------------------|------------------|-------------|------------------|-----------------|--------------------|
| 3day of          | September        | _2015;      |                  |                 |                    |

Signed Sealed and Delivered

By WestTel Limited,

Michael Edenholm, Chief Executive Officer



3 September 2015
Dr. Russell Richardson
General Counsel and Deputy Director Industry Affairs
ICTA
PO Box 2502
Grand Cayman KY1-1104
Cayman Islands

Dear Dr. Richardson,

## **RE: Request for Information**

On August 26, 2015, the Authority requested additional information related to the Logic July 17 2015 submission.

The Authority wrote, "1. Based on the information provided by Logic in Table 2 of its submission, the Authority understands the total number of CUC poles to which Logic has attached its fibre optic cables to be as of Q1 2015. Please confirm whether this is correct or not."

## This is correct

The Authority wrote, "2. Based on the information provided by Logic in Table 2 of its submission, the Authority understands the total length of fibre optic cables deployed by Logic in Grand Cayman to be as of Q1 2015, noting that of fibre optic cables are attached on CUC: poles. Please (a) confirm whether this is correct or not; and (b) provide a detailed clarification as to the methods how Logic has deployed the remaining of fibre optic cables which are not attached on CUC poles...."

## 2(a) This is correct

2(b) The methods of how Logic has deployed the remaining \_\_\_\_\_\_\_\_of fibre optic cable are; ducts owned by Logic and ducts owned by other entities.

The Authority wrote, "Using the information provided by Logic in Table 2 of its submission, the Authority estimates the average length of Logic's fibre optic cables between two CUC poles to be around Please confirm whether this is correct or not. If this estimate is incorrect, please clarify how Logic has calculated the total length of its fibre optic cables attached on CUC poles, as reported in Table 2 of Logic's submission."

Logic has no comment on whether the Authority's estimate of length of fibre optic cables between two CUC poles being is correct or incorrect. The submission provided to the Authority was not an estimate, but rather, the actual length of cable deployed.



Michael Edenholm

CEO, Logic