



nobleheart

TELECOMMUNICATIONS

Telecommunications
Consumer Protection Code
Compliance Plan

Version 1.0

18 February 2013

Telecommunications Consumer Protection Code Compliance Plan

Part 1 – General Terms and Objectives

Objectives of this Plan

This Plan sets out the general principles which Nobleheart Pty Limited as trustee for Nobleheart Trust ABN 39 831 754 543 (**Nobleheart Telecommunications**) will apply to its activities, to promote compliance with all requirements of the Telecommunications Consumer Protection Code (**Code**).

This Plan does not set out specific targets or metrics, but instead provides the core guidance which applies to the operations of Nobleheart Telecommunications.

Nobleheart Telecommunications 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 Nobleheart Telecommunications, including the CEO. All employees must 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 Nobleheart Telecommunications).

Updating and Reviewing this Plan

Compliance with this Plan, and the effectiveness of this Plan, will be reviewed by Nobleheart Telecommunications annually, and this Plan may be updated as a result of that review.

Nobleheart Telecommunications will also monitor guidance and updates to the Code released by its upstream suppliers, ACMA and Communications Compliance, and may update this Plan 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, Nobleheart Telecommunications 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 and in its other advertising; and
- training management and staff in regard to the objectives and requirements of the Code .

Corporate non-compliance or risk of non-compliance

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

In the event that Nobleheart Telecommunications 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, Nobleheart Telecommunications will monitor compliance with the Code through the outcomes of any customer complaints made either directly to it, or to the Telecommunications Industry Ombudsman.

Nobleheart Telecommunications 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.



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

Outsourcing

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

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

If Nobleheart Telecommunications 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 Nobleheart Telecommunications fail to comply with this Plan, it is the intention of Nobleheart Telecommunications that they be required to review this Plan and the obligations of the Code.

Any further consequences which may arise as a consequence of either one or more single instances of serious non-compliance; or repeated non-compliance with this Plan will depend on the seriousness and consequences of the breach. In general, it is the intent of this Plan that non-compliance be remedied by training and education rather than by sanctions imposed on staff or employees.

Training Objectives

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

To ensure that sufficient resources are available for training, Nobleheart Telecommunications 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

Nobleheart Telecommunications uses marketing materials created by a marketing consultancy and reviewed by a lawyer.

Where new promotional material is created, Nobleheart Telecommunications 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

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

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

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