

Government of India  
Ministry of Communications & IT  
Wireless Planning & Coordination Wing  
Sanchar Bhavan, 20 Ashoka Road, New Delhi-110 001

No. R-11014/15/2012-NT (Pt.)

Date: 8<sup>th</sup> June, 2015

**OFFICE MEMORANDUM**

In supersession of Office Memorandum (OM) of even No. dated 27<sup>th</sup> April, 2015 it has been decided, as an interim measure for a period of six months from date of issue of this OM, to continue the allotment of spectrum administratively at administrative pricing to Government, PSU and Private users for captive usages, satellite networks of broadcasting and captive VSATs, commercial satellite usages (DSNG/ Commercial VSATs / teleport/ DTH/ NLD/ ILD/HITS/INMARSAT etc.) as per following:

- a) The annual spectrum usage charges be levied as per Orders No. P-11014/34/2009-PP(I), (II), (III) & (IV) dated 22nd March, 2012 which is effective from 1st April, 2012, till a final decision is taken on the pricing of spectrum for captive users;
- b) The spectrum charges for Commercial VSATs be levied as per Order No. R-11014/9/2001-LR dated 16<sup>th</sup> April, 2003 till a final decision is taken on the pricing of spectrum.

2. The allotment of spectrum administratively at administrative pricing would be made with the following conditions and upon obtaining an undertaking from applicants that they would agree for assignment of frequencies with these conditions:

- (i) The allotment of spectrum is provisional and subject to Govt's decision on allotment & pricing of spectrum;
- (ii) In the event of final decision to allot spectrum only through auction process, the provisional allotment of spectrum shall be withdrawn;
- (iii) In case the provisional allotment of spectrum is withdrawn, payment made towards spectrum charges or part thereof shall not be refunded;
- (iv) In case the provisional allotment of spectrum is withdrawn, respective wireless users would obtain Non Dealer Possession Licence (NDPL) for possessing the wireless equipment or return the equipment to a DPL holder or shall be disposed off the same as per procedure.
- (v) The respective wireless users would be required to give an undertaking to pay the revised spectrum charges, as finally determined through market related mechanism or otherwise as may be applicable, from the date of Letter of Intent (LoI) for provisional allotment of spectrum.

3. Further, in respect of the commercial satellite users (DSNG/ Commercial VSATs / teleport/ DTH/ NLD/ ILD/HITS/INMARSAT etc.), before allotment/ assignment of spectrum, an additional undertaking would also be obtained from the applicant stating that they would pay the revised spectrum charges, as finally determined through market related mechanism or otherwise, as may be applicable, from the date of LoI for provisional allotment of spectrum.

4. Upon Shift/ change in policy from administrative allotment, due notice of 3 months of such change, time to make appropriate arrangements, etc. will be given and the same has to be complied with by the wireless users.

5. The above conditions in para 2, 3 and 4 will be added in the Letter of Intent (LoI), Decision to grant License (D/L) and the Wireless Operating Licence (WOL) also.

  
(Viresh Goel)

Deputy Wireless Advisor

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1. All concerned
2. Wireless Finance Division
3. Wireless Monitoring Organisation
4. Director, IT DoT for uploading on DoT website
5. DWA(ASMS) for uploading on WPC Wing website