

Government of India
Ministry of Communications & IT
Department of Telecommunications
(Access Services Division)
1203, Sanchar Bhavan, Ashok Road, New Delhi-110001.

No.20-281/2010-AS-I Voll-XI

26th September, 2016

To

All the UASL & CMTS Licensees Companies.

Subject: Amendment in UASL & CMTS licence Agreement for spectrum cap.

In pursuance of Condition 5.1, The LICENSOR hereby amends the following in the Unified Access Service Licence (UASL) & CMTS Licence Agreement. This amendment is effective with immediate effect.

Existing Clause	Amended Clause
<p>The total spectrum held by the licensee shall not exceed 25% of the spectrum assigned, by way of auction or otherwise, in the concerned service area or spectrum cap of 50% in a band for access services. The spectrum assigned in GSM/CDMA/3G/BWA band shall be counted for this purpose.”</p>	<p>The existing provision of CAP of 25% of the total spectrum assigned in 700/800/900/1800/2100/2300/2500 MHz bands and 50% within a given band in each LSA shall apply for the total spectrum holding by each telecom service provider. The Cap shall be calculated as detailed below;</p> <p>(i) The spectrum which may become available to DoT for commercial use after its re-farming from other users such as Defence at different point of time shall not be counted for determining the spectrum caps until it is put up to auction by the DoT.</p> <p>(ii) All spectrum assigned to TSPs including any spectrum which was put to an auction but remained unsold, spectrum which was assigned but subsequently surrendered by the TSPs or taken back by the licensor and spectrum put to auction shall be counted for the purpose of spectrum cap.</p> <p>(iii) In case a situation arises where due to any subsequent assignment of spectrum to Defence/non-commercial usage, spectrum cap is affected adversely, no TSP shall be asked to surrender any spectrum which it already holds. The same spectrum cap shall be made applicable for all the Telecom Service Providers in that service area.</p>

2. All other terms and conditions of the UAS & CMTS licence agreement including amendments and instructions issued from time to time shall remain unchanged.
3. Please acknowledge receipt.


26/9/16

(R. K. Soni)

Director (AS-I)

For and on behalf of the President of India

Ph.No.2303 6284

Copy To:

1. Secretary, TRAI
2. Director (IT) may kindly arrange to upload this letter on the website of DoT.