

through email 249/c

No 1-28/2013/CCAs/LF-II
Government of India
Ministry of Communications & IT
Department of Telecom
(LFA)
Sanchar Bhawan, 20 Ashoka Road, New Delhi-1

Dated 28 Sep 2016

Subject: Representations by Telecom Service Providers against Demand –cum-show cause notices.

Comptroller and Auditor General of India conducted the audit of six private Telecom Service Providers for financial years 2006-07 to 2009-10. C & AG also audited the work of deduction verifications in CCA offices. On the basis of this audit; C&AG submitted Report No. 4 of 2016 in the Parliament.

Chapter IX of the C & AG Report no. 4 of 2016 which details the findings of audit on deduction verifications was shared with the CCAs. Based on these findings several CCAs have revised the Deduction Verification Reports (DVRs) for the aforementioned years.

Licensing Finance Assessment wing of Department of Telecom is issuing revised demands-cum-show-cause notices for the financial years 2006-07 to 2009-10 taking into account the C & AG findings and revised DVRs. As per principles of natural justice TSPs are provided an opportunity to represent against the demands- cum-show-cause notices. DoT has received several representations wherein the TSPs have raised issues related to these assessment and DVRs considered during assessment.

The representations are being forwarded to the CCAs for taking action on the issues related to Deduction Verifications raised by the TSPs. The CCAs may decide on the need and the extent of opportunity to be given to the TSPs (including reopening of cases) on the basis of merits of the case. The following aspects may be critically looked into.

- (1) That deduction verifications were carried out as per the instructions of DoT HQ.
- (2) That deduction verification reports were prepared and shared with concerned TSP in the form of speaking order.
- (3) That TSP was provided adequate opportunity at different stages of deduction verification process in line with instructions issued by DoT.

If a need is felt to provide an opportunity to the TSP; not more than 15 days may be given to the TSPs to do the needful. Thereafter, deduction verification process may be completed by CCA within 21 days of receipt of documents/ clarification from the TSP.

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A.D.G (LFA-II) 28.9.2016

Copy to:

1. Sr PPS Member (Finance)
2. Sr PPS Advisor (Finance)
3. Sr DDG (LFP, DDG (LFA), DDG(WPF), DDG(AS), DDG(DS) and DDG(CS)
4. All Pr CCAs; CCA
5. Guard file.
6. COAI & AUSPI