

No. 3-10/2012-Fin./Auction
Government of India
Ministry of Communications and IT
Department of Telecom
Sanchar Bhawan, 20, Ashoka Road,
New Delhi

26th July, 2012

Subject: Clarifications to queries/ suggestions in response to RFP for selection of auctioneer

In continuation of the clarifications issued vide this office communication of even no. dated 15th June, 2012 and 20th July, 2012, the clarifications in respect of pending queries are as follows:

1. **Clause 1.6.1:** The bidder and all its substantial equity holders, consortium and all its members would be jointly and severally responsible for conducting e-auction of spectrum in 1800MHz and 800MHz Bands.

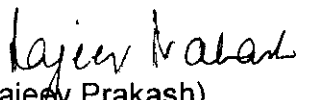
Our Query: Would this condition of joint and several responsibility apply in case of substantial equity holders of all members of the consortium? We propose to participate in the auction process as a consortium. However, being a 100% subsidiary, it would not be feasible for us to get this permission from the holding company.

Reply: Yes

6. **Clause 1.19.2:** The auctioneer (including their personnel and sub-consultants) or any of their affiliates shall not engage in any activity with respect to their assignment that conflict with the interest under the contract, or that may place them in a position of being unable to carry out the auctions in the best interest of DoT.

We provide fund raising services to various telecom companies. Would we be precluded from the fund raising activities for the companies that are successful in the auctions? Also, will we be precluded in undertaking any advisory assignment during the auctions/ after the auctions are concluded? Please elaborate on the same.

Reply: Conflict of interest clauses have to be complied with.


(Rajeev Prakash)
Director (TF)