

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

No. R-11014/15/2012-NT

Date: 1<sup>st</sup> October, 2013

**OFFICE MEMORANDUM**

It has been decided, as an interim measure for a period of six months from the date of this OM, that the allotment of spectrum administratively at administrative pricing may be made as per following:

- a) Allotment/ assignment of spectrum in non-IMT bands (as per the NFAP provisions) may be made administratively at administrative pricing on formula basis for all captive usages, and satellite networks of broadcasting and captive VSATs, commercial satellite usages (DSNG/ Commercial VSATs / teleport/ DTH/ NLD/ ILD);
  - b) 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;
  - c) Spectrum allotment may be made to Community Radio Station (CRS) and annual spectrum usage charges i.e royalty charges and licence fees be levied at rates prescribed in Order No. P-11014/03/2012-PP (Pt.II) Dated 13th February, 2013 till a final decision is taken in the matter;
2. The applicants would furnish an undertaking that they would agree for assignment of frequencies with the following 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event of final decision to allot spectrum only through auction process, the provisional allotment of spectrum shall be withdrawn;
  - (iii) In case the provisional allotment of spectrum is withdrawn, payment made towards spectrum charges or part thereof shall not be refunded;
  - (iv) In case the provisional allotment of spectrum is withdrawn, respective wireless users would obtain Non Dealer Possession Licence (NDPL) for possessing the wireless equipment or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.

3. Further, in respect of the commercial satellite users (viz. DSNG/ Commercial VSATs / teleport/ DTH/ NLD/ ILD), before allotment/ assignment of spectrum as per this OM, an additional undertaking shall be obtained stating that they would pay the revised spectrum charges, as may be applicable, from the date of allotment of spectrum.

4. The above conditions in para 2 & 3 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