



13. Mobile No.:.....

**PART B: TECHNICAL INFORMATION**

Applicant shall provide full details of the equipment to be deployed, which should be type approved by the Minister, along with details of service area covered.

Applicant shall also submit description of the system, along with diagrams as necessary.

**PART C: DOCUMENTARY EVIDENCE**

The applicant also must provide the following documents:

- (a) Copies of certificate of incorporation or business registration certificate.
- (b) Most recent annual audited financial report.
- (c) Documentary evidence to demonstrate the financial capability of the company for the first 2 years of operation.
- (d) Performance Bond or Bank Guarantee for payment of licence fees for the first two years of the licence.

**PART D: CERTIFICATION STATEMENT**

The applicant certifies that all statements made in this application and in the exhibits, attachments, or documents incorporated by reference are true, complete, correct, and made in good faith.

The applicant agrees to comply with the Telecommunications (*Public Telecommunications Licensing*) Regulations, 2003 with regard to the application procedures and requirements.

If granted a Licence by the Minister, the applicant agrees to provide the licensed carrier network in accordance with the *Telecommunications Act, 2001*. The relevant Regulations made under the Act, and terms and conditions of the licence. Licensee must pay an annual licence fee.

The applicant must obtain any other necessary government approvals required regarding the construction and use of the proposed network facilities.

If granted a licence by the Minister, applicant must have the capability of shutting down any transactions in the event of a malfunction.

Typed or printed name of party authorized to sign:.....

Position:

Signature:.....

Date:.....

## NOTES

1. The Licence is issued by the Minister and replaces any previous authority granted in respect of the Services that is the subject of this Licence.

2. The Licence authorizes (“the Licensee”) to establish, install or use radio transmitting or receiving stations or radio apparatus as described in the Schedule, hereinafter together called “the Radio Communications Equipment”, subject to the terms set out below.

### 3. Licence Term

3.1 The Licence shall continue in force for a period of five (5) years or until revoked by the Minister.

3.2 Where the Licensee has complied with the terms and conditions of this Licence, and with the Act and Regulations, the Licensee shall have an expectation that renewal will be granted.

### 4. Licence Variation and Revocation

4.1 The Minister may exercise his power to vary or revoke this Licence by a written notice served on the Licensee or by a general notice applicable to holders of this class of Licence published in the *Official Gazette*.

### 5. Changes

5.1 The Licence may not be transferred.

5.2 The Licensee must give prior or immediate notice to the Minister in writing of any change in the details of the name or address recorded above.

### 6. Fees

6.1. The Licensee shall pay to the Chief Telecommunications Officer the relevant fee as provided in the *Telecommunications (Licence Fees) Regulations, 2003* in accordance with Section 110 of the *Telecommunications Act 2001-36* and the Regulations made thereunder.

(i) on or before the date of issue of this Licence; or

(ii) on or before the fee payment date shown above each year, or on before such dates as shall be notified in writing to the Licensee,

Failing which the Minister may revoke this Licence.

6.2 A non-refundable application fee is also payable as per the Licence Fees Statutory Instruments.

### 7. Radio Equipment Use

7.1 The Licensee must ensure that the Radio-Communication Equipment is constructed and used only in accordance with the provisions specified in the Schedules. Any proposal to amend any detail specified in the Schedules must be agreed with the Minister in advance and implement only after the Licence has been varied or re-issued accordingly.

7.2 The Licence must ensure that the Radio-Communication Equipment is only used by persons who have been authorized by the Licensee to do so and that such persons are made aware, of the requirement to comply with, the terms of this Licence.

### 8. Access and Inspection

8.1 The Licensee shall permit a person authorized by the Minister:

(a) to have access to the Radio-Communication Equipment; and

(b) to inspect this Licence and the Radio-Communication Equipment,

at any and all reasonable times, or when in the opinion of that person an urgent situation exists, at any time to ensure that the Radio-Communication Equipment is being used in accordance with the terms of this Licence.

## **9. Modification, Restriction and Closedown**

9.1 A person authorized by the Minister may require the Radio Equipment or any part thereof to be modified or restricted in use, or temporarily or permanently closed down immediately where in the opinion of the person so authorized by the Minister:

- (a) a breach of the Licence has occurred; or
- (b) the use of the Radio Communication Equipment is causing or contributing to undue interference to the use of other authorized radio communication equipment.

The Minister shall exercise this power by a written notice served on the Licensee or by a general notice applicable to holders of this class of Licence published in the *Official Gazette*.

## **10. Interpretation**

In this Licence:

- (a) "Commission" means the Fair Trading Commission;
- (b) the establishment, installation and use of radio-communications as established and use of stations and installation and use of apparatus for wireless telegraphy as specified in the section 60 of the *Telecommunications Act 2001-36*;
- (c) "inspect" includes examine and test;
- (d) the *Interpretation Act Cap. I* shall apply to the Licence as it applies to an Act of Parliament;
- (e) the Schedule forms part of the Licence together with any subsequent Schedule which the Minister may issue as a variation of this Licence at a later date; and
- (f) "unlawful interference" has the meaning assigned that it has under section 83 of the *Telecommunications Act 2001-36*.

# SCHEDULE

## PART I

### DESCRIPTION OF RADIO COMMUNICATION EQUIPMENT COVERED BY THIS LICENCE

This Schedule forms part of the Licence, issued to \_\_\_\_\_, the Licensee on \_\_\_\_\_, and describes the Radio Communication Equipment covered by the Licence and the purpose for which the Radio Communication Equipment may be used.

#### 1. Description of the Radio Communication Equipment

In this Licence, the Radio Communication Equipment means equipment used for sending and receiving stations (“base stations”) and sending and receiving stations (“mobile stations”) for wireless telegraphy as defined in paragraph 2 below.

#### 2. Purpose of the Radio Communication Equipment

Subject to the administrative and technical requirements set out in this Schedule and the subsequent schedules to this Licence, the Licensee and any person authorised to act on behalf of the Licensee is hereby authorised to:

- (a) send and receive messages concerning the business of the Licensee between the base stations and the mobile station(s); or
- (g) send and receive messages concerning the business of the Licensee between the mobile stations.

#### 3. Special conditions relating to the activities of the Licensee

- (a) The Licensee shall ensure that the Radio-Communication Equipment is:
  - (i) used for voice data transmission only, unless authorized in paragraph 4 below or in the subsequent schedules;
  - (ii) not used to transmit music, broadcast programmes or obscene or offensive language;
  - (iii) not used as a public address system; and
  - (iv) not used to send misleading messages.
- (b) Upon receipt of messages not connected with the business of the Licensee, the Licensee or any person using the Radio-Communication Equipment shall not:
  - (i) make known the contents of any such language, its origin or destination, its existence or the fact of its receipt to any person, except to a duly authorised officer of the Government, a person authorised by the Minister or in the course of legal proceedings or for the purpose of any report therefore; and
  - (ii) retain any copy or make any use of any message referred to in sub-paragraph (i) or allow it to be reproduced in writing, copied or made use of.

#### 4. Facilities (Ministry to delete as necessary)

The use of the following facilities is permitted without specific authorization, provided that no undue interference is caused to other authorized users

- (a) revertive calling;
- (b) user identification;
- (c) overlay paging, provided that the number of overlay pagers does not exceed the number of mobile stations in the service subject to this Licence;

- (d) quasi-synchronous operations of base stations;
- (e) remote receivers;
- (f) selective calling; and
- (g) the following methods of voice privacy:
  - (i) frequency inversion;
  - (ii) band inversion;
  - (iii) band scrambling; and
  - (iv) rolling code inversion.

**5. Base Stations**

The Licensee shall ensure that

- (a) base stations do not communicate directly with other stations; and
- (b) base stations located at shared sites shall not be used in single frequency mode.

**6. Call Signs**

- (a) The Licensee shall ensure that the call sign:
  - (i) is announced at the beginning of all transmissions; and
  - (ii) is transmitted in the same format that is being used for the transmission of the information.
- (b) the call sign(s) shall be as specified in the subsequent schedule(s).

**7. Interpretation**

In this and the subsequent Schedule:

- (a) “ERP” means effective radiated power which is the power radiated from the antenna in the direction of maximum radiation;
- (b) “over paging” allows a user who temporarily leaves their mobile station to be alerted to the fact that a message has been sent to the mobile station;
- (c) “quasi-synchronous operation of base stations” is where more than one base station transmits the same message on the same channel in different areas;
- (d) “remote receiver” is a mobile station that receives messages on licensed frequencies only;
- (e) “selective calling” is a sequence of in-band audio tones normally transmitted immediately prior to the commencement of a voice transmission or transmitted on their own to convey information;
- (f) “shared site” is a site with more than one base station where the base stations do not share common facilities such as an antenna or coupling facilities;
- (g) “single frequency mode” means the use of a single frequency for both transmitting and receiving messages.
- (h) “user identification” identifies the user sending a message;
- (i) “wide area” means an operating area greater than 3 km and typically up to 30 km in radius from a specified location.