



Telecommunication Act – 2001  
(Act 2001-36)

FORM 3

TU003

**APPLICATION FOR TELECOMMUNICATIONS  
SPECTRUM LICENCE**

**PART A: APPLICANT INFORMATION**

*(Please read the Notes provided at the back of this Form before completion)*

1. Name (if individual):.....

2. Nationality (if individual):.....

3. Address of Applicant (registered office or principal place of business):  
.....  
.....

4. Mailing Address (if different from registered office address):  
.....  
.....

5. Applicant is a (n):  
Individual  Corporation  Unincorporated Association  Partnership   
Please indicate whether this is: a new application  an application to modify an existing licence   
an application to renew a licence

6. Telephone No.:..... 7. Facsimile No.: .....

8. "E-mail" address:.....

9. Name of Manager of entity:.....

10. Person in Barbados to be contacted in absence of Manager:  
Name:.....  
Address:.....  
.....  
Telephone No.:..... "E-mail" Address:.....

11. Facsimile No:.....

12. Indicate whether the applicant is a member of the GSM Association:  Yes  No

13. Indicate

- (a) the approximate number of persons currently or to be employed by applicant:.....
- (b) the number of persons you expect to hire within the next year specific to the proposed network:.....
- (c) the number of technical persons who are providing the Telecommunications Service and the full complement of technical staff to be employed:.....

**PART B: FREQUENCIES REQUESTED AND PROPOSED OPERATIONS**

14. General description of proposed telecommunications network:.....  
.....  
.....

15. Precise frequencies requested:.....  
.....  
.....

16. Indicate whether the applicant, or any affiliate of the applicant, currently has a Spectrum Licence.

Yes  No

If Yes, identify the Licensee and the date issued by the Minister:

Licensee:..... Date of Issuance:.....

17. Indicate

(a) whether the applicant intends to apply for a Service Provider licence:

Yes  No

(b) whether the applicant intends to apply for a Network Licence:

Yes  No

If yes, when does the applicant expect to submit an application for such Licence?

.....

**PART C: BASIC QUALIFICATIONS INFORMATION**

18. (1) Indicate whether the applicant, or any affiliate of the applicant,

- (a) has ever applied for a Spectrum Licence in Barbados;
- (b) has ever been refused such licence or a licence renewal;
- (c) has ever had such licence suspended or revoked.

(2) Where the answer to (a), (b) or (c) is “Yes”, please attach an explanation.

.....  
.....

19. Indicate whether the applicant, or any affiliate of the applicant currently holds a Spectrum Licence in Barbados.

If Yes,

(a) specify the name of the licensee, the type of licence, licensed frequencies and the date issued:

.....  
.....

(b) specify the period in which the applicant, or any affiliate of the applicant has been providing telecommunications service or operating the telecommunications network in Barbados.

.....

20. Indicate whether the applicant, or any affiliate of the applicant currently has a Dealer’s Licence.

Yes  No

If yes, identify the Licensee and the date issued by the Minister:

Licensee:..... Date of Issuance:.....

Indicate

(a) whether the applicant intends to apply for a Dealer’s Licence:.....

(b) when the applicant expects to submit an application for a Dealer’s Licence:.....

21. Indicate whether the applicant, or any affiliate of the applicant currently holds any licences or authorisations to operate Spectrum Licences in other countries.

Yes  No

If yes, please identify the countries in the space provided below the applicant has engaged in operating Spectrum Licences or attach an explanation.

<b>Name of Licensee</b>	<b>Country</b>	<b>Frequencies</b>	<b>Terms of Operations</b>
-------------------------	----------------	--------------------	----------------------------

22. Describe applicant's experience in operating spectrum.....  
.....  
.....

23. (1) Indicate whether the applicant, or any affiliate of the applicant for a spectrum licence or any licence or authorisation for a telecommunications service or network in any Caribbean country.

- (a) has ever been refused such licence;
  - (b) has ever had such licence suspended or revoked.
- (2) Where the answer to (a) or (b) is "Yes", please attach an explanation.

.....  
.....

24. (1) Indicate whether the applicant, or any affiliate of the applicant for a spectrum licence or any licence or authorisation for a telecommunications service or network in any country.

- (c) has ever been refused such licence;
  - (d) has ever had such licence suspended or revoked.
- (2) Where the answer to (a) or (b) is "Yes", please attach an explanation.

25. (1) Indicate whether the applicant, or any affiliate of the applicant has ever been convicted of an arrestable offence\*

- (a) in Barbados
- (b) in any CARICOM Member Country;
- (c) in North America;
- (d) in any other Country.

(2) If Yes, please attach an explanation .....

.....

26. (1) Indicate whether any officer or member of the applicant's managerial staff has ever been convicted of an arrestable offence\*

- (a) in Barbados
- (b) in any CARICOM Member Country;
- (e) in North America;
- (f) in any other Country.

(2) If Yes, please attach an explanation .....

.....

27. Indicate whether the applicant, or any of the applicant's officers and managerial staff are currently the subject of a charge or indictment under the law of any country (excluding non-arrestable offences).

Yes  No

If Yes, please identify the name of the Licensee and the Licence held .....

28. Indicate whether the applicant, or any affiliate of the applicant, have any shareholdings over 10% in any other Licensed Service Provider, Licensed Carrier, or Licensed Spectrum User in Barbados.

Yes  No

If Yes, please identify the name of the Licensee and the Licence held .....

29. Indicate whether the applicant, or any affiliate of the applicant, have any shareholdings over 10% in any licensed telecommunications provider in any CARICOM Member State.

Yes  No

If Yes, please identify the name of the Licensee and the Licence held .....

Licensee ..... Licence.....

30. Indicate whether the applicant, or any affiliate of the applicant, is engaged in the manufacturing of any telecommunications equipment.

Yes  No

If yes, please attach an explanation .....

.....

31. Indicate whether the applicant has any business activities outside the telecommunication market.

Yes  No

If Yes, please briefly describe the nature of the business activities and where such activity is conducted.

.....

.....

**PART D: FINANCIAL INFORMATION AND QUALIFICATIONS**

32. Applicant must provide a copy of its most recent annual independently audited financial report as well as the most recent unaudited financial reports. If none is available, applicant must submit an attachment explaining why none is available. In addition the applicant or an officer of the applicant's organization must attest to the validity of the unaudited financial reports. Where the applicant is a consortium all members of the consortium must supply individual financials.

33. Has the applicant, or an affiliate of the applicant ever been bankrupt or ever been a director of a company that has become bankrupt or insolvent?

Yes  No

If Yes, please attach an explanation and a certified copy of the discharge.

.....  
.....

34. Please attach a diagram of the corporate structure of the applicant including any parent, affiliate, subsidiary of the applicant and any party of interest in the applicant.

35. Do any members of the applicant’s board of directors also serve on the board of any other entity licensed as a spectrum user in Barbados?

If yes, please state the name of the director(s), the name of the licensed entity and the licence held by the entity.

.....  
.....  
.....

36. Please provide the names and addresses of all of the members of the applicant’s board of directors.

.....  
.....  
.....  
.....  
.....  
.....

37. If any member of the applicant’s board of directors is currently employed by any government, please state the name of each such director, the country each such director is employed by and the ministry or government agency, and the nature of the director’s work for that government.

.....  
.....  
.....

38. Applicant must attach a Performance Bond or Banker’s guarantee issued by a reputable bank that acts as a guarantee for a guaranteed sum of the payment of the annual licence fees for a Spectrum Licence due to the Government for the first two (2) years of the applicant’s licence.

**PART E: TECHNICAL INFORMATION**

39. Technical Expertise

Please state the applicant’s technical qualifications including the number and types of technical experts the applicant currently employs and whether these are employees of the applicant or contracted by the applicant.

.....

.....

.....

40. Proposed Spectrum Usage

Applicant must provide (as Exhibit A) a description of the use to which the requested spectrum will be put. This description must include:

- type of operation using licensed spectrum (e.g. commercial GSM network, paging, internal dispatch, etc.)
- technology used
- equipment used and equipment designated by the Minister as requiring certification
- number of transmitting sites and transmitting antennas
- subscriber capacity (if applicable)
- if spectrum will be used to interconnect with domestic fixed landline network or networks, a description of that interconnection
- preferred spectrum allocation
- bandwidth required

41. Spectrum Efficiency and Frequency Coordination

Applicant must provide (as Exhibit B) a description of the methods, if any, that it will employ to ensure that the licensed spectrum is efficiently used (e.g., spectrum-efficient equipment to be used, frequency reuse plans, etc.) This exhibit must also include a description of any frequency coordination efforts that have been undertaken or will be required in order to minimize the amount of interference that will be caused by applicant’s operations on the licensed spectrum.

**PART F: DOCUMENTARY EVIDENCE**

The applicant also must provide the following documents:

- (1) Copies of certificate of Incorporation and/or Business Registration Certificate.
- (2) Most recent annual audited financial report.
- (3) Documentary evidence to demonstrate the financial capability of the company for the first 2 years of operation.
- (4) Performance Bond or Bank Guarantee for payment of licence fees for the first two years of the licence.

**PART G: 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 and Telecommunications (*Spectrum Management and Licensing*) Regulations with regard to the application procedures and requirements.

If granted a Licence by the Minister, the applicant agrees to operate the licensed spectrum network in accordance with the *Telecommunications Act, Regulations*, and terms and conditions of the licence. Licensee must pay an annual licence fee in accordance with the Telecommunications (Licence Fees) Regulations, 2003 Licence Fees issued by the Minister.

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 agrees to maintain the capability to shut down operation of any transmitters upon direction of the Ministry or in the event of a malfunction.

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

Position:.....

Signature:.....

Date:.....

## NOTES

1. To obtain a licence to provide one of the following services over a wireless network, this Application Form must be completed in its entirety and submitted to the Ministry with the prescribed application fee in accordance with the instructions provided below:
  - Mobile Radio Telecommunication Service
  - Commercial Trunked Radio Communication Service
  - Fixed Wireless Broadband Multimedia Service
  - Mobile Broadband Multimedia Service
  - Public Radio Paging Service
  - Wireless Domestic Data Service
  - General Radio Communication Services
2. Applicants are responsible for complying with the application procedures and requirements set forth in the Telecommunications (Public Telecommunications Licensing) Regulations, 2003 and the Telecommunications (Spectrum Management and Licensing) Regulations issued by the Minister.
3. To be eligible for filing an application, the applicant must comply with all legal requirements for holding a licence.
4. Applicants providing false or misleading information will be subject to penalties in accordance with section 92 of the Telecommunications Act 2001-36.
5. A brief description of the facilities that would operate on the licensed spectrum, but not the submitted application, will be made applicable for public inspection. Information provided in this application will be treated as confidential.
6. Grant of licence is at the discretion of the Minister. Application fees are not refundable.
7. This application is only for a licence to operate on particular frequencies. A separate application and licence is required for the construction, operation, and maintenance of a wireless network. The applicant must have both licences before the applicant can operate the network or use the licensed spectrum. The applicant is urged to submit this application and the application for a Network Licence at the same time to expedite processing.
8. Any person seeking to provide a commercial wireless service in Barbados must submit the appropriate application for a Service Provider Licence. This application form may be obtained from the Ministry responsible for Telecommunications.
9. Persons operating without the required licences are subject to the fines and penalties set out in the Telecommunications Act 2001-36.
10. Applicants granted a licence by the Minister will be responsible for paying an annual licence fee in accordance with the Schedule of Licence Fees available from the Ministry.
11. This form may be used to seek modification of an existing Spectrum Licence.

### **General Filing Instructions**

1. If this is a request for modification of a licence, the applicant must consult the Ministry for the Appropriate modification fee.
2. To be accepted for filing, applications must be signed by a person authorized by the applicant. By signing, the applicant certifies that the information submitted is true, complete, correct, and made in good faith.

3. The applicant shall submit two (2) copies of the application, including supporting documentation, and the application fee, to:

Chief Telecommunications Officer  
Telecommunications Unit  
Ministry responsible for Telecommunications  
Barbados

### **Instructions for Completion**

If this is an application to modify an application, please attach a copy of the original application submitted, and, if requesting a licence modification, also attach the licence granted. Where there is no change in the information requested in the application, please put “No Change” next to the information requested. When the information requested is not the same, please indicate the modification being proposed and the nature of the change and the reason for the proposed change.

#### **PART A: Applicant Information**

Items 8 -11: Contact information should be provided for the person the applicant has designated as the person to whom the Ministry should send correspondence.

#### **PART B: Frequencies Requested and Proposed Operations**

Items 14: Provide a description of the type(s) of facilities and operations that will be employed on the spectrum requested to be licensed.

Items 15: Identify the frequencies for which the applicant seeks to be licensed.

#### **PART C: Basic Qualifications and Information**

Items are self-explanatory.

#### **PART D: Financial Information and Qualifications**

Items are self-explanatory

#### **PART E: Technical Information**

Items are self-explanatory