

Details of Orders Issued from DoT HQ/CGCA from July'2024 to January'2025

Sl. No.	Order/Letter No.	Date of Issue	Information Category	Subject	Page No.
1	50-6/Guidelines& procedures for handling of appeals of Decentralized Licenses /2021-22	21.11.2023	Appeals Guidelines	Amendments in the Guidelines & Procedure with respect to Appeals against Assessment of Decentralized Licenses.	1-2
2	1034/02/2022-WR	02.07.2024	SUC	Implementation of Hon'ble TDSAT orders in various Court cases filed by M/s Vodafone Idea Ltd.– reg.	3-11
3	50- 1/Maintenance of BG/2023	08.07.2024	SOP	SOP for management of BGs	12-26
4	1000/10/2022-WR	16.07.2024	SUC	Implementation of Court orders & Issue of Demand Notes – reg.	27
5	LFP-10/19/2023-LFP-II	18.07.2024	BG/SUC/LF	Notification of Responsibility Matrix for activities related to financial conditions of License Agreement - Reg.	28-31
6	1000/1/2022-SF	28.08.2024	Outstanding Dues	Action to be taken for realization of outstanding dues in respect of Govt. Departments/PSUs having CUG-VSAT/Comm. VSAT/CMRTS License.	32-38
7	24-1/2016/LFP-I (pt.II)	30.08.2024	Clarification LF assessment	Clarification regarding License Fee assessment of licenses with UL-VNO access service authorizations	39
8	1034/05/2023-WR	30.08.2024	Adjustment of Surplus SUC	DoT's Revised Clarification on SUC Assessment and Adjustment of Surplus SUC	40-42
9	1034/01/2024-WR	04.09.2024	SUC Dues	Closure of Request for SUC Dues Finalization by M/s. Telenor (India) Communications Pvt Ltd since amalgamated with Bharti Airtel Limited - Reg.	43-48
10	1034/01/2024-WR	04.09.2024	SUC Dues	Closure of Request for SUC Dues Finalization by M/s.Unitech Wireless (Tamilnadu) Pvt Ltd - Reg.	49
11	20-355/2012 AS-I (Vol.-III)	24.09.2024	Addendum No.1 of 2024 in LA	Addendum No.1 of 2024 in License Agreement for authorization of Access Service in Assam, Bihar, Jammu & Kashmir, Odisha, Uttar Pradesh (West), Andhra Pradesh, Karnataka, Tamil Nadu, Madhya Pradesh, Rajasthan and North East service areas.	50-55
12	1-9/2022-LFP	07.10.2024	Release of BG of UL ISP	Release of Bank Guarantee(s) of UL ISP Licenses – Clarification - Reg.	56-60

13	1034/01/2016-WR	11.11.2024	SUC	Spectrum holdings of M/s. Reliance Communications Ltd. & M/s. Reliance Telecom Ltd., – Reg	61-62
14	1034/05/2023-WR	20.11.2024	Compliance of TDSAT	Compliance of Hon'ble TDSAT order dated 30.09.2024 – Reg	63-65
15	1022/01/2023-WR	26.11.2024	SUC assessment	Clarification on SUC assessment M/s. Vodafone India Spacetel Ltd. for FY 2007-08 in CCA, NE-I – Reg.	66
16	File No:1034/14/2024-WR	02.12.2024	SUC assessment	Representation against SUC assessment for the FYs 2018-19 to 2022-23 done by Jt. CCA, Tamilnadu – Reg	67-68
17	12-68/2022-LFP	18.12.2024	SUC Payment details	Action taken against the licensee for non-compliance / breach of agreed terms and condition of license agreement under litigation	69
18	1034/01/2024-WR	07.01.2025	Adjustment of excess SUC payments	Adjustment of excess SUC payments made by M/s. Telenor (India) Communications Private Limited, since amalgamated with Bharti Airtel Limited (hereinafter referred to as the "Licensee" or the "Company"), for financial year 2018-19 - Reg	70-72
19	1000/11/2022-WR	07.01.2025	Timelines/ Appeals against SUC Assessment	Timelines of SUC Assessment and Procedure for handling Representations/ Appeals against SUC Assessment – Reg.	73-81
20	1034/05/2023-WR	08.01.2025	AGR Calculation	Clarification on AGR Calculation for BWA Spectrum– Reg	82
21	1034/01/2016-WR	08.01.2025	liabilities of quashed licenses	Clarification on the liabilities of quashed licenses of M/s. SSTL and the liabilities of the licenses held by M/s. SSTL at the time of merger with M/s. RCL – Reg.	83-96

Government of India
Ministry of Communications
Department of Telecommunications
Office of Controller General of Communication Accounts
NICF Campus ,Ghitorni, New Delhi – 110047

F.No.50-6/Guidelines& procedures for handling of appeals of Decentralized Licenses /2021-22

Dated: 21.11.2023

To

All Pr. CCAs

Sub: Amendments in the Guidelines & Procedure with respect to Appeals against Assessment of Decentralized Licenses.

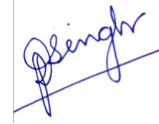
Ref: Letter No. 1-35/2022-LFP-II dated 25.07.2023 (Copy enclosed).

Please refer to the aforementioned subject. In this regard, the undersigned is directed to convey the following in pursuant to the DoT HQ letter under reference:

2. Henceforth, Pr. CCA will work as Appellate Authority.
3. Representation on policy matters/legal issues may be referred to DoT HQ.
4. The disposal of the appeal should be self-contained in nature with the following details mentioned below:

(i)Text of the appeal (ii) Facts of the case (iii) Comments of the Assessment Authority(iv) Decision of the Appellate authority in the form of a speaking order.
5. The status of appeals disposed of by Pr. CCA offices shall be monitored by O/o CGCA on quarterly basis.
6. In view of above, all the Pr. CCAs are requested to inform the concerned CCAs under their jurisdiction accordingly.

7. Also, it must be ensured that the appeals are received through Grievance Module in SARAS only and appeal received through any other mode should not be entertained.



sd on 21.11.2023

(PRATIMA SINGH)
Dy. CGCA (Revenue)

Encl: As above.

Copy to (through email)

1. All CCAs / Jt. CCAs (independent charge)
2. DDG (LFP), DOT HQ



File No:1034/02/2022-WR
Government of India
Ministry of Communications
Department of Telecommunications
(Wireless Planning Finance Division – WR Section)

To
The CGCA,
NICF Campus,
Ghitorni, New Delhi – 110047

Dated: xx.06.2024

Sub: Implementation of Hon'ble TDSAT orders in various Court cases filed by M/s Vodafone Idea Ltd.– reg.,

This is regarding recent Telecom Petitions filed by M/s Vodafone Idea Ltd. in Hon'ble TDSAT disputing the demand notes issued by the Assessing Authorities.

2. The details of the court cases filed by M/s Vodafone Idea Ltd and their contentions are detailed hereunder:

Court case No.	Contention of M/s.Vodafone Idea Ltd
TP No.02/2024	1. Combining the spectrum acquired separately by M/s.VMSL and M/s.ICL in the 2012 auction for the purpose of arriving the slab SUC rate. 2. Combining the spectrum acquired by M/s.VMSL in the 2012 auction with the administratively assigned spectrum to M/s.ICL or <i>vice versa</i> , for the purpose of arriving the slab SUC rate.
TP No.03/2024	Administratively allotted spectrum (upto 4.4 MHz) in Karnataka, Punjab, Tamilnadu & UP (West) LSAs for which market determined price has been paid as per 2016 auction to be considered as liberalized and accordingly SUC rate@ 3% should be applied.
TP No.32/2024	SUC rate for 3G (2100 MHz) spectrum should be charged @ 3% instead of 5% in cases of expiry of Administratively allotted spectrum

3. Further, in light of the above litigations, Assessing Authorities may be instructed to take action as given below with respect to FYs not included in AGR judgement of M/s VIL:

- a. Please follow the instructions given in Lr. No.AS-13/5/ 2019- Office of DIR(AS-V)-Part(1), dated 28.06.2024.
- b. Ascertain the amount under litigation and amount without any dispute for M/s.VIL (as detailed in Annexure-1) for for the FYs not included in Hon'ble Supreme Court AGR judgement. Any other ongoing litigation may also be incorporated.
- c. Not to take coercive action on the amount under litigation in SUC demand notes for the FYs not included in Hon'ble Supreme Court AGR judgement.

- d. Accordingly, the Proforma-I & II with respect to outstanding SUC dues of M/s.VIL may be updated and sent by **22.07.2024**.
- e. With respect to SUC dues without any dispute, action may be initiated to realise these dues in accordance with UL/UASL agreement except
 - (i) Dues covered in AGR judgment of Hon'ble SC
 - (ii) Sub judice dues (i.e. pending court cases)
 - (iii) Dues covered under 2nd moratorium offered by DoT and accepted by Licensee
 - (iv) Pending Appeals

This is issued with the approval of the Competent Authority.

Signed by Tanvika Singh
Date: 02-07-2024 10:16:55
Director (WR)
Ph:011-23036821

Copy to: **The Director (SF), WPF wing, DoT, Sanchar Bhawan, New Delhi-1.**

Annexure-1
Methodology for calculating amount without any dispute and amount under litigation for M/s.VIL

Sl. No	Telecom Petition No. in Hon'ble TDSAT	Amount without any dispute	Amount under litigation
1	TP No.02/2024	<p>a. SUC Amount assessed by not clubbing the spectrum acquired by M/s.VMSL in the 2012 auction with the administratively allotted spectrum to M/s.ICL or vice versa, for the purpose of arriving the slab SUC rate.</p> <p>b. SUC Amount assessed by not clubbing the spectrum acquired separately by M/s.VMSL and M/s.ICL in the 2012 auction for the purpose of arriving the slab SUC rate.</p>	<p>a. Difference b/w assessed SUC amount by clubbing the spectrum acquired by M/s.VMSL in the 2012 auction with the administratively allotted spectrum to M/s.ICL or vice versa, for the purpose of arriving the slab SUC rate and SUC amount assessed by not clubbing the spectrum acquired by M/s.VMSL in the 2012 auction with the administratively allotted spectrum to M/s.ICL or vice versa, for the purpose of arriving the slab SUC rate.</p> <p>Please refer Illustration-1</p> <p>b. Difference b/w assessed SUC amount by clubbing the spectrum acquired separately by M/s.VMSL and M/s.ICL in the 2012 auction for the purpose of arriving the slab SUC rate and SUC Amount assessed by not clubbing the spectrum acquired separately by M/s.VMSL and M/s.ICL in the 2012 auction for the purpose of arriving the slab SUC rate.</p> <p>Please refer Illustration-2</p>
2	TP No.03/2024	SUC amount assessed by applying 3% for administratively allotted spectrum upto 4.4 MHz in UP(W), Punjab, Tamil Nadu & Karnataka LSAs. SUC rate for any administratively allotted spectrum beyond 4.4 MHz in these LSAs may be applied as per slab rate.	<p>Difference b/w assessed SUC amount by applying slab rate on total administratively allotted spectrum and SUC amount assessed by applying SUC rate 3% for administratively allotted spectrum upto 4.4 MHz & SUC rate for any administratively allotted spectrum beyond 4.4 MHz at slab rates in UP(W), Punjab, Tamil Nadu & Karnataka LSAs.</p> <p>Please refer Illustration-3</p>
3	TP No.32/2024	SUC amount assessed by applying SUC rate for 2100 MHz Spectrum acquired in 2010 as 3% in case administratively allotted spectrum has expired.	Difference b/w assessed SUC amount by applying SUC rate of 5% for 2100 MHz Spectrum acquired in 2010 (in case administratively allotted spectrum has expired) and SUC amount assessed by applying 3% SUC rate for the above spectrum.

			Please refer Illustration-4
--	--	--	------------------------------------

In case of multiple litigations wrt to a particular FY, for instance, if VIL has litigations- TP 02/2024 & TP 32/2024 for FY 2019-20 in a particular circle, the circle shall calculate amount without any dispute:

- (i) by not clubbing the spectrum acquired by M/s.VMSL in the 2012 auction with the administratively allotted spectrum to M/s.ICL or *vice versa*, for the purpose of arriving the slab SUC rate,

and

- (ii) by applying SUC rate for 2100 MHz Spectrum acquired in 2010 as 3% in case administratively allotted spectrum has expired

Amount under litigation in this case will be total outstanding SUC as per Assessing Authority minus total amount without any dispute. Any other ongoing litigation may also be incorporated.

Illustrations for calculating “Amount under Litigation” and “amount without any dispute”

Illustration-1: Calculate SUC dues without dispute and SUC dues under litigation for TP No.02/2024 as given below:

For instance, in a certain circle, a TSP-A has the following spectrum holding:

- 5 MHz in 900 MHz band Administratively allotted spectrum
- 10 MHz in 2300 MHz band acquired in 2010 auction.
- 5 Mhz in 2100 MHz band acquired in 2015 auction
- 5 MHz in 1800 MHz band acquired in 2016 auction.
- TSP-B has merged with this TSP-A on 31.08.2018. TSP-B had 5 MHz in 1800 MHz band acquired in 2012 auction.
- AGR (SUC) for TSP-A is Rs.1000 cr.

Procedure:

a. To arrive at the SUC dues without any dispute, SUC WAR shall be calculated by not clubbing Administratively allotted spectrum of TSP-A and 1800 MHz spectrum of 2012 auction acquired from TSP-B due to merger:

Scenario-1 WAR as per TSP						
Sl. No.	Admin/ Auction	Band	Quantum	Total Quantum	Rates	Product
1	Admin	900	5	10	4%	40.00%
2	2010	2300	10	10	1%	10.00%
3	2015	2100	5	10	5%	50.00%
4	2016	1800	5	10	3%	30.00%
5	2012	1800	5	10	4%	40.00%
			Total	50		170%
			Rounded off WAR	3.40%		

SUC Dues without any dispute = Rs.1000 cr * 3.4% = Rs.34 cr.

b. To arrive at the SUC dues under litigation, SUC WAR is calculated by clubbing administratively allotted spectrum of TSP-A with the 1800 MHz spectrum of 2012 auction acquired from TSP-B due to merger:

Scenario-2 WAR as per DoT						
Sl. No.	Admin/ Auction	Band	Quantum	Total Quantum	Rates	Product
1	Admin	900	5	10	6%	60.00%
2	2010	2300	10	10	1%	10.00%
3	2015	2100	5	10	5%	50.00%
4	2016	1800	5	10	3%	30.00%
5	2012	1800	5	10	6%	60.00%
			Total	50		210%

			Rounded off WAR	4.20%		
--	--	--	----------------------------	--------------	--	--

SUC Dues as per DoT = Rs.1000 cr * 4.20% = Rs.42 Cr.

Accordingly, the amount under litigation is calculated as follows:

**SUC Dues as per DoT – SUC dues without any dispute
= Rs.42 cr – Rs.34 cr = Rs.8 cr.**

Illustration-2: Calculate SUC dues without dispute and SUC dues under litigation for TP No.02/2024 as given below:.

For instance, in a certain circle, a TSP-A has the following spectrum holding:

- 5 MHz in 1800 MHz band acquired in 2012 acution.
- 10 MHz in 2300 MHz band acquired in 2010 auction.
- 5 Mhz in 2100 MHz band acquired in 2015 auction
- 5 MHz in 1800 MHz band acquired in 2016 auction.
- TSP-B has merged with this TSP-A on 31.08.2018. TSP-B had 5 MHz in 1800 MHz band acquired in 2012 auction.
- AGR (SUC) for TSP-A is Rs.1000 cr.

Procedure:

a. To arrive at the SUC dues without any dispute, SUC WAR shall be calculated by not clubbing 1800 MHz spectrum acquired in 2012 auction of TSP-A and 1800 MHz spectrum of 2012 auction acquired from TSP-B due to merger:

Scenario-1 WAR as per TSP						
Sl. No.	Admin/Auction	Band	Quantum	Total Quantum	Rates	Product
1	2012	1800	5	10	4%	40.00%
2	2010	2300	10	10	1%	10.00%
3	2015	2100	5	10	5%	50.00%
4	2016	1800	5	10	3%	30.00%
5	2012	1800	5	10	4%	40.00%
			Total	50		170%
			Rounded off WAR	3.40%		

SUC Dues without any dispute = Rs.1000 cr * 3.4% = Rs.34 cr.

b. To arrive at the SUC dues under litigation, SUC WAR is calculated by clubbing 1800 MHz spectrum acquired in 2012 auction of TSP-A with the 1800 MHz spectrum of 2012 auction acquired from TSP-B due to merger:

Scenario-2 WAR as per DoT						
Sl. No.	Admin/ Auction	Band	Quantum	Total Quantum	Rates	Product
1	2012	1800	5	10	6%	60.00%
2	2010	2300	10	10	1%	10.00%
3	2015	2100	5	10	5%	50.00%
4	2016	1800	5	10	3%	30.00%
5	2012	1800	5	10	6%	60.00%
			Total	50		210%
			Rounded off WAR	4.20%		

SUC Dues as per DoT = Rs.1000 cr * 4.20% = Rs.42 Cr.

Accordingly, the amount under litigation is calculated as follows:

**SUC Dues as per DoT – SUC dues without any dispute
= Rs.42 cr – Rs.34 cr = Rs.8 cr.**

Illustration-3: Calculate SUC dues without dispute and SUC dues under litigation for TP No.03/2024 as given below:

For instance, in a certain circle, TSP has the following spectrum holding:

- 6.2 MHz in 1800 MHz administratively allotted spectrum wherein market determined price has been paid as per 2016 auction for 4.4 MHz spectrum.
- 10 MHz in 2300 MHz band acquired in 2010 auction.
- 5 Mhz in 2100 MHz band acquired in 2015 auction
- 5 MHz in 1800 MHz band acquired in 2016 auction
- AGR (SUC) for TSP is Rs.1000 cr.

Procedure:

a. To arrive at the SUC dues without any dispute, SUC WAR shall be calculated by applying rate of 3% for 4.4 MHz in 900/1800 MHz administratively allotted spectrum and remaining 1.8 MHz as per slab rate as follows:

Scenario-1 WAR as per TSP						
Sl. No.	Admin/ Auction	Band	Quantum	Total Quantum	Rates	Product
1	Admin	900/1800	4.4	8.8	3%	26.40%
2	Admin	900/1800	1.8	3.6	3%	10.80%
3	2010	2300	10	10	1%	10%
4	2015	2100	5	10	5%	50%
5	2016	1800	5	10	3%	30%
			Total	42.4		127.20%

			Rounded off WAR	3.00%		
--	--	--	----------------------------	--------------	--	--

SUC Dues without any dispute = Rs.1000 cr * 3%= Rs.30 cr.

b. To arrive at the SUC dues under litigation, SUC WAR is calculated by applying rate of 4% for 6.2 MHz in 1800 MHz band administratively allotted spectrum as per slab rate which is as follows:

Scenario-2 WAR as per DoT						
Sl. No.	Admin/ Auction	Band	Quantum	Total Quantum	Rates	Product
1	Admin	1800	6.2	12.4	4%	49.60%
2	2010	2300	10	10	1%	10%
3	2015	2100	5	10	5%	50%
4	2016	1800	5	10	3%	30%
			Total	42.4		139.60%
			Rounded off WAR	3.30%		

SUC Dues as per DoT = Rs.1000 cr * 3.30%= Rs.33 Cr.

Accordingly, the amount under litigation is calculated as follows:

**SUC Dues as per DoT – SUC dues without any dispute
= Rs.33 cr – Rs.30 cr = Rs.3 cr.**

Illustration-4: Calculate SUC dues without dispute and SUC dues under litigation for TP No.32/2024 as given below:

For instance, in a certain circle, TSP has the following spectrum holding:

- 10 MHz in 2300 MHz band acquired in 2010 auction.
- 5 Mhz in 2100 MHz band acquired in 2010 auction. Administratively allotted spectrum has expired for this TSP.
- 5 Mhz in 2100 MHz band acquired in 2015 auction
- 5 MHz in 1800 MHz band acquired in 2016 auction.
- 20 MHz in 2300 MHz band acquired in 2021 auction
- AGR (SUC) for TSP is Rs.1000 cr.

Procedure:

a. To arrive at the SUC dues without any dispute, SUC WAR shall be calculated by considering SUC @3% for the 2100 MHz acquired in 2010 auction in case where the administratively allotted spectrum has expired:

Scenario-1 WAR as per TSP						
Sl.	Auction	Band	Quantum	Total	Rates	Product

No.				Quantum		
1	2010	2300	10	10	1%	10%
2	2010	2100	5	10	3%	30%
3	2015	2100	5	10	5%	50%
4	2016	1800	5	10	3%	30%
5	2021	2300	20	20	3%	60%
			Total	60		180%
			Rounded off WAR	3.00%		

SUC Dues without any dispute = Rs.1000 cr * 3%= Rs.30 cr.

b. To arrive at the amount under litigation, firstly the WAR is calculated by applying SUC @5% for the 2100 MHz acquired in 2010 auction in case where the administratively allotted spectrum has expired. It is as follows:

Scenario-2 WAR as per DoT						
Sl. No.	Auction	Band	Quantum	Total Quantum	Rates	Product
1	2010	2300	10	10	1%	10%
2	2010	2100	5	10	5%	50%
3	2015	2100	5	10	5%	50%
4	2016	1800	5	10	3%	30%
5	2021	2300	20	20	3%	60%
			Total	60		200%
			Rounded off WAR	3.34%		

SUC Dues as per DoT = Rs.1000 cr * 3.34%= Rs.33.4 Cr.

Accordingly, the amount under litigation is calculated as follows:

**SUC Dues as per DoT – SUC dues without any dispute
= Rs.33.4 cr – Rs.30 cr = Rs.3.4 cr.**

Government of India
Ministry of Communications
Department of Telecommunications
Office of Controller General of Communication Accounts
NICF Campus, Ghitorni, New Delhi-110047
Email: dycgcarev-dot@gov.in

No: 50-1/Maintenance of BG/2023

Dated 08.07.2024

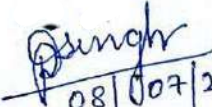
To

All Pr. CCAs/CCAs/Jt. CCAs (HoC)

Sub: Standard Operating Procedure (SOP) for Management of Bank Guarantees

With respect to the subject mentioned above, the Standard Operating Procedure for management of Bank Guarantees in the custody of Pr. CCAs/CCAs is enclosed herewith for information and for taking necessary action at your end.

This issues with the approval of competent authority.


08/07/24
Pratima Singh
Dy. CGCA(Revenue)

Enclosures:

1. SOP for Management of BG
2. Annexure A, B, C, D, E and F

Copy to:

1. PSO to Member(F)
2. PPS to CGCA
3. DDG(LFA)/ DDG(LFP)/DDG(WPF)

Standard Operating Procedure for Management of Bank Guarantees (BG)

At present CGCA is the custodian of Bank Guarantees (PBG & FBG as per license agreement) whose LF assessment is being carried out by LFA Wing of DoT. In respect of other licensees, CCA units are the custodians of BGs. (DoT OM No 1-9/2019-LFP-I dated 08.10.2021)

For clarity in the management of Bank Guarantees at CGCA / CCA units (hereinafter the custodian), the following uniform procedure is to be followed:

1. Receipt of Bank Guarantees:

1.1 Safe custody

BG once received should be taken in to record and kept under safe custody. The photocopies of the same may be used for verification and checks.

1.2 Checking the eligibility of Banks/Institutions.

On receipt of BG, the custodian must confirm that the received BG is issued by an eligible Bank/Financial institution. In this connection, the RBI's website <http://rbi.org.in> the license agreement and related orders from DOT HQ, may be referred to.

1.3 Verification of text

Once the BG received is confirmed from an eligible issuing Bank/Financial Institution, the text of the BG needs to be verified with respect to the license agreement format.

The same is to be carried out by the following officials/officers and necessary documentation is to be prepared.

1	100% verification	JA/SA
2	10% check (important covenants)	AAO/AO
3	Random verification	ACAO/ACCA/ACGCA/Dy. CCA/DyCGCA

Confirmation of correctness of BGs needs to be put up for information of Jt. CCA/CCA/Pr. CCA/Addl CGCA/ CGCA in file. If any discrepancy is noticed, the same is also to be brought to the notice

of head of the office and revised BG/ Amendment of BG is to be obtained from the licensee immediately.

1.4 Confirmation of Genuineness Bank Guarantee

Once step 1.1, 1.2 & 1.3 are completed, the genuineness of BG needs to be obtained from the issuing Bank by the following officials/officers.

1	Letter for confirmation to be prepared by	JA/SA
2	Letter for confirmation to be checked by	AAO/AO
3	Letter for confirmation to be approved by	AO/ACAO/ ACGCA/ACCA/Dy. CCA

A sample format of letter for conformation of genuineness of BG is enclosed as **Annexure A**.

Once genuineness is received from the issuing Bank/Financial institution, details of the BGs need to be updated in register.

2. Scanning of BGs, Xerox Copy and Entry of Bank Guarantee details in Excel sheet, in BG Register and Safekeeping

2.1 Once the correctness of BG is confirmed, it is to be scanned and saved in office computer and in official mail id of the designated officer. The path of the file with file name to be mentioned in BG register.

2.2 The BGs are also to be kept in ring binder file (without punching) with serial number mentioned on the top of the cover of the folder which should also be available in the BG register. Such folder containing original BGs have to be kept in fire resistant almirah.

1	Scanning & entry to be done by	JA/SA
2	Scanning & entry to be checked by	AAO/AO
3	Original BGs to be Physically kept in Almirah by	AAO with AO/ACAO/ACCA/ACGCA

2.3 One xerox of the original BGs should also be taken and maintained in ring binder files and kept in section almirah.

3. Maintenance of physical and soft copy of register.

3.1 In BG register (Both physical and soft copy), details of Bank Guarantees such as Sl. No, BG Number, Date of Issue, Name of the Licensee, Amount, Date of Expiry are to be mentioned. A sample format of physical register and soft copy register is enclosed as **Annexure B for Physical Register and Annexure C for Soft Copy**.

3.2 Maintenance of BG records in SARAS

After receiving BG physically, the custodian needs to confirm that the TSP has uploaded the BG in SARAS also. All the process in SARAS, in respect of Bank Guarantees verification i.e., updation of BG, scrutiny of BG, confirmation of BG etc. are to be done in SARAS. Amendments of BG should be updated in SARAS without fail. Confirmation of genuineness and invocation letter to bank should be initiated through SARAS.

4. Maintenance of Keys of Fire Resistant Almirah

There should be two set of keys for safe/ Almirah for keeping the Bank guarantees with double lock system.

4.1 Key 1 of the almirah is to be kept with AO (in charge) and Key 2 of the almirah is to be kept with AAO (Section).

4.2 Another set of keys (Key 1 and 2) are to be kept in a sealed cover and should be kept with the admin section. Admin section will keep the Key No. 1 & Key No. 2 in their locker in a sealed cover signed by 2 authorised officers. An annual certificate from admin section of the office may be obtained w.r.t safe custody of the second set of keys in their custody.

4.3 Register for maintenance of BGs shall be in the custody of AAO/AO/ACCA. Entry date, time and purpose of opening the almirah has to be updated in the register every time the almirah is opened.

4.4 Two authorized officials/officers (Among two, one is to be AAO/AO) together will open the almirah at each instance.

5. Review of Bank Guarantees.

5.1 On 1st working day of every month, BG review is to be done and action has to be taken for BGs which are going to expire in next two months.

1	Monthly BG review to be done by	JA/SA
2	Monthly BG Review to be checked by	AAO/AO

3	Monthly BG review to be verified by	ACAO/ACCA/ACGCA/Dy. CCA/Jt CCA/ Dy CGCA
---	--	--

5.2 The custodian has to ensure that renewed BG received is as per the license Agreement and timely action should be taken as per clause no 21.3 of license agreement to encash the BGs, if BGs are not renewed on time. A sample letter for conditional encashment notice to bank is also attached as **Annexure D**.

5.3. As and when BG renewal is received from bank, the details of amendment is to be updated in soft copy and physical copy of BG register & also in SARAS. If BG amount is revised due to half yearly review, same should be mentioned in remarks column without fail.

6. Half yearly review (HYR) of BGs: During April and October, half yearly review is to be conducted without fail. The calculations for half yearly review shall be done as per orders received from DOT HQ/ CGCA from time to time.

1	HYR to be done by	JA/SA
2	HYR to be checked by	AAO/AO
3	HYR to be verified by	ACAO/ACCA/ACGCA/Dy. CCA/Jt CCA/ Dy. CGCA
4	HYR to be approved by	CCA/Pr. CCA/CGCA

7. Encashment of FBG/PBG: The FBG/PBG can be encashed in the following cases:

7.1 If FBGs/PBGs are not renewed in time (as already specified in clause no 21.3 of License Agreement that BGs are to be renewed one month in advance before expiry).

7.2 If the Licensee has violated the financial/ technical conditions of license agreement- If the financial conditions of license agreement are violated, the custodian must take prompt action against defaulting licensee as per the LFP Wing letter No 31-2/2015-LFP dated 27.09.2022 and other orders/ instructions received time to time from DOT HQ/ CGCA. A sample BG encashment letter to Bank is enclosed as Annexure D - Conditional encashment Notice to Bank.

7.3

1	File for BG encashment to be put up by	JA/SA
2	File for BG encashment to be checked by	AAO/AO

3	File for BG encashment to be approved by	CGCA/ Pr CCA/ CCA
4	Letter issued by	AO/ACCA/ACAO/ACGCA

7.4 BG Encashment, if required to be done, is to be brought to the notice of competent authority before 7 days of letter to be issued for the encashment.

7.5 In case of partial encashment of BGs for any reason, action is to be taken as per clause 21.4 and immediate action is also to be taken to obtain replenished BG from the licensee.

7.6 Monitoring & Maintenance of encashed BG amount:

Following Points may also be kept in mind while encashing BGs:

(i) Ensure that the proceeds of the encashed bank guarantees are booked in the right head of account immediately and regular monitoring of the same is done by the head of office.

(ii) Adjustment of encashed bank guarantees against dues as per terms and conditions of license agreement and orders from DOT HQ should be regularly monitored by the head of office.

(iii) The Head of office in each CCA office must monitor the time taken to encash the BGs by the banks, so that delay in encashment of BG is avoided by the custodian.

(iv) If Bank Guarantee is encashed due to non-renewal/violation of license agreement and if BG is encashed partially / fully, letter is to be addressed to the licensee for replenishment of BG immediately.

8. Regarding Recovery of penalty levied on subscriber non verification

Instructions issued vide DoT HQ letter No. 7-1/2011/TA-1/1468 Dated 28.07.2011, Letter No. 1-18/2013/LF-II dated 05.12.2014 and other instructions issued by DoT HQ from time to time may be followed in respect of recovery of penalty levied on subscriber non verification (Copy enclosed as **Annexure E - DOT HQ instructions for recovery of penalty**). The demand for penalties for any other non-financial dues may be regularly monitored from other dues module of SARAS and prompt action may be taken accordingly.

9. Physical Verification of Bank Guarantees kept in Almirah

Physical verification of Bank Guarantee is to be done by third party every six months in a financial year. Certificate is to be obtained as per **Annexure F – Sample Certificate on physical verification of BGs.** In this regard file is to be put up by JA/SA on 1st working day of April and October.

10. Responsibility Matrix for maintenance of Bank Guarantees.

Regarding **Responsibility Matrix for maintenance of BG**, the head of office may ensure that a responsibility matrix w.r.t BG maintenance at CCA office be prepared and followed. It will include the various responsibilities assigned to different levels of officers/officials as indicated in this SOP.

Enclosures:

- Annexure A – Sample letter for confirmation of genuineness of BG.**
- Annexure B – Sample Proforma for BG Physical Register.**
- Annexure C – Sample Proforma for BG Soft copy Register.**
- Annexure D – Sample letter for conditional encashment notice to Bank.**
- Annexure E – DOT HQ instructions for recovery of penalty.**
- Annexure F – Sample Certificate on physical verification of BGs.**



Pratima Singh
Dy CGCA (Revenue)

Annexure- A

**Government of India
Department of Telecom
Controller of Communication Accounts**

No:**Dated**

To

(Bank)

Subject: Confirmation of Genuineness of BGs issued on behalf of M/s _____

Sir,

We are in receipt of below noted FBG/ PBG in favour of President of India issued by _____ on behalf of M/s _____

The Details of FBGs/PBGs are as under: -

Sr. No	BG No.	BG Issued By	Valid Up to	Amount
Total				

The genuineness of the above Bank Guarantees is required to be confirmed by authority higher than the issuing authority. Accordingly, it is requested that the genuineness of the above cited BG/BGs may be confirmed on the letter head of your bank/branch to this office immediately. It is also requested that an advance scanned copy of your confirmation letter may also be sent through email.

**AO/ACAO/ACCA/
ACGCA (Revenue)**

Annexure B
Sample Proforma for BG Register (Physical Register)

Sl No	Name of licens ee	Licen se No.	BG Numb er	Type of servi ce	Servi ce Area	Amou nt of BG	PBG/F BG	Dat e of issu e	Date of Recei pt	Ban k	Date of Expi ry	Verificati on as per SOP	Remar ks

Annexure C

Sample Proforma for BG Register (Soft Copy)

Sl No	Name of licensee	Licence No.	BG Number	Type of service	Service Area	Amount of BG	PBG/FG	Date of issue	Date of Receipt	Bank	Date of Expiry	Scanned/Printed	Litigation details if any	Received Genuine	Released/Encashment remarks	Remarks
-------	------------------	-------------	-----------	-----------------	--------------	--------------	--------	---------------	-----------------	------	----------------	-----------------	---------------------------	------------------	-----------------------------	---------

Annexure- D

Government of India
Department of Telecom
Controller of Communication Accounts

To,

(Bank)**Sub: - Guarantee given by you on behalf of M/s (Licensees)- reg**

Sir,

We are in possession of the following guarantees given by your bank by way of security on behalf of the above-mentioned company for their due observance and performance of their contractual obligations/duties in accordance with license agreement entered into with this Department for operation of service: -

S. No	Guarantee Date	No.	& Amount	Valid Up to

2. The undersigned is directed to reiterate the Terms & Conditions of The License Agreement contained in Condition 21 pertaining to Bank Guarantee at sub-clause 4 and to say that it provides that the Licensee, on its own, shall extend the validity period of the Bank Guarantee at least one month prior to date of its expiry without any demand or notice from the Licensor on year-to-year basis. Any failure to do so, shall amount to violation of the terms of the License and entitle the Licensor to encash the Bank Guarantee and to convert into a cash security without any reference to the Licensee at his risk and cost.
3. The BGs shown in table are going to expire on dates mentioned in the last column of the above table. Hence it is requested to send the amendment to the above said BGs to this office before its date of expiry. **If extended BG is not submitted by the TSP before its date of expiry, you are requested to encash the said BGs on the date of expiry. Also, remit the proceeds of the said guarantee, through A PAY ORDER/DEMAND DRAFT payable at drawn in favor of "Accounts Officer (Cash)"** The DD may be sent to the below address without fail.

Name of CCA/Pr. CCA/CGCA

Address

Yours faithfully,

AO / ACAO/ACCA/ACGCA(Revenue)

Annexure E

File No. 50-1/BGPolicy/VodafoneIdeaLtd/2022/Vol.IV (Computer No. 159653)
996774/2023/Revenue

Govt. of India
Ministry of Communication & IT
Department of Telecommunications
Sanchar Bhawan, 20, Ashoka Road
New Delhi-110001

No. 7-1/2011/TA-I/1468

Dated: 28.7.2011

To

All Pr.CCA/CCA.....

Sub: Issue of instructions for recovery of penalty levied on subscriber non-verification regarding.

Kindly refer to the above subject. The issue has been considered and following guidelines regarding implementation, procedure and role of CCA offices therein are hereby issued in accordance with the approval of the competent authority:-

- (i) The CCA office will collect payment as per the demand notice to be issued by TERM office, with following specifications-
 - a) the penalty amount is to be paid by demand draft drawn in favour of Sr.CAO(Cash)/CAO(Cash) of the respective CCA offices,
 - b) the stipulation that an interest of SBI PLR (as on 1st April of the concerned year) plus 2% would be levied for any period of delay beyond pay by date,
 - c) the stipulation that the Financial Bank Guarantee may be encashed in case the demand remains unpaid beyond the pay by date without any further notice and any additional amount left over after adjustment of the amounts due against the demand notice will be adjusted in the future dues of the licensee.
 - d) the subject of the demand notice displayed prominently as a header.
- (ii) The recovery process will include encashment of Financial Bank Guarantee and commence after 7 days of the pay by date of the demand notice without further notice of the penalty amount along with interest, if the payment is not received within the stipulated time frame.
- (iii) In all cases of delay in payment, the TERM office will issue a demand notice to the licensee for the interest amount for the period of delay.
- (iv) In case the Financial Bank Guarantee is encashed, the CCA office will ask the licensee to replace the Bank Guarantee and will act as provided in the license agreement to ensure that a fresh Financial Bank Guarantee of the amount as envisaged in the license agreement is received from the licensee.
- (v) The Financial Bank Guarantee may have to be increased in order to ensure that the additional government dues on account of penalty for non-verification are

File No. 50-1/BGPolicy/VodafoneIdeaLtd/2022/Vol.IV (Computer No. 159653)
996774/2023/Revenue

18

also securitized. Therefore, the amount of penalty imposed in the previous quarters will be added to other dues for arriving at the amount of FBG required. This may be carried out at the time of review of FBG.

- (vi) Amounts left over after adjustment of the penalty dues along with interest will be adjusted in the future dues of the licensee. The excess will be kept under MH 8447 Telecom Deposit (non works).
- (vii) In case the licensee fails to furnish a fresh Financial Bank Guarantee within 15 days after encashment, the CCA office will intimate the AS Branch of the DoT headquarters to initiate action as provided in the license agreement that would include termination of the license.
- (viii) The CCA office will send, the details of payment including the demand notice reference, date and amount of payment to the TERM office that issued the demand notice apart from its inclusion in the statement sent to the IA Branch of the headquarters on a monthly basis. The format of statement enclosed.
- (ix) Accounts heads as provided by the Accounts branch of the headquarters will be operated by the CCA offices for the purpose. At present the MH 1275 00 800 other receipts.
- (x) The CCA offices will maintain a separate register that will include the number and date of the demand notice, the license type, the license number, the license date, the service area, the amount, the pay by date, the concerned TERM office, the date on which received by the CCA, the date on which payment made in the CCA office. Format of such a register is at Annexure.

Kindly acknowledge the receipt of the letter.

(D. Sai Anutha Devi)
28/7/23
Director(A/es-I)
Tele.23036511

Copy to:

1. DDG (TERM Security)
2. Director(A/es)-I for necessary action.

2

File No. 50-1/BGPolicy/VodafoneIdeaLtd/2022/Vol.IV (Computer No. 159653)
996774/2023/Revenue

Government of India
Ministry of Communications & Information Technology
Department of Telecommunications
(LFA Division)
Sanchar Bhawan, 20, Ashoka Road, New Delhi-110 001.



No. 1-18/2013/LF-II

Dated, the 05.12.2014

Sub: Amendment to letter number 7-1/2011/TA-I/1468 dated 28.07.2011 regarding recovery of penalty levied on subscriber non-verification.

Ref: Letter No. 800-2/2011-VAS dated 12.12.2011

The existing clause (ii) of the letter No. 7-1/2011/TA-I/1468 dated 28.07.2011 read as follows:

- (ii) The recovery process will include encashment of Financial Bank Guarantee and commence after 7 days of the pay be date of the demand notice without further notice of the penalty amount along with interest, if the payment is not received within the stipulated time frame.

The amended clause (ii) of letter No. 7-1/2011/TA-I/1468 dated 28.07.2011 now read as follows:

- (ii) The recovery process may include encashment of Financial Bank Guarantees in case of non-payment of dues as per the terms of the licence agreement. However, FBG is to be encashed only on the specific request by the concerned DDG (TERM Cell). The request should explicitly mention the rationale behind the encashment of BG including the indications that procedures like issue of show cause notice, consideration and disposal of the representation etc. are complete.

This issues with the approval of Member (Finance).

Sukhbir
(Sukhbir) 5/12/14
Director (LFA - I)

To,

All Pr. CCAs / CCAs.

Copy for information to:

1. DDG (Security - TERM), DoT, Sanchar Bhawan, New Delhi.
2. DDG (AS), DoT, Sanchar Bhawan, New Delhi.

Annexure F**Sample Certificate for physical verification of Bank Guarantees**

This is to certify that Godrej Fire Resistant Almirah kept in Revenue Section of O/o CCA opened in my presence and the Number of Bank Guarantees was checked with Register of Bank Guarantees and found to be correct.

Total No. of Bank Guarantees-

(in words)

**Signature
Name & Designation (Third Party)**

Signature

Officer in charge for bank guarantees

Attested By

Signature

CAO/ACCA/Asst.CGCA/Dy.CCA/Jt.CCA/Dy.CGCA



File No:1000/10/2022-WR
Government of India
Ministry of Communications
Department of Telecommunications
(Wireless Planning Finance Division – WR Section)

To
The CGCA,
NICF Campus,
Ghitorni, New Delhi – 110047

Dated: xx.07.2024

Sub: Implementation of Court orders & Issue of Demand Notes – reg.,
Ref: 1. This office Lr. No.1034/05/2023-WR, dated 26.02.2024
2. This office Lr. No.1034/03/2023-WR, dated 28.06.2024
3. This office Lr. No.1034/02/2022-WR, dated 02.07.2024

Please refer to your office letter No.50-1/BG Encashment/TSPs/2024-Part(I), dated 20.05.2024 and the letters cited above.

2. In addition to the instructions given in the letters cited under reference, it is requested to issue instructions to Assessing Authorities to adhere to the following guidelines while issuing Demand Notes to the TSPs namely M/s.Reliance Jio Infocomm Ltd., M/s.Bharti Airtel & M/s.Vodafone Idea Ltd. for the FYs not included in Hon'ble Supreme Court:

- i. The demand note should be issued indicating both **Amount without any dispute** and **Amount under litigation**.
- ii. The total SUC demand amount should be **Amount without any dispute + Amount under litigation**.
- iii. Disclaimer should be inserted stating "**the demand is subject to outcome of court cases** (indicating the case numbers which are considered for ascertaining amount under litigation)".
- iv. Surplus amount paid beyond total SUC demand (i.e. over & above "Amount without any dispute + Amount under litigation") shall only be adjusted in accordance with surplus guidelines issued from time to time.

This is issued with the approval of the Competent Authority.

Signed by Tanvika Singh
Date: 16-07-2024 11:37:05
Director (WR)
Ph:011-23036821

**GOVERNMENT OF INDIA
MINISTRY OF COMMUNICATIONS
DEPARTMENT OF TELECOMMUNICATIONS
LICENSING FINANCE POLICY WING
20 Ashoka Road, Sanchar Bhawan,
New Delhi-110001**

No. LFP-10/19/2023-LFP-II

Dated : 18.07.2024

**To
CGCA,
All Pr. CsCA / CsCA,
DDG LFA / LFP / WPF**

Sub: - Notification of Responsibility Matrix for activities related to financial conditions of License Agreement - Reg.

It has been decided to notify a responsibility matrix for activities related to financial conditions of different licenses issued by DoT. These activities include License Fee/Spectrum Usage Charges Collection, Accounting of LF/SUC, Annual LF/SUC assessment, Securitization of dues, Monitoring of violations of financial conditions and handling of court cases related to financial conditions, etc.

2. Presently there are more than 3000 licensees for which the above activities are divided between LFP, LFA, WPF Wings of DoT, O/o CGCA and Pr.CCA / CCA Offices. The matrix has been prepared based on terms and conditions of license agreement and existing orders of DoT on the subject. It is being issued to bring clarity to all offices and ensure accountability. Field offices may also use the matrix to devise their own duty distribution structure with defined individual roles in their office.

3.

A. Responsibility Matrix for Licenses whose LF assessment done in Pr.CCA / CCA Offices:

S. No.	Activities	DOT	CGCA	Pr. CCA	CCA
1	Assessment of LF	I	M	M	R
2	Collection of LF	I	M	M	R
3	Accounting and reconciliation of LF	I	I	M	R
4	Revenue assurance	I	M	R	R
5	Disposal of representation against assessment of LF		I	M	R
6	Disposal of appeal against the assessment of LF		M	R	
7	Policy issues related to financial conditions of license agreement	R	I	I	I
8	Compilation and maintaining repository of	I	R	I	I

	orders and clarifications on LF				
9	Insolvency/liquidation proceedings	I	M	M	R
10	TDSAT cases /High Court cases	I	M	M	R
11	Supreme Court cases	R			R
12	Special Audit	A	I	M	R

B. Responsibility Matrix for licenses whose LF assessment is done in DoT:

S. No.	Activities	DOT	CGCA	Pr. CCA	CCA
1	Assessment of LF	R	I		I
2	Collection of LF	I	I	M	R
3	Accounting and reconciliation of LF	M			R
4	Disposal of representation against assessment of LF	R	I		I
5	Disposal of appeal against the assessment of LF	R			
6	Deduction Verification	I	M	R	R
7	Revenue assurance	R			R
8	Policy issues related to financial conditions of license agreement	R	I	I	I
9	Compilation and maintaining repository of orders and clarifications on LF	I	R	I	I
10	Insolvency/liquidation proceedings	R			
11	Special Audit	R			
12	TDSAT/Supreme Court Cases	R	I	I	I
13	High Court Cases	R	I	I	R

C. Responsibility Matrix for Spectrum Usage Charges related work :

S. No.	Activities	DOT	CGCA	Pr. CCA	CCA
1	Assessment of SUC	I	I	R	R
2	Collection of SUC	I	I	R	R
3	Collection of financial statements and other records related to SUC	I	M		R
4	Issuance, enforcement and realization of demands related to SUC	I	M		R
5	Accounting and reconciliation of SUC	I	M		R
6	Settlement of representation against assessment of SUC		I	R	R
7	Settlement of appeal against the assessment of SUC	R	I	R	I
8	Policy issues related to SUC	R	I	I	I
9	Compilation and maintaining repository of	I	R	I	I

	orders and clarifications related to SUC				
10	Court cases related to SUC	R			R
11	Insolvency/liquidation proceedings	M	R		R

D. Responsibility Matrix for Bank Guarantee related activities:

S. No.	Activities	DOT	CGCA	Pr. CCA	CCA
1	Bank Guarantee custody	I	R	I	R
2	Bank Guarantee review	I	R	I	R
3	Bank Guarantee encashment	I	R	I	R
4	Bank Guarantee adjustment	I	R	I	R
5	Bank Guarantee rationalization	I	R	I	R
6	Bank Guarantee ledger and sub-ledger maintenance	I	R	I	R

E. Responsibility Matrix for Stake holder assistance and SARAS utilization:

S. No.	Activities	DOT	CGCA	Pr. CCA	CCA
1	Management of SARAS	R			
2	Technical support from SARAS	R			
3	Operational support of SARAS to licensees	I	M	R	R
4	Training on SARAS	R	R	I	I
5	Onboarding of licensees on SARAS	I	I	M	R
6	Development and upgradation of SARAS	R	I	I	I
7	Telecom Stakeholders outreach program	I	M	M	R
8	Telecom licensees Facilitation Centres	I	M	M	R
9	Licensee education and awareness programs	I	M	M	R

4. The details of the terms used in the Matrix is provided below for reference

Responsibility-Informed-Monitoring-Approving (RIMA) Architecture:

R- Responsible office, I-Informed office, M-Monitoring office, A-Approving office

Responsible Office (R):

This office is expected to be accountable to discharge the duty, function or activity assigned to it. It will be responsible for implementation of guidelines issued and sticking to the prescribed timelines.

Monitoring Office (M):

This office is expected to monitor the performance of the responsible office for an activity. It will also have to -

- a) monitor the deadlines and timelines prescribed from time to time;
- b) develop reports for analysis as it may desire to improve efficacy of monitoring;
- c) issue directions as may be expedient from time to time in conformity with extant guidelines issued by competent authority.
- d) issue compilation of the guidelines from time to time.

Informed Office (I):

This office will be kept informed about the course of activity.

Approving Office (A):

Office that is competent to approve the policy/activity/function/duty.

5. This issues with the approval of the competent authority.

Signed by

Sathish Kumar R

Date: 18-07-2024 18:05:25

Sathish Kumar R
Director (LFP-II)

Copy to:

PSO to Member (F)

Sr. PPS to Advisor (F)

466

Government of India
Ministry of Communications
Department of Telecommunications
Wireless Planning and Finance Wing
Satellite Division

20, Ashoka Road, Sanchar Bhawan, New Delhi-110001

No. 1000/1/2022-SF

Date: 08.2024

To

CCA

Delhi, Sanchar Lekha Bhawan, Prasad Nagar,
New Delhi-110005

Subject: - Action to be taken for realization of outstanding dues in respect of Govt. Departments/PSUs having CUG-VSAT/Comm. VSAT/CMRTS License.

Kindly refer LFP wing letter No. LFP-10/25/2023-LFP-II date 24.07.2024 forwarding CCA, Delhi letter No. F. No.1-9/CCA-DL/Rev/Govt Licensees/Misc Date 07.2024 (copy attached) on the above.

2. The licensee are under required to perform the all financial obligations stipulated in the license agreement and the extant Departmental policies.
3. All the licensees mentioned in the CCA, Delhi letter dated 24.07.2024 are either Govt. Departments or PSU's. The issue of non payment of the dues may be pursued with the licensees vigorously. Meetings may be conducted with those licensees having outstanding dues and they may be sensitized and educated about the financial obligations and compliance thereof.
4. Further, it is to mention that there is no provision in the License Agreement to waive off the interest component.

This issues with the approval of competent authority.

Encl: As above.

Director(SF)

Copy to:

Signed by Dhammapal Anil

Khanadagale

Date: 28-08-2024 18:55:54

- ✓ 1. Jt CGCA (R), New Delhi, for information & necessary action, if any
2. DDG(LFP), DoT HQ, for information
3. DDG(Sat), DoT HQ, for information & necessary action, if any.
4. WA, WPC wing, DoT HQ, for information & necessary action, if any

**GOVERNMENT OF INDIA
MINISTRY OF COMMUNICATIONS
DEPARTMENT OF TELECOMMUNICATIONS
LICENSING FINANCE POLICY WING
20 Ashoka Road, Sanchar Bhawan, New Delhi-110001**

No. LFP-10/25/2023-LFP-II

dated : 24.07.2024

✓
To
Director (Satellite Finance),
DoT HQ, Sanchar Bhawan,
New Delhi – 110001.

Subject: - Action to be taken for realization of Outstanding dues in respect of Govt. Departments / PSUs having CUG-VSAT/Comm.VSAT/CMRTS License

A copy of letter No. 1-9/CCA-DL/Rev/Govt. Licensees/Misc dated 22.07.2024 received from O/o Pr. CCA, Delhi seeking clarification on realization of outstanding dues in respect of Govt. Departments / Public Sector Undertakings having CUG-VAST/ Comm. VSAT(SI No 1 to 8), is enclosed herewith for taking necessary action.

Encls: As above.

Signed by
Sathish Kumar R
Sathish Kumar R
24.07.2024 08:44:55
Director (LFP-II)

Copy to:

CCA, O/o Pr. CCA, Delhi, Sanchar Lekha Bhawan, Prasad Nagar, New Delhi – 110005



भारत सरकार

Government of India

संचार मंत्रालय

Ministry of Communications

दूरसंचार विभाग

Department of Telecommunications

O/o Pr. CCA, Delhi, Sanchar Lekha Bhawan,

Prasad Nagar, New Delhi - 110005

Email- aorev-prccadl-dot@gov.in

F.No. 1-9/CCA-DL/Rev/Govt Licensees /Misc

Dated: 07.2024

To

DDG(LFP)

Room No.1305

Department of Telecommunications,

Sanchar Bhawan, 20, Ashoka Road,

New Delhi-110001

Sub: Action to be taken for realization of outstanding dues in respect of Govt. department/PSUs having CUG-VSAT/Comm.VSAT/CMRTS license

This is regarding realization of outstanding dues in respect of Govt. Departments & Public Sector Undertakings having CUG-VSAT/ComVSAT/CMRTS licenses. This office had raised demands through various letters to the licensees but the licensees are not paying any dues against the financial years raised. Details of outstanding dues are as follows:-

S.No.	Name of Licensee	Type	Lic Issue date	Status of License	F.Y.	Outstanding Dues	Govt/PSU
1.	DRDO Chief Construction Engr R and D North	CUGVSAT	29.01.2003	Active	2015-16 to 2020-21	6,91,992	Govt
2.	Indian Air force	CUGVSAT	15.09.2010	Active	2021-22 and 2022-23	59,610	Govt
3.	Indian Railway Project Management Unit (IRPMU)	CUGVSAT	06.09.2026	Active	2012-13 to 2017-18	12,94,848	Govt

SNo.	Name of Licensee	Type	Lic issue date	Status of License	F.Y.	Outstanding Dues	Govt/PSU
4	National Informatics Centre(NIC)	CUGVSAT	02.09.1995 and renewed on 16.09.2020	Surrendered 01.07.2022	1995-96 to 2022-23	2,41,88,69,891	Govt
5	National Informatics Center Services Incorporated(NICSI)	Comm.VSAT LF	20.11.2009	Surrendered 31.03.2017	2012-13 to 2016-17	2,98,10,808/-	PSU
6	National Informatics Center Services Incorporated(NICSI)	Comm.VSAT SUC	20.11.2009	Surrendered 31.03.2017	2014-15 to 2016-17	1,27,07,101/-	PSU
7	Software Technology Parks of India	Comm.VSAT LF	22.03.2004	Terminated as informed by Licensee on 31.08.2008	2004-05 to 2008-09	2,51,59,034	PSU
8	Software Technology Parks of India	Comm.VSAT SUC	22.03.2004	Terminated as informed by Licensee on 31.08.2008	2004-05 to 2008-09	(-) 81,14,194/- for FY 2004-05 to 2007-08 & Due of Rs.77,028/- for FY 2008-09	PSU
9	Department of IT	CMRTS	15.01.2010	Surrendered on 13.08.2019	2012-13 to 2018-19	1,14,00,420/-	Govt
Total Outstanding Dues						2,50,00,70,732/-	

Brief History of the above licensees is detailed below for kind information please.

DRDO Chief Construction Engr R and D North

The CUGVSAT License was issued to DRDO vide LA No.824-02/02-LR dated 29.01.2003 and the LF assessment has been carried out from FY 2002-03 to 2023-24. The license has no outstanding dues upto FY 2014-15 and from FY 2015-16 to FY 2020-21, there are Outstanding dues of Rs.7,01,578 /- and for FY 2023-24 dues of Rs.21,626/- . As the licensee is under Ministry of Defense, this office has no Bank Guarantee. As per Clause 3.1 under Bank Guarantee of License Agreement, "Financial/Performance Bank guarantee is not applicable in the case of Central Government Department".

Indian Railway Project Management Unit (IRPMU)

The CUGVSAT license was granted to IRPMU vide LA No.824-104/06-LR dated 06.09.2006. This office has carried out Annual assessment of License Fees from FY 2008-09 to 2022-23 wherein outstanding dues of R.12,94,848/- for the FY 2012-13 to 2017-18 has been intimated to IRPMU vide this office letter No 1-8/CCA/Rev/CUG(V-SaT)/IRPMU dated 02.04.2024. This office had earlier issued various letters to IRPMU to pay the outstanding dues for the FY 2012-13 to 2017-18. But no amount has been realized in this regard.It is also stated that the outstanding dues has been generated due to late payment of License Fees for FY 2012-13 to 2017-18. IRPMU vide its letter dated 12.02.2024 has intimated to waive off the dues on account of delayed payments since being a Govt Organization the process of making payment involves checking at multiple levels, concurrence of associated Finance and sanction of competent authorities. It is requested to guide this office for further course of action as IRPMU is government organization and there is no Bank Guarantee available with this office.

Indian Air force (IAF)

The CUGVSAT license was granted to IAF vide LA No.116-4/IAF(Satcom)-VSAT/2010-DS dated 15.09.2010. This office has completed Annual assessment of License Fees from FY 2011-12 to 2023-24. For the FY 2021-22 to 2022-23 there is outstanding dues of Rs.59,610/- which has been intimated to IAF vide this office letter No 1-9/CCA/Rev/CUGVSAT/IAF/2022-23 dated 01.07.2024. The license vide its letter No.Air/HQ/S 22567/3/Satcom/Lgs(BM-III) dated 08.04.2024 requested this office to waive off the interest for delayed payment as payment is being made 15 days advance as per the no. of terminals known at that time but in between period of time no. of terminals increases, so the LF payable increases due to which interest is levied for short payment. This office has rejected the plea of Indian Air Force on the context that there is no provision of waving off interest in License Agreement and requested to pay the outstanding dues.

National Informatics Centre

The license of CUGVSAT was issued to NIC vide LA No.824-1008/NIC/CAPVSAT/2014-DS dated 16.09.2020 with effect from 02.09.1995. The assessment was completed from FY 1995-96 to FY 2022-23. This office has intimated Outstanding dues of Rs.2,41,88,69,891/- with interest calculated upto 31.12.2022 to the licensee vide this office letters No.1-8/CCA/LF/CUGVSAT/NIC/2022-23 dated 11.03.2022, 26.12.2022. But the licensee has not paid the dues. DOT(HQ) Vide letter No.824-1008/NIC/GAP-VSAT/2014-DS dated 18.05.2022 intimated this office that surrender request of the licensee was accepted w.e.f 01.07.2022.

Later, a letter was received from Director(Satellite),DOT(HQ) vide 824-1008/NIC/CAP-VSAT/2014-DS dated 30.09.2022 to this office stating "a committee was constituted to recommend the final amount to be paid by NIC towards the settlement of dues for the captive VSAT CUG network". This office vide letter No.1-9/CCA/LF/CUG-VSAT/NIC dated 10.10.2023 requested Director(Satellite), DOT(HQ) to intimate the status of Committee report but till date no information is received in this regard.

National Informatics Center Services Incorporated (NICS)

National Informatics Centre Services Inc. (NICS) is a company under National Informatics Centre, Ministry of Electronics & Information Technology, Government of India. The Comm.-VSAT License was issued to NICS vide license agreement no. 815-100/NICS/2009-DS dated: 20.11.2009. This office has withdrawn the demands raised in r/o M/s NICS in compliance with Hon'ble Supreme court judgement dated 11.06.2020 in the matter of AGR and DOT DoT OM 12-25/2019-LFP dated 17.07.2020.

In pursuance of DOT(HQ) letter No.12-25/2019-LFP dated 10.11.2022, this office has carried out the assessment of License fees in accordance with the terms and condition of license agreement, orders and direction's of Hon'ble Supreme Court in AGR case, by calculating license fees and applicable charges by excluding the non telecom revenue.

M/s NICS has been requested to submit the necessary document for caring out the annual assessment of the license fee as per the above referred Dot orders vide this office letter dated 1-9/CCA-Revenue/PSUs/2019-20 dated 11-11-2022 & 07.12.2022 and vide letter No.1-9/CCA/Rev/PSUs/2019-20 dated 23.12.2022.

On receipt of documents from NICS I on 02.01.2023, this office has carried out assessment of LF for the F.Y. 2009-10 to 2016-17 for an amount of Rs. 2,38,17,607/- with interest calculated upto 31.01.2023 and the same was intimated to the licensee vide this office letter dated: 03.01.2023. Till date the said amount of Rs. 2,38,17,607/- has not been deposited by the Licensee. The LF/SUC assessment has been revised again with interest calculated upto 31.03.2024 and intimated Outstanding LF dues of Rs.2,86,52,273/- on 15.03.2024 and SUC dues of Rs.1,27,07,101/- on 12.03.2024 with a copy to DDG(LFP) & Jt.CGCA. No payment is received from the licensee till date. The license was surrendered & accepted by DOT(HQ) on 31.03.2017

Details of Bank Guarantee available in this office are given below.

SNO	Service	PBG/FBG	BG Number & date	Amount of BG	Valid Up to	Status
1	Commercial VSAT-LF	FBG	7056309BG00053 dtd. 14.09.09	30,00,000	12-Mar-22	Expired
2	Commercial VSAT-LF	PBG	0505118BG0002175 Dt. 13.9.2018(Old BG-7056309BG00054 dtd. 14.09.09	50,00,000	13-Sep-21	Expired
3	Commercial VSAT-SUC	FBG	0505118BG0001585 DTD 11.07.18	2,00,000	12-Jul-22	Expired
4	Commercial VSAT-SUC	FBG	(0505116BG1000022) 7056316BG0000022 DTD 31.05.2016	10,00,000	30-May-22	Expired

NICS I has not renewed the Bank Guarantee even after several reminders issued to the licensee and requested not to renew/invoke the BGs till the finalization of guidelines of the PSUs.

Software Technology Parks of India

M/s STPI has been granted Comm-VSAT License vide License no.815-32/2003-LR on 22.03.2004. The assessment in respect of Comm-VSAT(LF) from the FY 2004-05 to FY 2007-08 was carried out by DOT HQ and was decentralized to CCA office from FY 2008-09 onwards vide DOT letter no.1-6/2001/LF(Vol:II) dated 24.08.2008. Also, License was terminated w.e.f 31.08.2008 as informed by Licensee...

In this regard it is stated that DOT HQ had sent the demand notice to M/s STPI in respect of Comm.VSAT LF on 21.07.2009. In the demand notice DOT had mentioned that "Space segment charges and NOCC paid to M/s BSNL and M/s Antrix Corpn. Ltd. During the FY 2004-05 to FY 2007-08 as Deduction from the Gross Revenue, which is not permissible under the License Agreement of the VSAT Services hence dis-allowed". Therefore, the pass through charges from the FY 2004-05 to FY 2008-09 has been disallowed. In reference to DOT OM no. 12-25/2019-LFP dated 17.07.2020, this office had withdrawn the demand vide letter dated 17.07.2020 and in compliance to DOT order no.12-25/2019-LFP dated 10.11.2022 regarding the reassessment of PSUs after the Hon'ble Supreme Court Judgment, the reassessment of M/s Software Technology Parks of India has been carried out and intimated the licensee an outstanding dues of Rs.2,51,59,034/- with interest calculated upto 30.04.2023. The licensee requested time of 30 days and further 60 days for submission of response to this office letter dated 01.05.2023 which was granted by this office with intimation to DOT(HQ). Till date, the license has not paid the Outstanding dues.

The following Bank Guarantee are available in this office.

SNO	PBG/FBG	BG Number & date	Amount of BG	Valid Up to
1	FBG	0997/192/03-04, (099771204000192) dated 28-01-2004	30,00,000	30-Apr-25
2	PBG	099771104000190 dated 28-01-2004	50,00,000	31-Jan-25
3	PBG	099771104000191 dated 28-01-2004 (ROLL OUT OBLIGATION BG)	10,00,000	31-Jan-25

Department of IT

CMRTS license was issued to Department of IT, Govt of NCT, New Delhi vide LA No.311-146/2009-CS dated 15.01.2010 and the same was surrendered on 13.08.2019. The assessment was carried out by this office from FY 2009-10 to 2018-19. There are no dues upto FY 2011-12 and later on from FY 2012-13 to 2018-19, there is an outstanding of Rs.1,14,00,420/- with interest calculated upto 30.06.2022 which was communicated to the licensee with a copy to O/oCGCA. But, till date the licensee has not paid the Outstanding dues. Both the BGs are expired as the licensee has not renewed the BGs. This office has requested O/oCGCA vide letter No.1-8/CCA/Rev/CMRTS/DOI/2017-18/924 dated 14.11.2023 to provide necessary guidelines for taking further necessary action. But, till date no instructions are received in this regard. Also, ADG(CS-I), DOT(HQ) vide this office letter dated 16.01.2024 requested necessary guidelines to this office for recovery of dues. No reply was received till date. The details of BGs are furnished hereunder:

SNO	PBG/FBG	BG Number & date	Amount (in Rs)	Valid Up to	Status
1	FBG	BG No.0505114BG0000043, 08.01.2014)	1,00,000	7-Jul-21	Expired
2	FBG	0505115BG1000921, DTD.08/04/2015	7,30,000	7-Oct-21	Expired

In this connection, it is requested to guide this office for further course of action to recover the huge outstanding dues pertaining to these Government organizations.

Controller of Communication Accounts

Copy to:

1. Jt. CGCA, O/oCGCA, NICF Campus, Ghitorni, New Delhi-110047 for information.
2. DDG (Satellite), Room No.406, Department of Telecommunications, Sanchar Bhawan, 20, Ashoka Road, New Delhi-110001 for information and request to communicate Outstanding dues, if any.
3. DDG(DS), Room No.1008A, Department of Telecommunications, Sanchar Bhawan, 20, Ashoka Road, New Delhi-110001 for information and request to communicate outstanding dues, if any.

**GOVERNMENT OF INDIA
MINISTRY OF COMMUNICATIONS
DEPARTMENT OF TELECOMMUNICATIONS
LICENSING FINANCE POLICY WING
20 Ashok Road, Sanchar Bhawan,
New Delhi-110001**

No. 24-1/2016/LFP-I (pt.II)

dated : 30 .08.2024

Subject: - Clarification regarding License Fee assessment of licenses with UL-VNO access service authorizations

Ref 1:- O/o CCA, Karnataka letter No. 12/LF/UL-VNO-General correspondence/ dated 19.08.2024.

2. Letter No. 24-1/2016/LFP-I (pt-II) dated 08.09.2022

O/o CCA Karnataka vide letter mentioned in reference 1 above has sought clarification on which office is responsible to carry out deduction verification of UL (VNO) Access service licensees who have authorisation in multiple service areas.

2. In this regard may be noted that LFP letter No. 24-1/2016/LFP-I (pt-II) dated 08.09.2022 was issued to simplify compliance for licensees with UL (VNO) Access Service authorisations and to ensure that they are required to interact with only the CCA office where the registered office of company is located for compliance of all financial conditions of license agreement.

3. Accordingly in all cases where LF assessment of UL VNO Access Service authorisations is being carried out by CCA's, the deduction verification for all service areas should also be carried out by the same CCA office.

This issues with approval of competent authority.

Signed by

Sathish Kumar R

Date: 30-08-2024 18:33:51

Sathish Kumar R

Director (LFP-II)

To:

1. CGCA
2. All Pr CCAs / CCAs
3. DDG (LFA) / DDG (LFP)



File No:-1034/05/2023-WR
Government of India
Ministry of Communications
Department of Telecommunications
(Wireless Planning Finance Division – WR Section)

Dated:-XX.08.2024

To

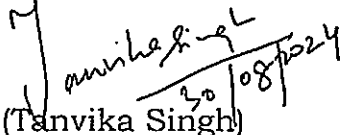
M/s.RJIL,
D-7, Dhawandeep Building,
6 Jantar Mantar Road,
New Delhi-110001

Sub: DoT Guidelines on Adjustment of surplus SUC-Regarding

This is in reference to your letter dated 02.08.2024, concerning the adjustment of surplus Spectrum Usage Charges (SUC).

Please be informed that the matters raised in your communication are currently sub-judice before the Hon'ble TDSAT under TP 01/2023. The Department will act in accordance with the decision on the sub-judice matter.

This has approval of the Competent Authority.


(Tanvika Singh)
Director (WR)
Ph:011-23036821



File No:1034/01/2024-WR
Government of India
Ministry of Communications
Department of Telecommunications
(Wireless Planning Finance Division – WR Section)

To
M/s.Unitech Wireless (Tamilnadu) Pvt. Limited,
Office No.1202, Avanta Business Centre,
12th Floor, Ambadeep Building,
Kasturba Gandhi Marg, Connaught Place,
New Delhi-110001.

Dated: xx.04.2024

Sub: SUC claims pertaining to UL with access service authorizations issued to M/s.Telenor (India) Communications Pvt Ltd since amalgamated with Bharti Airtel Limited - Reg.,
Ref: Your letter dated 09.02.2024

Please refer to the letter cited above on the subject.

2. In this regard, the SUC dues for the years not included in the AGR judgment for M/s.Telenor are detailed in Annexure.
3. There are differences in the SUC dues in Annexure vis-a-vis the SUC dues submitted by your office due to the variation in the date till which interest has been calculated by the Assessing Authorities (copies of revised demand notes enclosed).
4. Please note that interest shall be payable as on date of clearing of outstanding dues, as per License conditions/2nd moratorium conditions,.

This has approval of the Competent Authority.

Signed by Tanvika Singh
(Tanvika Singh)
Date: 02.04.2024 16:25:41
Director (WR)
Ph:011-23036821

Copy to:

The CGCA, NICF Campus, Ghitorni, New Delhi for further necessary action and with a request to circulate the same to Assessing Authorities.

Annexure-1

Details of SUC dues not included in Hon'ble Supreme Court Judgement for M/s.Telenor

Circle	Financial Year	As per details given in your Lr. dated 09.02.2024		Total demand as per DoT		Remarks
		Total Demand Amount	Demand notice Date	Total demand Amount	Demand notice Date	
Telangana	2016-17	29,70,01,526	27-Jul-23	29,70,01,526	27.07.2023	
Telangana	2017-18	5,59,90,814	18-Dec-23	5,59,90,814	18.12.2023	
Telangana	2018-19	14,59,594	27-Jul-23	14,59,594	27.07.2023	
Assam	2014-15	17,53,717	29-Nov-23	17,53,717	29-11-2023	
Assam	2016-17	1,02,176	18-Oct-23	1,797	20.03.2024	Revised demand issued on 20.03.2024 enclosed
Assam	2017-18	61,838	18-Oct-23	61,838	18-10-2023	
Jharkhand	2016-17	21,58,11,681	30-Nov-23	23,15,86,580	30.11.2023	Revised amount is with Interest calculated upto 29.02.2024 on demand amount
Jharkhand	2017-18	12,93,91,100	01-Dec-23	13,88,49,029	01.12.2023	
Jharkhand	2018-19	50,21,856	30-Nov-23	53,88,932	30.11.2023	
Gujarat	2017-18	2,21,69,640	18-Dec-23	2,21,69,640	18.12.2023	
Gujarat	2018-19	49,28,565	24-Jul-23	52,21,416	24.07.2023	Revised amount is with Interest calculated upto 31.12.2023 on demand amount
Maharashtra	2017-18	4,38,24,108	27-Jul-23	4,38,24,108	27.07.2023	
Maharashtra	2018-19	69,41,619	27-Jul-23	69,41,619	27.07.2023	
UP West	2018-19	89,04,583	25-Jul-23	89,04,583	25.07.2023	
Grand Total		79,33,62,817		81,91,55,193		
in Cr		79.34		81.92		

Circle	Financial Year	As per details given in Lr. No.		Total demand as per DoT		Remarks
		Total Demand Amount	Demand notice Date	Total demand Amount	Demand notice Date	
Assam	2015-16	-48,584	29-Nov-23	0	20.03.2024	Revised demand issued on 20.03.2024 enclosed
Assam	2018-19	-59,668	29-Nov-23	-59,668	29-11-2023	
UP East	2018-19	-10,66,444	18-Aug-23	-10,66,444	18.08.2023	
Grand Total		-11,74,696		-11,26,112		
in Cr		-0.12		-0.11		

Note:

- 1.All dues are provisional in nature and subject to further revisions due to departmental assessments, CAG audits, Special Audits, Court Cases etc.,
2. Please note that interest shall be payable as on date of clearing of outstanding dues, as per License conditions/2nd moratorium conditions.



File No:1034/01/2024-WR
Government of India
Ministry of Communications
Department of Telecommunications
(Wireless Planning Finance Division – WR Section)

To
The CGCA,
NICF Campus,
Ghitorni, New Delhi – 110047

Dated: xx.09.2024

Sub: Closure of Request for SUC Dues Finalization by M/s.Telenor (India) Communications Pvt Ltd since amalgamated with Bharti Airtel Limited - Reg.,
Ref: 1. M/s.Bharti Airtel's letter dated 21.08.2024.
2. This office Lr. No.1034/01/2024-WR, dated 02.04.2024

This is with reference to recent communication received from M/s.Bharti Airtel Limited (BAL) dated 21.08.2024, concerning the outstanding Spectrum Usage Charges (SUC) dues related to the Unified License previously issued to Telenor (India) Communication Private Limited.

2. M/s.BAL has acknowledged the SUC dues pertaining to M/s.Telenor (India) Communication Private Limited communicated vide this office letter No.1034/01/2024-WR, dated 02.04.2024 (copy enclosed) subject to ongoing assessments, audits, and legal proceedings. M/s.BAL has further opted not to pursue their prior request/representations/appeals to finalize these SUC dues with respective Assessing Authorities.

3. Accordingly, your office is requested to instruct the Assessing Authorities to treat M/s.BAL's / M/s.Telenor (India) Communication Private Limited's request/representations/appeals pending at their end as closed and no further action should be pursued in this matter.

This is issued with the approval of the Competent Authority.

Signed by Tanvika Singh
Date: 04-09-2024 18:16:34
Director (WR)
Ph:011-23036821

Copy to: **M/s.Bharti Airtel Ltd., Airtel Centre, Plot No.16, Udyog Vihar, Phase-IV, Gururam - 122015**



File No:1034/01/2024-WR
Government of India
Ministry of Communications
Department of Telecommunications
(Wireless Planning Finance Division – WR Section)

To
M/s.Unitech Wireless (Tamilnadu) Pvt. Limited,
Office No.1202, Avanta Business Centre,
12th Floor, Ambadeep Building,
Kasturba Gandhi Marg, Connaught Place,
New Delhi-110001.

Dated: xx.04.2024

Sub: SUC claims pertaining to UASL Licenses issued to M/s.Unitech Wireless (Tamil Nadu) Private Limited – Reg.,
Ref: Your letter dated 09.02.2024

Please refer to the letter cited above on the subject.

2. In this regard, the SUC dues for the years not included in the AGR judgment for M/s Unitech are detailed in Annexure-A.
3. There are differences in the SUC dues in Annexure-A vis-a-vis the SUC dues submitted by your office due to the variation in the date till which interest has been calculated by the Assessing Authorities (copies of revised demand notes enclosed).
4. Further, the details of the adjustment of the encashed BGs of Unitech along with the balance unadjusted BGs is provided in Annexure-B.
4. Please note that interest shall be payable as on date of clearing of outstanding dues, as per License conditions/2nd moratorium conditions,.

This has approval of the Competent Authority.

Signed by Tanvika Singh
Date: 02-04-2024 16:24:35
(Tanvika Singh)
Director (WR)
Ph:011-23036821

Copy to:

The CGCA, NICF Campus, Ghitorni, New Delhi for further necessary action and with a request to circulate the same to Assessing Authorities.

Annexure-A

Details of SUC dues not included in Hon'ble Supreme Court Judgement for M/s.Unitech

Circle	Financial Year	As per details given in your Lr. dated 09.02.2024		Total demand as per DoT		Remarks
		Total Demand Amount	Demand notice Date	Total demand Amount	Demand notice Date	
Assam	2008-09	0	26-Jul-23	0	26.07.2023	
Assam	2010-11	9455934	26-Jul-23	95,45,013	21.03.2024	Revised demand issued on 21.03.2024 enclosed
Assam	2011-12	6683	26-Jul-23	6,683	26.07.2023	
Assam	2012-13	4952792	29-Nov-23	49,52,792	29.11.2023	
Haryana	2008-09	0	21-Jul-23	0	20.07.2023	
Haryana	2009-10	5990	21-Jul-23	6,345	20.07.2023	Revised amount is with Interest calculated upto 31.12.2023 on demand amount
Haryana	2010-11	8018111	21-Jul-23	85,49,194	20.07.2023	
Haryana	2011-12	238798	21-Jul-23	2,54,613	20.07.2023	
Haryana	2012-13	4051412	21-Jul-23	43,19,758	20.07.2023	
Jammu & Kashmir	2008-09	0	20-Jul-23	0	12.12.2023	
Kerala	2008-09	0	21-Jul-23	0	27.07.2023	
Madhya Pradesh	2008-09		31-Mar-23	0	31.03.2023	
Maharashtra	2008-09	0	23-Jul-23	0	18.08.2022	
Maharashtra	2009-10	0	23-Jul-23	0	18.08.2022	
Maharashtra	2010-11	-	23-Jul-23	0	18.08.2022	
Mumbai	2008-09			0	15.11.2019	
Mumbai	2009-10	-	20-Jun-23	0	20.06.2023	
Mumbai	2010-11	7,15,64,779	20-Jun-23	7,43,72,301	20.06.2023	Interest calculated 31.12.2023
Mumbai	2011-12	16,79,24,683	18-Dec-23	16,79,24,683	18.12.2023	
Mumbai	2012-13	24,68,74,837	20-Jun-23	25,65,59,857	20.06.2023	Interest calculated 31.12.2023
North East	2008-09	0	26-Jul-23	0	26.07.2023	
North East	2009-10	0	26-Jul-23	0	26.07.2023	
North East	2010-11	89,50,593	26-Jul-23	94,82,429	26.07.2023	Revised amount is with Interest calculated upto 31.12.2023 on demand amount
North East	2011-12	3397	26-Jul-23	3,599	26.07.2023	
North East	2012-13	4110383	26-Jul-23	43,54,618	26.07.2023	
Odisha	2008-09	-	19-Jul-23	0	19.07.2023	
Odisha	2009-10	-	19-Jul-23	0	19.07.2023	
Odisha	2010-11	3,40,32,786	19-Jul-23	3,40,32,786	19.07.2023	
Odisha	2011-12	6,38,79,081	19-Jul-23	6,38,79,081	19.07.2023	
Punjab	2008-09	0	28-Nov-23	0	28.11.2023	
Punjab	2009-10	0	28-Nov-23	0	28.11.2023	
Punjab	2010-11	86,26,462	28-Nov-23	86,26,462	28.11.2023	
Punjab	2011-12	20,915	28-Nov-23	20,915	28.11.2023	
Punjab	2012-13	51,20,612	28-Nov-23	51,20,612	28.11.2023	
Rajasthan	2007-08	0	17-Jul-23			No assessment by Circle in 2007-08 as spectrum allotted in Dec-2008.
Rajasthan	2008-09	-	17-Jul-23	0	18.07.2023	
Rajasthan	2009-10	1,34,002	17-Jul-23	1,41,964	18.07.2023	Revised amount is with
Rajasthan	2010-11	8040287	17-Jul-23	85,18,033	18.07.2023	Interest calculated upto

Circle	Financial Year	As per details given in your Lr. dated 09.02.2024		Total demand as per DoT		Remarks
		Total Demand Amount	Demand notice Date	Total demand Amount	Demand notice Date	
Rajasthan	2011-12	31654	17-Jul-23	33,535	18.07.2023	31.12.2023 on demand amount
Rajasthan	2012-13	4304527	17-Jul-23	45,60,298	18.07.2023	
UP East	2008-09	0	08-Aug-23	0	10.08.2023	
West Bengal	2010-11	9,18,08,017	10-Aug-23	9,57,12,360	28.02.2024	Revised demand issued on 28.02.2024 enclosed
West Bengal	2011-12	168741121	10-Aug-23	16,87,41,121	10.08.2023	
West Bengal	2012-13	172738614	10-Aug-23	17,27,38,614	10.08.2023	
Grand total		1,08,36,36,470		1,10,24,57,666		
In cr		108.36		110.25		

Circle	Financial Year	As per details given in Lr. No.		Total demand as per DoT		Remarks
		Total Demand Amount	Demand notice Date	Total demand Amount	Demand notice Date	
Assam	2009-10	-55773	26-Jul-23	0	21.03.2024	Surplus amount adjusted in 2010-11
Tamilnadu	2008-09	-2161	31-Jul-23	-11170	28.02.2024	Revised demand issued on 28.02.2024 enclosed
West Bengal	2008-09	-11536	29.11.2023	0	28.02.2024	Revised demand dated 28.02.2024 enclosed
West Bengal	2009-10	-3,81,956	29.11.2023	0	28.02.2024	Revised demand issued on 28.02.2024 enclosed
Grand total		-4,51,426		-11170		
In cr		-0.05		0.00		

Note:

1. All dues are provisional in nature and subject to further revisions due to departmental assessments, CAG audits, Special Audits, Court Cases etc.,

2. Please note that interest shall be payable as on date of clearing of outstanding dues, as per License conditions/2nd moratorium conditions.

Annexure-B

CCA wise details of encashment of SUC BGs of M/s.Unitech and adjustment towards SUC dues									
Circle	BG No.	Amount	FBG/ PBG	LF/ SUC	Amount Adjusted	Adjusted against LF/ SUC	Details of encashed BG adjustment		Balance Encashed Amount with CCA's which is not adjusted
							FY against which Amount adjusted	Amount adjusted	
AP	NIL	NIL	NIL	NIL	NIL	NIL	NIL	NIL	NIL
Assam	503LG1086/12	100000	FBG	SUC	100000	SUC	2008-09	91935	NIL
						SUC	2010-11	8065	
Bihar	NIL	NIL	NIL	NIL	NIL	NIL	NIL	NIL	NIL
Chhattisgarh	503LG1083/12	400000	FBG	SUC	503	SUC	2008-09	503	399497
Delhi									
Gujarat	503LG1087/12	41700000	FBG	SUC	0	0	0	0	41700000
Haryana	503LG1079/12	200000	FBG	SUC	200000	SUC	2008-09	98773	0
							2009-10	101227	
HP	503LG1085/12	200000	FBG	SUC	0				200000
J&K	503LG10802/12	400000	FBG	SUC	115675	SUC	2008-09	115675	284325
Jharkhand	503LG1084/12	40600000	FBG	SUC	NIL	NIL	NIL	NIL	40600000
Karnataka	503LG1073/12	20607061	FBG	SUC	0	0	0	0	20607061
Kerala	503LG1090/12	5323752	FBG	SUC	80	SUC	2008-09	80	5323672
Kolkata	503LG1088/12	15386000	FBG	SUC	NIL	NIL	NIL	NIL	15386000
MP	NIL	NIL	NIL	NIL	NIL	NIL	NIL	NIL	NIL
Maharashtra	503LG1078/12	60900000	FBG	SUC	37966262	SUC	2008-09	78568	22933738
							2009-10	1167396	
							2010-11	36720298	
Mumbai	503LG1072/12	19000000	FBG	SUC	19000000	Adjusted against SUC	2009-10	1642239	NIL
							2010-11	17357761	
NE.I	503LG1077/12	100000	FBG	SUC	100000	SUC	2008-09	91112	

Circle	BG No.	Amount	FBG/ PBG	LF/ SUC	Amount Adjusted	Adjusted against LF/ SUC	Details of encashed BG adjustment		Balance Encashed Amount with CCA's which is not adjusted
							FY against which Amount adjusted	Amount adjusted	
NE-I	503LG1077/12	100000	FBG	SUC	100000	SUC	2010-11	8888	0
NE-II	NIL	NIL	NIL	NIL	NIL	NIL	NIL	NIL	NIL
Odisha	503LG1070/12	9313758	FBG	SUC	9313758	SUC	2008-09	15	0
							2010-11	9313743	
Punjab	503LG1076/12	200000	FBG	SUC	200000	SUC	2008-09, 2009-10 & 2010-11	200000	0
Rajasthan	503LG1080/12	162000	FBG	SUC	162000	SUC	2008-09	112447	0
Rajasthan							2009-10	49553	0
Tamilnadu	503LG1075/12	17500000	FBG	SUC	0	0	-	0	17500000
Telangana	503LG1071/12	40985935	FBG	SUC	0	0	0	0	40985935
UP(E)	503LG1089/12	87100000	FBG	SUC	79768	SUC	2008-09	79768	87020232
UP(W)	503LG1081/12	51600000	FBG	SUC	0	NA	NA	NA	51600000
Uttarakhand	NIL	NIL	NIL	NIL	NIL	NIL	NIL	NIL	NIL
West Bengal	503LG1074/12	31639396	FBG	SUC	31639396	SUC	2010-11	31639396	0
	Total	443417902			98877442			98877442	344540460
	Total in Crores	44.34			9.89			9.89	34.45



File No:1034/01/2024-WR
Government of India
Ministry of Communications
Department of Telecommunications
(Wireless Planning Finance Division – WR Section)

To
The CGCA,
NICF Campus,
Ghitorni, New Delhi – 110047

Dated: xx.09.2024

Sub: Closure of Request for SUC Dues Finalization by M/s.Unitech Wireless (Tamilnadu) Pvt Ltd - Reg.,
Ref: 1. M/s.Unitech letter dated 20.08.2024.
2. This office Lr. No.1034/01/2024-WR, dated 02.04.2024

This is with reference to recent communication received from M/s.Unitech Wireless (Tamilnadu) Pvt. Ltd. (Unitech) dated 20.08.2024, concerning the outstanding Spectrum Usage Charges (SUC) dues related to the Unified License previously issued to M/s.Unitech.

2. M/s.Unitech has acknowledged the SUC dues communicated vide this office letter No.1034/01/2024-WR, dated 02.04.2024 (copy enclosed) subject to ongoing assessments, audits, and legal proceedings. M/s.Unitech has further opted not to pursue their prior request/representations/appeals to finalize these SUC dues with respective Assessing Authorities.

3. Accordingly, your office is requested to instruct the Assessing Authorities to treat M/s.Unitech's request/representations/ appeals pending at their end as closed and no further action should be pursued in this matter.

This is issued with the approval of the Competent Authority.

Signed by Tanvika Singh

Date: 04-09-2024 18:14:58

Director (WR)
Ph:011-23036821

Copy to: **M/s.Unitech Wireless (Tamilnadu) Pvt. Limited, No.1202, Avanta Business Centre, 12th Floor, Ambadeep Building, Connaught Place, New Delhi-110001**

F.No.20-355/2012 AS-I (Vol.-III)
Government of India
Ministry of Communications
Department of Telecommunications
(Licensing Policy Wing)
10th Floor, Sanchar Bhawan, Ashok Road, New Delhi-110001

Dated: 24.09.2024

To,

M/s Bharti Airtel Limited/ Bharti Hexacom Limited,
Airtel Center, Plot No. 16,
Udhyog Vihar, Phase-IV,
Gurgaon-122015.

References: Assignment of frequencies to M/s Bharti Airtel Limited/ Bharti Hexacom Limited vide letter no L-14004/02/2024-IMT dated 01.08.2024 (enclosed).

Subject:-Addendum No.1 of 2024 in License Agreement for authorization of Access Services in Assam, Bihar, Jammu & Kashmir, Odisha, Uttar Pradesh(East), West Bengal, Haryana, Kolkata, Punjab, Uttar Pradesh(West), Andhra Pradesh, Karnataka, Tamil Nadu, Madhya Pradesh, Rajasthan and North East service areas.

In pursuance of the clause no. 5.1 relating to modification in Terms & Conditions in License Agreement and in reference to assignment of frequencies to M/s Bharti Airtel Limited/ Bharti Hexacom Limited vide letter no. L-14004/02/2024-IMT dated 01.08.2024, the terms & conditions prescribed in Notice Inviting Applications (NIA) No. 1000/02/2024-WF dated 08.03.2024 for auction of Spectrum in 800MHz, 900MHz, 1800MHz, 2100MHz, 2300MHz, 2500MHz, 3300MHz and 26GHz bands along with the Queries & Responses and Amendment to NIA dated 08.03.2024, shall form part and parcel of following License Agreement for authorization of Access Service in following Licensed Service Areas:

S. No.	License type	License No.	Licensed Service Area
1	Unified License	20-430/2014 AS-I/39 dated 16.10.2014	Assam, Bihar, Jammu & Kashmir, Odisha, Uttar Pradesh(East), West Bengal, Haryana, Kolkata, Punjab, Uttar Pradesh(West), Andhra Pradesh, Karnataka, Tamil Nadu, Madhya Pradesh,
2	Unified License	20-469/2014 AS-I dated 24.07.2015	Rajasthan and North East

2. The copy of the aforesaid NIA along with Queries & Responses and Amendment are enclosed herewith.

Encl.: As above.

Mani Shankar Meena
24/09/2024

(Mani Shankar Meena)
ADET (LPA)

Email. adet.as1-dot@gov.in

Copy to:

1. Secretary, TRAI.
2. DG (T), DoT HQ.
3. Sr DDG & Head (TEC)/Wireless Advisor, DoT HQ
4. DDG(AS)/DDG(DS)/DDG(Satellite)/DDG(CS)/DDG(A/C)/DDG(LFP)/DDG(LFA)/DDG(WPF)/DDG(SA)/DDG(SPPI)/DDG(NT)/DDG(AI & DIU), DoT HQ
5. All Directors of LP Wing.

F.No.20-355/2012 AS-I (Vol.-III)
Government of India
Ministry of Communications
Department of Telecommunications
(Licensing Policy Wing)

10th Floor, Sanchar Bhawan, Ashok Road, New Delhi-110001

Dated: 24.09.2024

To,

M/s Reliance Jio Infocom Limited,
D-7, Dhawandee building,
6 Jantar Mantar Road,
New Delhi - 110001.

References: Assignment of frequencies to M/s Reliance Jio Infocom Limited vide letter no L-14004/02/2024-IMT dated 01.08.2024 (enclosed).

Subject:-Addendum No.1 of 2024 in License Agreement for authorization of Access Services in Bihar, West Bengal, Assam, Haryana, Madhya Pradesh, Odisha, Punjab and UP(East) service areas.

In pursuance of the clause no. 5.1 relating to modification in Terms & Conditions in License Agreement and in reference to assignment of frequencies to M/s Reliance Jio Infocom Limited vide letter no. L-14004/02/2024-IMT dated 01.08.2024, the terms & conditions prescribed in Notice Inviting Applications (NIA) No. 1000/02/2024-WF dated 08.03.2024 for auction of Spectrum in 800MHz, 900MHz, 1800MHz, 2100MHz, 2300MHz, 2500MHz, 3300MHz and 26GHz bands along with the Queries & Responses and Amendment to NIA dated 08.03.2024, shall form part and parcel of following License Agreement for authorization of Access Service in following Licensed Service Areas:

S. No.	License type	License No.	Licensed Service Area
1	Unified License	20-401/2013 AS-I dated 21.10.2013	Bihar, West Bengal, Assam, Haryana, Madhya Pradesh, Odisha, Punjab and UP(East)

2. The copy of the aforesaid NIA along with Queries & Responses and Amendment are enclosed herewith.
Encl.: As above.

Mani Shankar
24/09/2024
(Mani Shankar Meena)
ADET (LPA)

Email. adet.as1-dot@gov.in

Copy to:

1. Secretary, TRAI.
2. DG (T), DoT HQ.
3. Sr DDG & Head (TEC)/Wireless Advisor, DoT HQ

Dir (WP) of
Mani 2/10 Ato (WP)
concerned to offices
also upload in
knowledge bank

-
4. DDG(AS)/DDG(DS)/DDG(Satellite)/DDG(CS)/DDG(A/C)/DDG(LFP)/DDG(LFA)/DDG(WPF)/DDG(SA)/DDG(SPPI)/DDG(NT)/DDG(AI & DIU), DoT HQ
 5. All Directors of LP Wing.

F.No.20-355/2012 AS-I (Vol.-III)
Government of India
Ministry of Communications
Department of Telecommunications
(Licensing Policy Wing)
10th Floor, Sanchar Bhawan, Ashok Road, New Delhi-110001

Dated: 24.09.2024

To,

M/s Vodafone Idea Limited,
7th Floor, "Konnectus" Tower - B,
Bhavbhuti Marg, Opp. New Delhi Railway Station,
New Delhi-110002

References: Assignment of frequencies to M/s Vodafone Idea Limited (VIL) vide letter no L-14004/02/2024-IMT dated 01.08.2024 (enclosed).

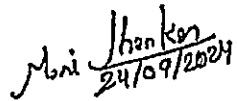
Subject:-Addendum No.1 of 2024 in License Agreement for authorization of Access Services in Andhra Pradesh, Karnataka, Kolkata, Punjab, Rajasthan, Tamil Nadu, Uttar Pradesh(East), Uttar Pradesh(West), West Bengal, Madhya Pradesh, Bihar, Odisha, J&K, Assam, Delhi, Gujarat, Haryana, Himachal Pradesh, Kerala, Maharashtra, Mumbai and North East service areas.

In pursuance of the clause no. 5.1 relating to modification in Terms & Conditions in License Agreement and in reference to assignment of frequencies to M/s Vodafone Idea Limited vide letter no. L-14004/02/2024-IMT dated 01.08.2024, the terms & conditions prescribed in Notice Inviting Applications (NIA) No. 1000/02/2024-WF dated 08.03.2024 for auction of Spectrum in 800MHz, 900MHz, 1800MHz, 2100MHz, 2300MHz, 2500MHz, 3300MHz and 26GHz bands along with the Queries & Responses and Amendment to NIA dated 08.03.2024, shall form part and parcel of following License Agreement for authorization of Access Service in following Licensed Service Areas:

S. No.	License type	License No.	Licensed Service Area
1	Unified License	20-363/2012 AS-I (Vol.-II) dated 11.10.2013	Andhra Pradesh, Karnataka, Kolkata, Punjab, Rajasthan, Tamil Nadu, Uttar Pradesh(East), Uttar Pradesh(West), West Bengal, Madhya Pradesh, Bihar, Odisha, J&K, Assam, Delhi, Gujarat, Haryana, Himachal Pradesh, Kerala, Maharashtra, Mumbai and North East

2. The copy of the aforesaid NIA along with Queries & Responses and Amendment are enclosed herewith.

Encl.: As above.


(Mani Shankar Meena)
ADET (LPA)

Email. adet.as1-dot@gov.in

Copy to:

1. Secretary, TRAI.
2. DG (T), DoT HQ.
3. Sr DDG & Head (TEC)/Wireless Advisor, DoT HQ
4. DDG(AS)/DDG(DS)/DDG(Satellite)/DDG(CS)/DDG(A/C)/DDG(LFP)/DDG(LFA)/D
DG(WPF)/DDG(SA)/DDG(SPPI)/DDG(NT)/DDG(AI & DIU), DoT HQ
5. All Directors of LP Wing.

**GOVERNMENT OF INDIA
MINISTRY OF COMMUNICATIONS
DEPARTMENT OF TELECOMMUNICATIONS
LICENSING FINANCE POLICY WING
20 Ashoka Road, Sanchar Bhawan, New Delhi-110001**

No. 1-9/2022-LFP

dated : 07.10.2024

To

Dy. CGCA (Revenue),
O/o CGCA, NICF Campus,
Ghitorni, New Delhi

Subject: - Release of Bank Guarantee(s) of UL ISP Licenses – Clarification - Reg.

Ref: - O/o CGCA, Ghitorni letter No. 50-1/BGRelease/MH&Goa dated 03.10.2024.

Kindly refer to your letter No. 50-1/BGRelease/MH&Goa dated 03.10.2024 dated 03.10.2024 on the above mentioned subject.

2. Bank Guarantees have been submitted by M/s Jetway Broadband India Private Limited separately for authorisation of Maharashtra and Mumbai service areas. In this case, the company has Nil dues under part A and part B for Mumbai service area.
3. As the company's license of Maharashtra service area is still valid, dues if any for that authorisation is to be securitized under that authorisation. In this regard LFP Wing letter(s) No(s). 1-9/2019-LFP-I dated 08.10.2021 and 1-9/2019-LFP-I/Part-I dated 25.08.2022 may be referred to.
4. Accordingly, the Bank Guarantees of Mumbai Service Area may be released after verification of dues other than license fees.

This issues with approval of competent authority

Signed by

Sathish Kumar R

Date: 07-10-2024 17:35:33

Sathish Kumar R

Director (LFP-II)

Government of India
Ministry of Communications
Department of Telecommunications
(Licensing Finance Policy Wing)

Dated: 25.08.2022.

No. 1-9/2019-LFP-I)Part-I

To:

Sr. Jt. CGCA (revenue)
O/o CGCA, NICF Campus,
Ghitorni,
New Delhi-110030.

Sub: - Issue of guideline/clarification for Rationalisation of Bank Guarantees.

Ref: 50-1/2022/Decentralized/Clarification/Rationalization of BGs/2022 dated 18.08.2022.

With reference to your above letter seeking clarification on rationalisation of bank Guarantees of decentralised licensees the following is intimated

1. Para 3 of DOT OM No.1-9/2019-LFP-I dated 08.10.2021 states the following

"3.Regarding calculation of Bank Guarantee requirements in respect of the term "other dues not otherwise securitized", following amount shall not be included while computing of PBG/FBG amounts:

(i) AGR Dues determined as payable by the Hon'ble Supreme Court Judgement dated 1.9.2020;

(ii) License Fee and SUC dues for prior and current periods, not included in Hon'ble Supreme Court judgment which are the subject of dispute/litigation of assessments/wherein TSPs have submitted representations which are pending. In these cases, the demands will become due (payable) on settlement of outstanding issues;

(iii) CAF and EMF penalties (violations of license) and demands of Liquidated Damages. The issues of securitization for violation of license terms and conditions is covered under PBG prescribed under clause 21.1 of UL Agreement."

2.The legal dispute regarding matter of inclusion of revenue from Pure internet services is covered under the scope of para 3(ii) of above order dated 08.10.2021 and these dues are not to be included while computing FBG amounts for rationalisation purposes.

3.Further it may be noted that CA 220/2021 pending in the Hon'ble Supreme Court is related to inclusion of revenue from pure internet services in AGR for all UL ISP licensees and ISP licensees which have migrated to UL regime. For ISP IT licensees, Revenue from pure internet service is allowed as a deduction as per the license agreement till amendment dated 31.03.2021 was issued. The amendment removed Revenue from Pure internet services as a deduction for these licensees with effect from 31.03.2021.

4. In case of cable TV revenue and Other income, in case the dues are subject of litigation or representation of the licensee on the demand notice is pending then the same will be covered under the scope of para 3(ii) of above order dated 08.10.2021.

This issues with approval of Competent Authority.

R. Sathish Kumar
Sathish Kumar R
Director (LFP-II)

No. T 9/2019-LPA
Government of India
Ministry of Communications
Department of Telecommunication
(Licensing Finance Policy Wing)
Sanchar Bhawan, Ashoka Road, New Delhi-110001

Office Memorandum

Dated: 08.10.2021

Subject: Procedure for rationalization of Bank Guarantees pursuant to the amendment in the License Agreement(S)

Kindly find enclosed the License Amendment bearing No. 20-271/2010 AS-1 (Vol.IV) dated 06.10.2021 pursuant to the decision of the Union Cabinet in respect of Rationalization of Bank Guarantees.

2. The competent authority has decided the modalities for implementation of the aforesaid amendment as follows:

Licensees whose License Fee assessment is carried out at LEA Wing, DOT HQ

O/o Controller General of Communication Accounts shall be responsible for custody and maintenance of all PBGs and FBGs (excluding spectrum auction FBGs and roll-out obligation related PBGs) including inter alia the following:

- i. Ascertaining the revised FBG/PBG amount requirement in terms of the License Agreement;
- ii. Communicating the revised FBG/PBG requirement to concerned TSPs;
- iii. Receiving the revised bank guarantee(s) and getting the verification/confirmation from concerned banks;
- iv. Releasing of old PBGs/FBGs to TSPs;
- v. Six-monthly review of FBGs amounts.

Licensees whose License Fee assessment is carried out by CCA offices

The concerned CsCAs carrying out the LF assessment shall be responsible for custody and maintenance of all PBGs and FBGs (excluding spectrum auction FBGs and roll-out obligation related PBGs) including inter alia the following:

- i. Ascertaining the the revised FBG/PBG amount requirement in terms of the License Agreement;
- ii. Communicating the revised FBG/PBG requirement to the concerned TSPs;
- iii. Receiving the revised bank guarantees and getting the verification/confirmation from concerned banks;
- iv. Releasing of old PBGs/FBGs to TSPs;
- v. Six-monthly review of FBGs amounts.

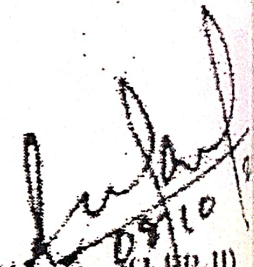
Regarding calculation of Bank Guarantee requirements, in respect of the term "other dues not otherwise securitized" following amounts shall not be included while computing of PBG/FBG amounts.

- i. AGR Dues determined as payable by the Hon'ble Supreme Court judgement dated 1.9.2020;
- ii. License Fee and SUC dues for prior and current periods, not included in Hon'ble Supreme Court judgment which are the subject of dispute/litigation of assessments/wherein TSPs have submitted representations which are pending. In these cases the demands will become due (payable) on settlement of outstanding issues;
- iii. CAF and EMF penalties (violations of license) and demands of liquidated Damages. The issues of securitization for violation of license terms and conditions is covered under PBG prescribed under clause 21.1 of III. Agreement.

3. Necessary action shall be taken to effect the revised PBG/FBG requirements immediately. O/o Controller General of Communication Accounts may issue suitable instructions to the CsCA and TSPs towards effective implementation of the Cabinet decision.

This issues with approval of Competent Authority.

Encl: As above.


09/10
Director (LIV-II)

Copy to:

1. CGCA
2. Member (T)/DGT/Advisor (F)/JWA; with the request to immediately furnish the detail referring BGs under litigations, corporate insolvency resolution process or those licensees who have closed operations (undergoing liquidation/liquidated) to O/o CGCA
3. All Pr. CsCA/CsCA
4. DDG (LFAI)/DDG(WPF)
5. PPS to Secretary (T)
6. PPS to Member (F)
7. Director IT for uploading on DoT website.
8. All Operators concerned.
9. Guard file.



File No:1034/01/2016-WR
Government of India
Ministry of Communications
Department of Telecommunications
(Wireless Planning Finance Division – WR Section)

To
The CGCA,
NICF Campus,
Ghitorni, New Delhi – 110047

Dated: xx.11.2024

Sub: Spectrum holdings of M/s. Reliance Communications Ltd. & M/s. Reliance Telecom Ltd., – Reg.,
Ref: O/o CGCA Lr. No.50-3/Clarification/2023 Part(1), dated 24.04.2024

A kind reference is invited to the letter cited above.

In this regard, the details of the Access Spectrum holdings of M/s.Reliance Communications Ltd are given hereunder:

Sl. No.	LSA	Access Spectrum holdings of M/s. RCL (in MHz) as on 20.07.2021			
		800	900	1800	2100
1	Andhra Pradesh	0			
2	Assam	0			
3	Bihar	0			
4	Delhi	3.75			5
5	Gujarat	6.25			
6	Haryana	1.25		0.6	
7	Himachal Pradesh	2.5	5		
8	Jammu & Kashmir	5		5	5
9	Karnataka	3.75		0.6	
10	Kerala	3.75			
11	Kolkata	5			
12	Madhya Pradesh	0	5		
13	Maharashtra	0			
14	Mumbai	0		0.6	5
15	North East	0			
16	Orissa	1.25			
17	Punjab	2.5		0.6	5
18	Rajasthan	0			5
19	Tamil Nadu**	3.75			
20	Uttar Pradesh (East)	0			
21	Uttar Pradesh (West)	5			

22	West Bengal	5			
**Note: TN spectrum holdings is as on 26.09.2021.					

2. The details of the expiry date of MWA/MWB carriers of M/s.RCL are given hereunder:

Licensee	LSAs	License Type	Expiry date of MWA/MWB Holdings*
M/s.RCL	Andhra Pradesh, Bihar, Delhi, Haryana, Himachal Pradesh, Karnataka, Kerala, Kolkata, Madhya Pradesh, Maharashtra, Mumbai, Orissa, Punjab, Rajasthan, Uttar Pradesh (East), Uttar Pradesh (West) & West Bengal	UASL	19.07.2021
M/s.RCL	Tamilnadu	UASL	25.09.2021

* M/s.RCL has not applied for re-assignment of MW carriers in any of the LSA

3. The details of the Access Spectrum holdings of M/s.Reliance Telecom Ltd in Kolkata LSA are given hereunder:

Sl. No.	LSA	Access Spectrum holding of M/s.RTL as on 27.09.2021			
		800	900	1800	2100
1	Kolkata	0	0	0	5

4. The details of the expiry date of MWA/MWB carriers of M/s.RTL in Kolkata LSA are given hereunder:

Licensee	LSAs	License Type	Expiry date of MWA/MWB Holdings*
M/s.RTL	Kolkata	UASL	26.09.2021

* M/s.RTL has not applied for re-assignment of MW carriers in Kolkata LSA

5. In this regard, it is requested to circulate this letter to all the concerned assessing authorities for necessary action at their end.

Digitally signed by
Tanvika Singh
Director (WR)
Date: 14.11.2024 17:03:29
Ph:011-23036821



File No:1034/05/2023-WR
Government of India
Ministry of Communications
Department of Telecommunications
(Wireless Planning Finance Division – WR Section)

To
The CGCA,
NICF Campus,
Ghitorni, New Delhi – 110047

Dated: xx.11.2024

Sub: Compliance of Hon'ble TDSAT order dated 30.09.2024 – Reg.,
Ref: Hon'ble TDSAT order dated 30.09.2024 in MA No.301/2024 in TP
No.01/2023.

Please find enclosed herewith Hon'ble TDSAT order dated 30.09.2024 in MA No.301/2024 in TP No.01/2023.

2. Pursuant to Hon'ble TDSAT order dated 30.09.2024 in MA No.301/2024 in TP No.01/2023, no coercive action should be taken until further orders against the SUC demands raised on M/s RJIL in accordance with this office Lr. No.1000/01/2020-WR, dated 11.10.2022 and Lr. No.1000/10/2022-WR, dated 16.07.2024.

This is issued with the approval of Competent Authority.

Director (WR)-LO
Ph:011-23036821

Copy to:
M/s.Reliance Jio Infocomm Limited, Dhawandeep Building, 6 Jantar Mantar Road,
New Delhi-110001 for information.

Digitally signed by
Dhammapal Anil Khandagale
Date: 20-11-2024 10:37:08

**TELECOM DISPUTES SETTLEMENT & APPELLATE TRIBUNAL
NEW DELHI**

Dated: 30/09/2024

TELECOM PETITION/1/2023

WITH

MISC APPLICATION/301/2024

WITH

MISC APPLICATION/156/2024

Petitioner Name: Reliance Jio Infocomm Ltd

Versus

Respondent Name: Union Of India

BEFORE

HON'BLE MR. JUSTICE DHIRUBHAI NARANBHAI PATEL, CHAIRPERSON

HON'BLE MR. SUBODH KUMAR GUPTA ,MEMBER

For Applicants/Appellants/

Petitioners Advocate

Mr Ramji Srinivasan Senior Advocate
Mr Ritin Rai, Senior Advocate
Mr K R Sasiprabhu, Mr Aditya Swarup, Mr
Bhavuk Agarwal,
Mr Vappangi Sai Prasad, Mr Vishnu Sharma
A S,
Ms Ritika Sinha, Mr Ribhav Pande,
Mr Prakhar Aggarwal And Mr Madhav
Aggarwal

For Respondents Advocate

Mr Gurjas Narula
Mr Shaurya Agarwal

Amicus Curiae:

For Impleader(Pet.):

For Impleader(Res.):

ORDER

1. M.A. No.301 of 2024 – This M.A. has been preferred by the original petitioner in which it has been pointed out that in this application that despite the stay order granted by this Tribunal vide order dated 9.1.2023, the respondent has issued the impugned communications as stated in this M.A. and therefore, the petitioner is seeking no coercive steps till next date of hearing and no Bank Guarantee may be encashed by the respondent at least till the next date of hearing especially when the

respondent has already accepted the stay order passed by this Tribunal dated 9.1.2023.

2. Having heard learned senior counsel for the petitioner and looking to the earlier order passed by this Tribunal dated 9.1.2023 in T.P. No.1 of 2023 especially paragraph nos. 9 and 10 thereof, we hereby direct the respondent not to initiate any coercive steps against this petitioner in pursuance of the communications issued by the respondent which are annexed with the memo of this application at page no.9 (paragraph B).

3. We further direct that the no coercive steps shall be taken to encash the Bank Guarantee of this petitioner in pursuance of communications which are annexed with the memo of this petition especially pursuant to memo dated 16.7.2023, till the next date of hearing.

4. Notice upon respondent which is accepted by Mr. Gurjas Narula and he is seeking time to get instruction and to file reply. Time, as prayed for, is granted till the next date of hearing.

5. The matter is, therefore, adjourned to 7.11.2024.

**(JUSTICE D. N. PATEL)
CHAIRPERSON**

**(SUBODH KUMAR GUPTA)
MEMBER**

/SG/



File No:1022/01/2023-WR
Government of India
Ministry of Communications
Department of Telecommunications
(Wireless Planning Finance Division – WR Section)

To
The CGCA,
NICF Campus,
Ghitorni, New Delhi – 110047

Dated: xx.11.2024

Sub: Clarification on SUC assessment M/s.Vodafone India Spacetel Ltd. for FY 2007-08 in CCA, NE-I – Reg.,
Ref: 1. O/o CGCA email dated 09.09.2022
2. O/o Pr. CCA, Kolkata Lr. No.Pr.CCA/Kol/RMC/NE-I/SUC Representations /2023-24, dated 17.09.2024

Please refer to email cited above regarding clarification on Spectrum Usage Charge (SUC) assessment for M/s.Vodafone India Spacetel Ltd. for the financial year 2007-08 in CCA NE-1.

2. It was intimated vide letter dated 17.09.2024 cited above that M/s.Vodafone India Spacetel Ltd. has reported both wireless and wireline revenues for the FY 2007-08 as zero.
3. It was also intimated in the letter that the addback of Adjusted Gross Revenue (AGR) received from DoT for Q4 of 2007-08 consists of miscellaneous income. And in the absence of wireless revenue during FY 2007-08, this miscellaneous income cannot be apportioned for SUC assessment purposes.
4. In view of the above, it is hereby clarified that SUC assessment of M/s.Vodafone India Spacetel Ltd. for the FY 2007-08 in North East LSA doesn't arise as the revenue from wireless services is "zero".

Director (WR)-LO
Ph:011-23036821

Digitally signed by
Dhammapal Anil Khandagale
Date: 26-11-2024 14:03:36



File No:1034/14/2024-WR
Government of India
Ministry of Communications
Department of Telecommunications
(Wireless Planning Finance Division – WR Section)

Dated: xx.12.2024

To
M/s.Plintron India Pvt. Ltd.,
Espee IT Park, 3rd Floor,
No.5, Jawaharlal Nehru Road,
Chennai-600032.

Sub: Representation against SUC assessment for the FYs 2018-19 to 2022-23 done by Jt.CCA, Tamilnadu – Reg.,
Ref: Your Lr. No.PLN/REG/DOT/BG/F-005/020724, dated 02.07.2024

Please refer to the letter cited above.

2. This office has examined the request to reconsider the applicability of SUC and Backhaul Charges on UL (VNO) Access Service licensees.
3. The relevant conditions stipulated in the UL (VNO) License Agreement that mandate levying of Spectrum Usage Charges are detailed hereunder:
 - i. Condition-2.1(a)(i) of Chapter-VIII (Access Service) stipulates that *“The Access Service under this authorization covers collection, carriage, transmission and delivery of voice and/or non-voice MESSAGES over Licensee’s & or NSO’s network in the designated Service Area.”*
 - ii. Condition-18.2.1 of Chapter-III (Financial Conditions) *“In addition to the Entry Fee, an annual License fee & **Spectrum Usage charges (SUC) as a percentage of Adjusted Gross Revenue (AGR)** shall be paid by the Licensee service-area wise, for each authorized service separately as per the procedure prescribed in applicable chapter of UL (VNO) from the effective date of the respective authorization. The License Fee is at present 8% of AGR, inclusive of USO levy, which is presently 5% of AGR. **SUC shall be applicable as per rates applicable for NSO and can be amended from time to time.**”* This conditions clearly stipulates that UL VNO licensee has to pay both **Licensee Fee (8%)** as well **Spectrum Usage Charges** (as per the rates applicable for NSO).
 - iii. Condition-40.1.1 of Chapter-VII (Spectrum Allotment and use) stipulates that *“VNO would take backhaul Spectrum & Access Spectrum from parent NSO(s).”*
4. It is also to be noted that the *“access charges such as carriage charges, termination charges and roaming charges, actually paid to parent NSO(s)”* are excluded from *“Gross Revenue”* to arrive at the AGR for calculating SUC.

5. Therefore, Spectrum Usage Charges/Backhaul Spectrum Usage Charges are payable in accordance with the terms & conditions of the UL (VNO) License Agreement as highlighted above.

This issues with the approval of Competent Authority.

Director (WR)
Ph:011-23036821

Copy to:

The CGCA, NICF Campus, Ghitorni, New Delhi
circulate the same to all the Assessing Authorities.

Digitally signed by
Dharmapal Anil Khandagale
for information and with a request to
Date: 02-12-2024 15:27:32

Government of India
Ministry of Communications
Department of Telecommunication
(Licensing Finance Policy Wing)
Sanchar Bhavan, Ashoka Road, New Delhi – 110001

No. 12-68/2022-LFP

Dated: 18.12.2024

To

All Pr. CCA/CCA

Sub :- Action taken against the licensee for non compliance / breach of agreed terms and condition of license agreement under litigation

This is regarding the cases in which licensee has approached the Ld.TDSAT against demand notice for any financial year/s and the tribunal has provided interim relief to the licensee.

During a recently held hearing in TP 24 of 2022 filed by **M/s P C Care Airways (MP Circle)**, the tribunal has made following observation,

... the Interim order is applicable only for the specific Financial Years in which the case is being litigated, regardless of whether the issue pertains to non-payment of License Fee or Termination of the license...

Based the observation of Ld.TDSAT, Ld. GSC has opined that terms and conditions of the license agreement remains applicable for all financial year/s except where Ld. Tribunal has provided any interim relief/ stay to the licensee.

It is, therefore, requested that action may be taken as per License agreement including encashment of BGs, proposal for termination etc. for the financial years which are not part of the dispute and stay is not provided by the tribunal.

This issues with the approval of the competent authority.

Anamika Kulkarni
AO, LFP
DoT Hq

Copy to :-

Dy. CGCA, O/o CGCA, NICF Campus, Ghitorni, New Delhi – 110047 for favour of information and necessary action



File No:1034/01/2024-WR
Government of India
Ministry of Communications
Department of Telecommunications
(Wireless Planning Finance Division – WR Section)

To
The CGCA,
NICF Campus,
Ghitorni, New Delhi – 110047

Dated: xx.01.2025

Sub: Adjustment of excess SUC payments made by M/s. Telenor (India) Communications Private Limited, since amalgamated with Bharti Airtel Limited (hereinafter referred to as the "Licensee" or the "Company"), for financial year 2018-19 - Reg.,
Ref: M/s.Bharti Airtel representation vide No.RP/FY 24-25/082/384, dated 06.06.2024.

Please find enclosed herewith the representation submitted by M/s.Bharti Airtel on the subject above.

2. The request of M/s.Bharti Airtel regarding "Adjustment of excess SUC payments made by M/s. Telenor (India) Communications Private Limited, since amalgamated with Bharti Airtel Limited (hereinafter referred to as the "Licensee" or the "Company"), for financial year 2018-19" has been examined in the light of existing guidelines/orders.
3. The Competent Authority has accorded in principle approval as one time measure for the adjustment of surplus amount of M/s.Telenor as given below:
 - i. Surplus SUC amounts in Assam LSA for FY 2018-19 of Rs.59,668/- may be allowed to adjust against SUC dues of FY 2014-15 (not included in Hon'ble Supreme Court AGR judgement) pertaining to Assam LSA.
 - ii. Surplus SUC amounts in UP (East) LSA of Rs.10,66,444/- may be allowed to adjust against SUC dues pertaining to Bihar LSA (Jharkhand Circle) for FY 2018-19 (not included in Hon'ble Supreme Court AGR judgement).
4. O/o CGCA & Assessing Authorities are requested to follow the procedure laid in the OM No.1-9/2019-LFP-I, dated 18.10.2022 for the surplus adjustment as detailed in para-3 above.
5. Necessary instructions may be issued to Assam Circle, UP (East) Circle and Jharkhand Circle for implementation of the same and revised demand notes may be issued to the licensee under intimation to the undersigned.

Digitally signed by
Tanvika Singh
Director (WR)
Date: 07.01.2025 16:43:07
Ph:011-23036821

Copy to: **M/s.Bharti Airtel Ltd., Airtel center, Plot No.16, Udyog Vihar, Phase-IV, Gurugram – 122015.**



File No:1034/01/2024-WR
Government of India
Ministry of Communications
Department of Telecommunications
(Wireless Planning Finance Division – WR Section)

To
M/s.Unitech Wireless (Tamilnadu) Pvt. Limited,
Office No.1202, Avanta Business Centre,
12th Floor, Ambadeep Building,
Kasturba Gandhi Marg, Connaught Place,
New Delhi-110001.

Dated: xx.04.2024

Sub: SUC claims pertaining to UL with access service authorizations issued to M/s.Telenor (India) Communications Pvt Ltd since amalgamated with Bharti Airtel Limited - Reg.,
Ref: Your letter dated 09.02.2024

Please refer to the letter cited above on the subject.

2. In this regard, the SUC dues for the years not included in the AGR judgment for M/s.Telenor are detailed in Annexure.
3. There are differences in the SUC dues in Annexure vis-a-vis the SUC dues submitted by your office due to the variation in the date till which interest has been calculated by the Assessing Authorities (copies of revised demand notes enclosed).
4. Please note that interest shall be payable as on date of clearing of outstanding dues, as per License conditions/2nd moratorium conditions,.

This has approval of the Competent Authority.

Signed by Tanvika Singh
(Tanvika Singh)
Date: 03-04-2024 16:25:41
Director (WR)
Ph:011-23036821

Copy to:

The CGCA, NICF Campus, Ghitorni, New Delhi for further necessary action and with a request to circulate the same to Assessing Authorities.

Annexure-1

Details of SUC dues not included in Hon'ble Supreme Court Judgement for M/s.Telenor

Circle	Financial Year	As per details given in your Lr. dated 09.02.2024		Total demand as per DoT		Remarks
		Total Demand Amount	Demand notice Date	Total demand Amount	Demand notice Date	
Telangana	2016-17	29,70,01,526	27-Jul-23	29,70,01,526	27.07.2023	
Telangana	2017-18	5,59,90,814	18-Dec-23	5,59,90,814	18.12.2023	
Telangana	2018-19	14,59,594	27-Jul-23	14,59,594	27.07.2023	
Assam	2014-15	17,53,717	29-Nov-23	17,53,717	29-11-2023	
Assam	2016-17	1,02,176	18-Oct-23	1,797	20.03.2024	Revised demand issued on 20.03.2024 enclosed
Assam	2017-18	61,838	18-Oct-23	61,838	18-10-2023	
Jharkhand	2016-17	21,58,11,681	30-Nov-23	23,15,86,580	30.11.2023	Revised amount is with Interest calculated upto 29.02.2024 on demand amount
Jharkhand	2017-18	12,93,91,100	01-Dec-23	13,88,49,029	01.12.2023	
Jharkhand	2018-19	50,21,856	30-Nov-23	53,88,932	30.11.2023	
Gujarat	2017-18	2,21,69,640	18-Dec-23	2,21,69,640	18.12.2023	
Gujarat	2018-19	49,28,565	24-Jul-23	52,21,416	24.07.2023	Revised amount is with Interest calculated upto 31.12.2023 on demand amount
Maharashtra	2017-18	4,38,24,108	27-Jul-23	4,38,24,108	27.07.2023	
Maharashtra	2018-19	69,41,619	27-Jul-23	69,41,619	27.07.2023	
UP West	2018-19	89,04,583	25-Jul-23	89,04,583	25.07.2023	
Grand Total		79,33,62,817		81,91,55,193		
in Cr		79.34		81.92		

Circle	Financial Year	As per details given in Lr. No.		Total demand as per DoT		Remarks
		Total Demand Amount	Demand notice Date	Total demand Amount	Demand notice Date	
Assam	2015-16	-48,584	29-Nov-23	0	20.03.2024	Revised demand issued on 20.03.2024 enclosed
Assam	2018-19	-59,668	29-Nov-23	-59,668	29-11-2023	
UP East	2018-19	-10,66,444	18-Aug-23	-10,66,444	18.08.2023	
Grand Total		-11,74,696		-11,26,112		
in Cr		-0.12		-0.11		

Note:

- 1.All dues are provisional in nature and subject to further revisions due to departmental assessments, CAG audits, Special Audits, Court Cases etc.,
2. Please note that interest shall be payable as on date of clearing of outstanding dues, as per License conditions/2nd moratorium conditions.



File No:1000/11/2022-WR
Government of India
Ministry of Communications
Department of Telecommunications
(Wireless Planning Finance Division – WR Section)

Dated: xx.01.2025

OFFICE MEMORANDUM

Sub: Timelines of SUC Assessment and Procedure for handling Representations/ Appeals against SUC Assessment – Reg.,

This is in suppression of the OM No.1000/11/2022-WR, dated 21.06.2023.

2. The Competent Authority has approved the below given “Timelines of SUC Assessment and *Procedure for handling Representations/Appeals against SUC Assessment*”.

3. Following are the time lines for completion of assessment of Spectrum Usage Charges (SUC):

a. **Provisional Assessment:** Provisional SUC assessment shall be completed within 90 days of the receipt of Audited AGR from the Licensee to the concerned O/o Pr.CCA/CCA/Jt.CCA.

b. **Final Assessment:** Maximum timeline for completing Final SUC assessment for any financial year shall be within 30 days of the receipt of the finalized AGR from the LFA Wing, DoT. However, it may be ensured that final SUC assessment for any financial year is completed by 31st March of subsequent year. In event of any delay, O/o CGCA may be intimated.

4. Assessment shall be done by the following officers:

a) Where the office is headed by Jt. CCA:

Annual SUC dues	Assessing authority
Up to Rs 20 Cr	Jt. CCA
> Rs 20 Cr	Pr. CCA of the region

b) Where the office is headed by CCA:

Annual SUC dues	Assessing authority
Up to Rs 100 Cr	CCA
> Rs 100 Cr	Pr. CCA of the region

c) Where the office is headed by Pr. CCA:

Annual SUC dues	Assessing authority
Up to Rs 100 Cr	CCA
> Rs 100 Cr	Pr. CCA

-2-

5. In event of Annual SUC dues crossing the threshold at time of any revision, Assessing Authority will be as per revised dues.

6. Procedure for submission of Representation to Assessing Authority & disposal shall be as under:

- a. Licensee may be allowed to submit representation to Assessing Authority within 30 days from receipt of Demand Notice. The same may be mentioned in the demand note issued by the Assessing Authority.
- b. Extension of time to submit representation may be considered by the Assessing Authority in deserving cases.
- c. Assessing Authority shall take necessary action for disposal of the representation within a period of 30 days from the receipt of representation.
- d. Assessing Authority shall intimate the licensee to file its appeal, if any, addressed to the Appellate Authority along with a copy to concerned Assessing Authority, within 15 days from the date of issue of decision by Assessing Authority

7. Procedure for submission of appeal to Appellate Authority & disposal shall be as under:

i. The Licensee may prefer to submit appeal, if not satisfied with the decision of the Assessing Authority, within designated time frame. Extension of time to submit appeal may be considered by the Appellate Authority in deserving cases.

ii. The Appellate Authorities shall be as under:

a) Where the office is headed by Jt. CCA:

Assessing authority	Appellate authority
Jt. CCA	Pr. CCA of the region
Pr. CCA of the region	Advisor (F)

b) Where the office is headed by CCA:

Assessing authority	Appellate authority
CCA	Pr. CCA of the region
Pr CCA of the region	Advisor (F)

c) Where the office is headed by Pr. CCA:

Assessing authority	Appellate authority
CCA	Pr. CCA
Pr. CCA	Advisor (F)

iii. Assessing Authority shall forward para wise comments within a period of 15 days from receipt of appeal.

iv. The Appellate Authority shall review and dispose the appeal within a period of 60 days from the receipt of the appeal and pass speaking orders under intimation to CGCA.

-3-

8. Regular monitoring shall be done by CGCA relating to disposal of representations/appeals against SUC Assessment received at Pr.CCA/CCA/Jt.CCA level.

9. This OM shall be effective from date of issue of the OM and all provisional/final/ revised SUC assessments & appeals pending/made shall be governed with it.

Digitally signed by
Tanvika Singh
Director (WR)
Date: 07-01-2025 15:29:41
Ph:011-23036821

To
All Pr. CCAs/CCAs.

Copy for information to:

1. PSO to Member (F)
2. PSO to Member (T)
3. PSO to Advisor (F)
4. PPS to CGCA
5. PPS to Addl. CGCA, O/o CGCA
6. The Jt. CGCA (Revenue), O/o CGCA
7. PPS to Wireless Advisor
8. Sr. DDG (LFA)/DDG (LFP)



File No:1034/05/2023-WR
Government of India
Ministry of Communications
Department of Telecommunications
(Wireless Planning Finance Division – WR Section)

Dated: xx.03.2024

To
M/s.Reliance Jio Infocomm Limited,
Dhawandeep Building,
6 Jantar Mantar Road,
New Delhi-110001.

Sub: Response to various communications and issues concerning SUC Demands for the FYs 2013-14 to 2021-22 - Reg.,

- Ref: 1. RJIO Lr. No.RJIL/DoT/2023-24/205, dated 13.10.2023**
2. RJIO Lr. No.RJIL/DoT/2023-24/282, dated 08.01.2024
3. RJIO Lr. No.RJIL/DoT/2023-24/305, dated 12.02.2024
4. RJIO Lr. No.RJIL/DoT/2023-24/314, dated 27.02.2024
5. RJIO Lr. No.RJIL/DoT/2023-24/315, dated 27.02.2024

This is in reference to the letters cited above.

2. In this connection, the Department's stand on the issues are detailed hereunder:

A. Issues raised in Lr. No.RJIL/DoT/2023-24/282, dated 08.01.2024

FYs	Issues raised by M/s.RJIL	Department's stand
2016-17 to 2021-22	Many offices of CCAs have raised SUC demands by applying an incremental 0.5% to the weighted average rate of RJIL's complete spectrum holdings, instead of considering it within the relevant SUC rate of the shared spectrum band [800MHz]. As the Hon'ble TDSAT has placed a stay on this methodology, these demands should not be enforced.	It is to intimate that, the matter is sub-judice in Hon'ble TDSAT under TP-01 of 2023. Further, directions have been issued to Assessing Authorities on applying Spectrum Usage Charges (SUC) in cases of Spectrum Sharing vide Lr. No.1034/05/2023-WR, dated 26.02.2024 (copy enclosed).
2013-14 to 2021-22	Most CCA offices do not carry forward surplus SUC to the subsequent year[s] in case of any kind of court stay.	In cases of Surplus adjustments, guidelines were issued by DoT to the Assessing Authorities vide OM No.1-9/2019-LFP-I, dated 09.10.2019 and 18.10.2022. However, you may prefer to appeal against such demands, which doesn't

		comply with the extant guidelines & license conditions, to competent Appellate Authorities
All FYs	Most offices of CCAs proportionate allocation of revenue and deductions from IUC between wireline and wireless services on the basis of respective revenue in the formulation of AGR for the calculation of SUC.	<p>1. This is in compliance with the DoT OM No.100-56/2004-WFD, dated 11.11.2014.</p> <p>2. Also, as per the license agreement, only one format has been prescribed i.e. "Statement of Revenue and License fee" for all the licensees.</p> <p>3. Therefore, the information with respect to revenue and deductions are to be disclosed by the TSP's as per the above statement and same is considered for SUC assessment by respective Assessing Authorities.</p> <p>4. Thus, the information may be provided in the prescribed format only.</p>
2013-14 2014-15 2015-16	Few offices of CCAs charge SUC for BWA spectrum auctioned in 2010 at 1% i.e. by including miscellaneous revenue within the AGR, rather than being calculated at 1% on the AGR derived from service utilizing this spectrum.	<p>SUC is applicable on AGR excluding wireline revenue.</p> <p>As per the License agreement the AGR is defined as under: "GROSS REVENUE" <i>The Gross Revenue shall be inclusive of installation charges, late fees, sale proceeds of handsets (or any other terminal equipment etc.), revenue on account of interest, dividend, value added services, supplementary services, access or interconnection charges, roaming charges, revenue from permissible sharing of infrastructure and any other miscellaneous revenue, without any set-off for related item of expense, etc.</i></p> <p>Adjusted Gross Revenue (AGR) <i>For the purpose of arriving at the "Adjusted Gross Revenue (AGR)", following shall be excluded from the Gross Revenue to arrive at the AGR:</i></p> <p><i>I. PSTN/PLMN/GMPCS related call charges (Access Charges) actually paid to other eligible/entitled telecommunication service providers within India;</i></p> <p><i>II. Roaming revenues actually passed on to other eligible/entitled telecommunication service providers and;</i></p> <p><i>III. Service Tax on provision of service and Sales Tax actually paid to the Government if gross revenue had included as component of Sales Tax and Service Tax."</i></p>

		It is evident from the above that Misc. Revenue is also part of AGR and same is being considered by Assessing Authorities.
	Few offices of CCAs levy of interest on penalty from the date of imposing Levy. However as per license the penalty is to be levied from the date of issue of demand.	It is to submit that, clarification has already been issued to Assessing authorities on this issue vide Lr. No.1033/17/2016-WR, dated 13.09.2022 and the same has been reiterated under Query-14 in Common Queries & Resolution circulated vide Lr. No.1000/10/ 2022-WR, dated 19.12.2022. (copy enclosed). However, you may prefer to appeal against such demands, which doesn't comply with the extant guidelines & license conditions, to competent Appellate Authorities
2016-17 2017-18	Many offices of CCAs are not assessing SUC for MWA and MWB carriers as per DOT guidelines when AGR is negative. These offices of CCAs either take negative AGR as NIL or calculate SUC on the basis of Minimum AGR.	Guidelines on the subject have been issued to the Assessing Authorities vide letter No.1-22/2016-LFP-1/Part dated 15.11.2023 (copy enclosed). However, you may prefer to appeal against such demands, which doesn't comply with the extant guidelines & license conditions, to competent Appellate Authorities

B. Issues raised in Lr. No.RJIL/DoT/2023-24/305, dated 12.02.2024

Issues raised by M/s.RJIL	Department's stand
<p>M/s.RJIL in its letter has requested the following:</p> <p>a. Provide details of SUC demands against which the payment of Rs.46.76 crores made by RJIL has been centrally adjusted by the LFA wing.</p> <p>b. Provide LSA wise details (along with FYs) of all SUC dues that were part of the AGR judgement as represented by the DoT to the Hon'ble Supreme Court.</p> <p>c. Disclose any whether breakup as requested above was provided to RJIL in writing.</p> <p>d. Disclose whether the said SUC dues purportedly due and represented by DoT to the Hon'ble Supreme court have been calculated on basis of the PB method or the WAS all bands</p>	<p>In this regard, the following is intimated:</p> <p>i. The Hon'ble Supreme court has issued an order on 20.07.2020 which is reproduced hereunder: <i>".....During course of hearing, again an attempt was made to wriggle out of our judgment and orders, which were passed by this Court under the guise of reassessment and recalculation. That is not at all permissible. In view of decision, there is no scope of raising any further dispute with respect to any item or to raise fresh dispute. No dispute can be raised with respect to dues and they have to be paid. New round of litigation is prohibited. In the second inning, we have heard the same after remand of the issues to the TDSAT. Thereafter, there is no question of entertaining any kind of dispute with respect to the payment and dues worked out. No dispute shall be entertained. The calculations which have been given and the amount to be recovered at pages 180-181 of M.A.D. No. 9887 of 2020 (application for</i></p>

<p>method</p> <p>e. State whether, the said adjustment is consistent with the recommendations of the TRAI dated 17.08.2020 and the interim order dated 09.01.2023 passed by the Hon'ble TDSAT.</p>	<p>modification) in C.A. No. 6328-6399 of 2015 are taken to be as final amount and there can be no dispute raised about it. No recalculation and self-assessment can be undertaken. The calculations are as under:.....”</p> <p>ii. Further, Hon'ble Supreme Court has issued an order dated 01.09.2020 which is reproduced hereunder: “38. Resultantly, we issue following directions: (i) That for the demand raised by the Department of Telecom in respect of the AGR dues based on the judgment of this Court, there shall not be any dispute raised by any of the Telecom Operators and that there shall not be any reassessment.”</p> <p>iii. The amount crystallized by Hon'ble Supreme Court in its judgement dated 01.09.2020 related to M/s.RJIL is Rs.70.53 crores, out of which Rs.47.19 crores is pertaining to SUC dues. LSAs & FYs covered in this amount have already been communicated vide Lr. No.1034/05/2023-WR, dated 27.12.2023.</p> <p>iv. DoT has adjusted the total payment of Rs.195.18 crores paid by M/s.RJIL against LF & SUC dues as detailed in the LFA wing letter No.23-24/2020/LFA/ Rjio, dated 30.11.2022 (copy enclosed), which includes SUC dues included in Hon'ble Supreme Court Judgement as referred above. Also, refer to the clarification given vide Lr. No.1034/05/2023-WR, dated 04.01.2024 (copy of enclosed).</p> <p>v. It is evident from the Hon'ble Supreme judgments in AGR matter that there shall not be any re-assessment or dispute can be raised. It is also to be noted that raising any dispute on the crystallised amounts will be treated as contempt of Hon'ble Supreme Court order.</p> <p>vi. It is also to be noted that, instructions have been issued to Assessing Authorities Lr. No.1034/05/2023-WR, dated 26.02.2024 for finalising SUC demands for the years not included in Hon'ble Supreme Court.</p>
--	--

C. Issues raised in Lr. No.RJIL/DoT/2023-24/314, dated 27.02.2024

Issues raised by M/s.RJIL	Department's stand
<p>M/s.RJIL in its letter has stated that:</p> <p>i. The applicable AGR for BWA spectrum auctioned in 2010 must solely</p>	<p>It is to submit that, SUC is applicable on AGR excluding wireline revenue.</p>

<p>come from BWA services, and any miscellaneous revenue should not be factored into the calculation of the SUC for the BWA spectrum.</p> <p>ii. The revenue generated from BWA service is expressly excluded from the applicable AGR. Therefore, in 2010 it was specified that complete miscellaneous revenue should be factored into AGR for calculating SUC for GSM or CDMA spectrum bands only.</p> <p>iii. The clarification No.136 from the queries and responses document related to the auction of 3G & BWA spectrum explicitly states that in the event of a UASL/CMSP secures BWA spectrum through the auction process, the revenues generated from BWA shall be segregated for the specific purpose of imposing spectrum usage charges.</p> <p>iv. The procedure for assessing SUC circulated vide OM No.1000-56/2004-WFD, dated 11.11.2014, has specified the allocation of miscellaneous revenue for CDMA, GSM & Wireline services. There is no reference to the allocation of miscellaneous revenue for BWA services.</p> <p>Hence, M/s.RJIL has requested to review and withdraw the clarification dated 12.01.2024 issued on SUC Assessment for BWA spectrum auctioned in 2010.</p>	<p>As per the License agreement the AGR is defined as under: “GROSS REVENUE <i>The Gross Revenue shall be inclusive of installation charges, late fees, sale proceeds of handsets (or any other terminal equipment etc.), revenue on account of interest, dividend, value added services, supplementary services, access or interconnection charges, roaming charges, revenue from permissible sharing of infrastructure and any other miscellaneous revenue, without any set-off for related item of expense, etc.</i></p> <p>Adjusted Gross Revenue (AGR) <i>For the purpose of arriving at the “Adjusted Gross Revenue (AGR)”, following shall be excluded from the Gross Revenue to arrive at the AGR:</i></p> <p><i>I. PSTN/PLMN/GMPCS related call charges (Access Charges) actually paid to other eligible/entitled telecommunication service providers within India;</i></p> <p><i>II. Roaming revenues actually passed on to other eligible/entitled telecommunication service providers and;</i></p> <p><i>III. Service Tax on provision of service and Sales Tax actually paid to the Government if gross revenue had included as component of Sales Tax and Service Tax.”</i></p> <p>It is evident from the above that Misc. Revenue is also part of AGR and same is being considered by assessing Authorities.</p>
---	--

D. Issues raised in Lr. No.RJIL/DoT/2023-24/315, dated 27.02.2024

Issues raised by M/s.RJIL	Department's stand
<p>Request for extension of time till 15.03.2024, to finalize the process of evaluating & calculating the outstanding SUC dues.</p> <p>Requested not to take any coercive action, like initiation of encashment of FBGs.</p>	<p>It is requested to approach respective Assessing Authorities for the same.</p>

E. Issue raised in Lr. No.RJIL/DoT/2023-24/205, dated 13.10.2023

FYs	Issues raised by M/s.RJIL	Department's stand
2022-23	M/s.RJIL has represented that the clarification issued by DoT	It is to intimate that, the letter dated 10.07.2023 is issued with detailed

	vide letter dated 10.07.2023 regarding "calculation of SUC Rate in cases where there is a change in Spectrum Quantum in the middle of the quarter due to various factors", to be made applicable from date of issue.	illustration regarding methodology for application of clarification dated 28.04.2020. Hence, the request to apply the clarification dated 10.07.2023 from the date of it's issuance is not considered.
--	--	---

3. All these issues may be treated as closed and no further representations shall be entertained on these. This is issued with the approval of Competent Authority.

Signed by Tanvika Singh
(Tanvika Singh)
Date: 18-03-2024 13:19:22
Director (WR)
Ph:011-23036821

Copy to:

The CGCA, NICF Campus, Ghitorni, New Delhi for information and with a request to circulate the same to all the Assessing Authorities.



File No:1034/05/2023-WR
Government of India
Ministry of Communications
Department of Telecommunications
(Wireless Planning Finance Division – WR Section)

Dated: .01.2025

To
M/s.Reliance Jio Infocomm Limited,
Dhawandeep Building,
6 Jantar Mantar Road,
New Delhi-110001.

Sub: Clarification on AGR Calculation for BWA Spectrum– Reg.,

This is with reference to your letter RJIL/DoT/2024-25/118 dated 05.08.2024 regarding the calculation of AGR for BWA spectrum.

2. In this regard, The Department of Telecommunications had previously clarified its stand on this matter vide Lr No. 1034/05/2023-WR dated 18.03.2024. It is reiterated that the methodology outlined in the aforementioned letter must be complied with accordingly.

This issues with the approval of Competent Authority.

Digitally signed by
(**Tarika Singh**)
Director (WR)
Date: 08-01-2025 17:41:03
Ph:011-23036821

Copy to:

O/o Controller General of Communication Accounts.



File No:1034/01/2016-WR
Government of India
Ministry of Communications
Department of Telecommunications
(Wireless Planning Finance Division – WR Section)

To
The CGCA,
NICF Campus,
Ghitorni, New Delhi – 110047

Dated: xx.01.2025

Sub: Clarification on the liabilities of quashed licenses of M/s.SSTL and the liabilities of the licenses held by M/s.SSTL at the time of merger with M/s.RCL – Reg.,
Ref: 1. O/o CGCA Lr. No. 50-3/Clarification pertaining to SUC/2023-24, dated 18.07.2024
2. O/o CGCA Lr. No.50-1/BG Encashment/TSPs/2024, dated 03.06.2024

Please find enclosed herewith the following letters related to clarification on the liabilities of quashed licenses of M/s.SSTL and the liabilities of the licenses held by M/s.SSTL at the time of merger with M/s.RCL:

- AS wing Lr. No.AS-21/1/2016-AS-V, dated 12.02.2019
- WPF wing Lr. No.1033/8/2016-WR, dated 20.02.2019
- LFA wing vide email dated 18.12.2024
- Lr no RCL/DoT/16-17/7144 dated 11.08.2016.
- Undertaking submitted by SSTL dated 09.08.2016
- AS wing Lr no AS-21/2/2016-AS-V dated 20.10.2017
- AS wing Lr no 15-05/2012-AS-III/ PARTIII/37/787 dated 21.01.2014

2. Please note that the above orders are self-explanatory. It is requested to issue necessary instructions to the Assessing Authorities accordingly.

This has approval of the Competent Authority.

Director (WR)
Ph:011-23036821



Government of India
Ministry of Communications
Department of Telecommunications
Sanchar Bhawan, New Delhi-110001
(WPF Wing -WR section)

1033/8/2016-WR

Dated 20.02.2019

To

The Controller of Communication Accounts,
Jammu & Kashmir Telecom Circle,
HUDCO Bhawan. Rail Head Complex,
Jammu-180012.

Sub: Clarification of whether the liability of SUC demand in respect of quashed licenses of M/s SSTL lies with M/s SSTL or rests with M/s RCOM, consequent on the acquisition of Telecommunication business of M/s SSTL by M/s RCOM effective from 20.10.2017- regarding.

Ref: Letter No.7-1/31-A/SUC/CCAJK/SSTL/2012-13/18 dated 03.01.2019

The AS wing of DoT, vide their letter No.AS-21/1/2016-AS-V dated 12.02.2019 (copy enclosed) has issued the following clarification on the above subject.

a) The liabilities of quashed licenses of M/s SSTL lie with M/s SSTL in accordance with the understanding dated 09.08.2016 given by M/s SSTL and

(b) The liabilities of the licenses held by M/s SSTL at the time of merger lie with M/s RCOM, in accordance with the Department's letter dated 20.10.2017.

Copy of the Department's letter dated 20.10.2017 and the undertaking dated 09.08.2016, given by M/s SSTL, are also enclosed.

This issues with the approval of DDG (WPF)

(Vaishnavi.D)

Assistant Director General (WF)

Tel: 011 2303 6215

Copy for information to: 1) The Jt.CGCA (Rev) O/o The CGCA, NewDelhi-110047.

2) All Pr.CsCA/CsCA.

Government of India
Department of Telecommunications
Sanchar Bhawan 20, Ashoka Road, New Delhi-1100001
(Access Services Wing)

No. AS-21/1/2016-AS-V

Dated:12.02.2019

Subject: Provisional re-assessment of SUC against M/s SSTL for the FY 2010-11 in respect of CDMA services for Kolkata Service Area based on revised AGR received from DoT, HQ-reg

This is with reference to letter No. CCA/KOL/SUC/SSTL-2020-11 dated 05.12.2018 from CCA, Kolkata on aforementioned subject wherein it has been mentioned that both SSTL and RCOM have refused to accept the demand notice raised for SUC for the FY 2010-11 accusing each other.

2. In this regard, it is to inform you that through DoT letter dated 20.10.2017 (Copy enclosed as Annexure-I), merger of M/s SSTL with M/s RCOM was taken on record and it was conveyed as below:

i) UAS License no. 10-16/2004-BS-II/STL/RAJASTHAN effective from 04.03.1998 as held by M/s SSTL in Rajasthan service area stands cancelled with immediate effect and simultaneously all assets & Liabilities in respect of this license are transferred to UAS License no. 10-16/2004-BS-II/RIL/RAJASTHAN dt. 20.07.2001 as held by M/s RCOM

(ii) Unified License no. 20-384/2013 AS-I-Voll-II dated 03.10.2013 with authorization of NLD with effective date as 03.09.2014 & of ISP services Category 'A' effective from 29.04.2015 and access service authorization in Delhi, Gujarat, Karnataka, Kerala, Kolkata, Tamil Nadu, UP (West) & West Bengal services area with effective date of 03.10.2013 as held by M/s SSTL stand cancelled with immediate effect and simultaneously assets & liabilities of M/s SSTL in respect of Licenses in various LSAs are transferred to respective Licenses held by M/s RCOM.

Signature

90/DDG(LWPF)
12/2/2019

3. Further, it is to inform that M/s RCOM through its letter dated 11.08.2016 (Copy enclosed as Annexure-II) forwarded the M/s SSTL letter dated 09.08.2016 addressed to Department of Telecommunications Wherein M/s SSTL submitted as below: -

"All liabilities related to the licenses of Siestma Shyam Teleservices Limited which were cancelled in terms of the order of Supreme Court of India in 2012, raised by Government/Licensor shall be undertaken by Sistema Shyam Teleservices Limited".

4. In view of the above, it may be inferred that:

- (a) The liabilities of quashed licenses of M/s SSTL lie with M/s SSTL, in accordance with the undertaking dated 09.08.2016 given by M/s SSTL, and;
- (b) The liabilities of the licenses held by M/s SSTL at the time of merger lie with M/s RCOM, in accordance with the Department's letter dated 20.10.2017.

Enclosure: As Above

Sujit
12/02/19
(Sujit Kumar)
ADG(AS-V)

To,

Asst. Controller of Communication Accounts, O/o PR. CCA, Kolkata

Copy to:

1. Jt. CGCA, O/o the CGCA, NICF Campus, opposite Pillar no. 152, Ghitorni, Mehrauli-Gurgaon Road, Anand Gram, New Delhi-110030
2. ✓ DDG(WPF), DoT HQ

Government of India
Ministry of Communications
Department of Telecommunications
(Access Service Division)
Sanchar Bhawan, 20, Ashoka Road, New Delhi-110001

No.AS-21/2/2016-AS-V

Dated: 20.10.2017

To

M/s Reliance Communications Limited,
Reliance Centre, A- Wing 3rd Floor
Maharaja Ranjeet Singh Marg, Delhi -110002

Subject: Acquisition of telecommunication business of Sistema Shyam Teleservices Limited (SSTL) by Reliance Communications Limited (RCOM) by way of a Scheme of Arrangement under Sections 391 to 394 of the Companies Act, 1956:- Reg-.

Ref.: (i) DoT letter of even no. dated 22.03.2017, 13.06.17 & 05.09.17
(ii) M/s RCOM & M/s SSTL letter dated 24.07.2017, 25.07.17, 26.07.2017 & 31.08.17

This has reference to the above mentioned subject and the referred letters regarding taking on record the transfer and vesting of the telecommunications business of M/s SSTL to M/s RCOM by way of a scheme of arrangement/amalgamation.

2. Keeping in view the direction received in TDSAT order dated 17.05.2017 passed in Petition no. 26 of 2017 with M. A. 106 of 2017 read with TDSAT order dated 21.09.2017 passed in M. As. 54, 55 & 323 of 2017 in Petition 63 of 2016 pursuant to the fulfilment of the conditions mentioned in this office letters of even no. dated 22.03.2017 & 13.06.2017, approval of the competent authority is hereby accorded for the following to facilitate taking forward of the above said scheme of arrangement/amalgamation in accordance with law: -

(i) UAS License no. 10-16/2004-BS-II/STL/RAJASTHAN effective from 04.03.1998 as held by M/s SSTL in Rajasthan service area stands cancelled with immediate effect and simultaneously all assets & Liabilities in respect of this license are transferred to UAS License no. 10-16/2004-BS-II/RIL/RAJASTHAN dt. 20.07.2001 as held by M/s RCOM.

(ii) Unified License no. 20-384/2013 AS-I-Voll-II dated 03.10.2013 with authorization of NLD with effective date as 03.09.2014 & of ISP services Category 'A' effective from 29.04.2015 and access service authorization in Delhi, Gujarat, Karnataka, Kerala, Kolkata, Tamil Nadu, UP (West) & West Bengal services area

Quick

with effective date of 03.10.2013 as held by M/s SSTL stand cancelled with immediate effect and simultaneously assets & liabilities of M/s SSTL in respect of Licenses in various LSAs are transferred to respective Licenses held by M/s RCOM.

3. Accordingly, the Bank Guarantees shall have to be kept alive as per TDSAT's interim order passed in Petition 63 of 2016. Further both Parties shall comply with the outcome/judgement of TDSAT in the main Petition no. 63 of 2016 and dispose of appeals, if any, thereof.

Vivek
20/10/2017
(Vivek Srivastava)
Director (AS-V)

Copy to:

1. Secretary, TRAI
2. Sr. DDG (LFP) / Sr. DDG(TERM-HQ)/ Sr. DDG (WPF) /WA, DoT
3. DDG (LFA) / DDG (CS) / DDG (DS), DoT
4. Director(AS-I) / Director(AS-II) / Director(AS-III) / Director(AS-IV)
5. M/s Sistema Shyam Teleservices Limited India, 3, MTS Tower, Amarpali Circle, Vaishali Nagar, Jaipur (Raj.)- 302021.

**Government of India
Ministry of Communications & IT
Department of Telecommunications
(Access Services Wing)
Sanchar Bhawan, 20 Ashoka Road, New Delhi-110001**

Office Memorandum

15-05/2012-AS-III/partIII/37/ 787

Dated: 21.01.2014

Subject: Last date of validity of UASL Licensees quashed by Hon'ble Supreme Court of India-regarding.

With reference to above mentioned subject and Judgment dated 02.02.2012 passed by Hon'ble S C in WP (Civil) No. 423/2010 & 10/2011 and subsequent Orders dated 24.04.2012; 27.08.2012; 14.01.2013, 15.02.2013 and 11.03.2013 passed therein, the undersigned is directed to convey the date of closure of service and last date of validity of various licenses as enclosed..

Subhash
21.01.2014
**Subhash Chandra Kesarwani
ADG (AS-III)
Tel: 6605**

To:

1. Secretary, TRAI, New Delhi.
2. WA, DoT, New Delhi.
3. Sr. DDG(TERM)/ Sr. DDG (WPF), DoT HQ
4. DDG (A/C), (LF-I)/(LF-II), DoT, New Delhi.
5. All Access Service Providers.
6. ADG (IT), for uploading information on DoT Website.

Annexure

Status of closure of Telecom Services of 122 licensees whose licenses are quashed by Judgment dated 02.02.2012 passed by Hon'ble S C in WP (Civil) No. 423/2010 & 10/2011 and subsequent Orders dated 24.04.2012; 27.08.2012; 14.01.2013, 15.02.2013 and 11.03.2013 passed therein

S. N.	Name of Licensee	LSA	UASL Number	Effective Date of Licence	Date of closure of Service	Last date of validity of License
1	Allianz Infratech (P) Ltd.	Bihar	20-204/2008-Allianz-AS-I	31/07/2008	31/03/2012	1/6/2012
2	Allianz Infratech (P) Ltd.	Madhya Pradesh	20-211/2008-Allianz-AS-I	31/07/2008	31/03/2012	1/6/2012
3	Etisalat DB Telecom Pvt. Ltd.	Andhra Pradesh	20-202/2008-Swan-AS-I	25/01/2008	31/03/2012	1/6/2012
4	Etisalat DB Telecom Pvt. Ltd.	Delhi	20-220/2008-Swan-AS-I	25/01/2008	31/03/2012	1/6/2012
5	Etisalat DB Telecom Pvt. Ltd.	Gujarat	20-205/2008-Swan-AS-I	25/01/2008	31/03/2012	1/6/2012
6	Etisalat DB Telecom Pvt. Ltd.	Haryana	20-206/2008-Swan-AS-I	25/01/2008	31/03/2012	1/6/2012
7	Etisalat DB Telecom Pvt. Ltd.	Karnataka	20-209/2008-Swan-AS-I	25/01/2008	31/03/2012	1/6/2012
8	Etisalat DB Telecom Pvt. Ltd.	Kerala	20-210/2008-Swan-AS-I	25/01/2008	31/03/2012	1/6/2012
9	Etisalat DB Telecom Pvt. Ltd.	Maharashtra	20-212/2008-Swan-AS-I	25/01/2008	31/03/2012	1/6/2012
10	Etisalat DB Telecom Pvt. Ltd.	Mumbai	20-222/2008-Swan-AS-I	25/01/2008	31/03/2012	1/6/2012
11	Etisalat DB Telecom Pvt. Ltd.	Punjab	20-215/2008-Swan-AS-I	25/01/2008	31/03/2012	1/6/2012
12	Etisalat DB Telecom Pvt. Ltd.	Rajasthan	20-216/2008-Swan-AS-I	25/01/2008	31/03/2012	1/6/2012
13	Etisalat DB Telecom Pvt. Ltd.	Tamilnadu (including Chennai Service Area)	20-217/2008-Swan-AS-I	25/01/2008	31/03/2012	1/6/2012
14	Etisalat DB Telecom Pvt. Ltd.	Uttar Pradesh (East)	20-219/2008-Swan-AS-I	25/01/2008	31/03/2012	1/6/2012

Subhash
21.01.2014

S. N.	Name of Licensee	LSA	UASL Number	Effective Date of Licence	Date of closure of Service	Last date of validity of License
15	Etisalat DB Telecom Pvt. Ltd.	Uttar Pradesh (West)	20-218/2008-Swan-AS-I	25/01/2008	31/03/2012	1/6/2012
16	Idea Cellular Ltd.	Karnataka	20-209/2008-IDEA-AS-I	25/01/2008	Not launched Services.	15/02/2013
17	Idea Cellular Ltd.	Punjab	20-215/2008-IDEA-AS-I	25/01/2008	Not launched Services.	15/02/2013
18	Idea Cellular Ltd.	Assam	20-203/2008-IDEA-AS-I	25/01/2008	UL signed on 11/10/2013	11/10/2013
19	Idea Cellular Ltd.	Jammu & Kashmir	20-208/2008-IDEA-AS-I	25/01/2008	UL signed on 11/10/2013	11/10/2013
20	Idea Cellular Ltd.	Kolkata	20-221/2008-IDEA-AS-I	25/01/2008	UL signed on 11/10/2013	11/10/2013
21	Idea Cellular Ltd.	North East	20-213/2008-IDEA-AS-I	25/01/2008	UL signed on 11/10/2013	11/10/2013
22	Idea Cellular Ltd.	Orissa	20-214/2008-IDEA-AS-I	25/01/2008	UL signed on 11/10/2013	11/10/2013
23	Idea Cellular Ltd.	Tamilnadu (including Chennai Service Area)	20-217/2008-IDEA-AS-I	25/01/2008	UL signed on 11/10/2013	11/10/2013
24	Idea Cellular Ltd.	West Bengal	20-201/2008-IDEA-AS-I	25/01/2008	UL signed on 11/10/2013	11/10/2013
25	Loop Telecom Ltd.	Himachal Pradesh	20-207/2008-Loop-AS-I	25/01/2008	1/6/2012	1/6/2012
26	Loop Telecom Ltd.	Jammu & Kashmir	20-208/2008-Loop-AS-I	25/01/2008	1/6/2012	1/6/2012
27	Loop Telecom Ltd.	Karnataka	20-209/2008-Loop-AS-I	25/01/2008	1/6/2012	1/6/2012
28	Loop Telecom Ltd.	Kerala	20-210/2008-Loop-AS-I	25/01/2008	1/6/2012	1/6/2012
29	Loop Telecom Ltd.	Kolkata	20-221/2008-Loop-AS-I	25/01/2008	1/6/2012	1/6/2012
30	Loop Telecom Ltd.	Madhya Pradesh	20-211/2008-Loop-AS-I	25/01/2008	1/6/2012	1/6/2012
31	Loop Telecom Ltd.	Maharashtra	20-212/2008-Loop-AS-I	25/01/2008	1/6/2012	1/6/2012
32	Loop Telecom Ltd.	North East	20-213/2008-Loop-AS-I	25/01/2008	1/6/2012	1/6/2012
33	Loop Telecom Ltd.	Orissa	20-214/2008-Loop-AS-I	25/01/2008	1/6/2012	1/6/2012

Subhash
21.01.2019

S. N.	Name of Licensee	LSA	UASL Number	Effective Date of Licence	Date of closure of Service	Last date of validity of License
34	Loop Telecom Ltd.	Punjab	20-215/2008-Loop-AS-I	25/01/2008	1/6/2012	1/6/2012
35	Loop Telecom Ltd.	Rajasthan	20-216/2008-Loop-AS-I	25/01/2008	1/6/2012	1/6/2012
36	Loop Telecom Ltd.	Tamilnadu (including Chennai Service Area)	20-217/2008-Loop-AS-I	25/01/2008	1/6/2012	1/6/2012
37	Loop Telecom Ltd.	Uttar Pradesh (East)	20-219/2008-Loop-AS-I	25/01/2008	1/6/2012	1/6/2012
38	Loop Telecom Ltd.	Uttar Pradesh (West)	20-218/2008-Loop-AS-I	25/01/2008	1/6/2012	1/6/2012
39	Loop Telecom Ltd.	West Bengal	20-201/2008-Loop-AS-I	25/01/2008	1/6/2012	1/6/2012
40	Loop Telecom Ltd.	Andhra Pradesh	20-202/2008-Loop-AS-I	25/01/2008	1/6/2012	1/6/2012
41	Loop Telecom Ltd.	Assam	20-203/2008-Loop-AS-I	25/01/2008	1/6/2012	1/6/2012
42	Loop Telecom Ltd.	Bihar	20-204/2008-Loop-AS-I	25/01/2008	1/6/2012	1/6/2012
43	Loop Telecom Ltd.	Delhi	20-220/2008-Loop-AS-I	25/01/2008	Spectrum not allocated	15/02/2013
44	Loop Telecom Ltd.	Gujarat	20-205/2008-Loop-AS-I	25/01/2008	1/6/2012	1/6/2012
45	Loop Telecom Ltd.	Haryana	20-206/2008-Loop-AS-I	25/01/2008	1/6/2012	1/6/2012
46	S Tel Pvt. Ltd.	Assam	20-203/2008-S Tel-AS-I	25/01/2008	10/2/2012	6/1/2012
47	S Tel Pvt. Ltd.	Bihar	20-204/2008-S Tel-AS-I	25/01/2008	Operations closed. Date not intimated.	15.02.2013
48	S Tel Pvt. Ltd.	Himachal Pradesh	20-207/2008-S Tel-AS-I	25/01/2008	17-2-2012	6/1/2012
49	S Tel Pvt. Ltd.	Jammu & Kashmir	20-208/2008-S Tel-AS-I	25/01/2008	Not launched Services.	15/02/2013
50	S Tel Pvt. Ltd.	North East	20-213/2008-S Tel-AS-I	25/01/2008	25/02/2012	6/1/2012
51	S Tel Pvt. Ltd.	Orissa	20-214/2008-S Tel-AS-I	25/01/2008	16/03/2012	6/1/2012

Subhart
21.01.2014

S. N.	Name of Licensee	LSA	UASL Number	Effective Date of Licence	Date of closure of Service	Last date of validity of License
52	SistemaShyamTeleServices Ltd.	Delhi	20-220/2008-Shyam-AS-I	25/01/2008	UL signed on 03/10/2013	3/10/2013
53	SistemaShyamTeleServices Ltd.	Gujarat	20-205/2008-Shyam-AS-I	25/01/2008	UL signed on 03/10/2013	3/10/2013
54	SistemaShyamTeleServices Ltd.	Karnataka	20-209/2008-Shyam-AS-I	25/01/2008	UL signed on 03/10/2013	3/10/2013
55	SistemaShyamTeleServices Ltd.	Kerala	20-210/2008-Shyam-AS-I	25/01/2008	UL signed on 03/10/2013	3/10/2013
56	SistemaShyamTeleServices Ltd.	Kolkata	20-221/2008-Shyam-AS-I	25/01/2008	UL signed on 03/10/2013	3/10/2013
57	SistemaShyamTeleServices Ltd.	Tamilnadu (including Chennai Service Area)	20-217/2008-Shyam-AS-I	25/01/2008	UL signed on 03/10/2013	3/10/2013
58	SistemaShyamTeleServices Ltd.	Uttar Pradesh (West)	20-218/2008-Shyam-AS-I	25/01/2008	UL signed on 03/10/2013	3/10/2013
59	SistemaShyamTeleServices Ltd.	West Bengal	20-201/2008-Shyam-AS-I	25/01/2008	UL signed on 03/10/2013	3/10/2013
60	SistemaShyamTeleServices Ltd.	Maharashtra	20-212/2008-Shyam-AS-I	25/01/2008	23-03-2013	11-03-2013#
61	SistemaShyamTeleServices Ltd.	Mumbai	20-222/2008-Shyam-AS-I	25/01/2008	23-03-2013	11-03-2013#
62	SistemaShyamTeleServices Ltd.	North East	20-213/2008-Shyam-AS-I	25/01/2008	23-03-2013	11-03-2013#
63	SistemaShyamTeleServices Ltd.	Orissa	20-214/2008-Shyam-AS-I	25/01/2008	23-03-2013	11-03-2013#
64	SistemaShyamTeleServices Ltd.	Punjab	20-215/2008-Shyam-AS-I	25/01/2008	23-03-2013	11-03-2013#
65	SistemaShyamTeleServices Ltd.	Uttar Pradesh (East)	20-219/2008-Shyam-AS-I	25/01/2008	23-03-2013	11-03-2013#
66	SistemaShyamTeleServices Ltd.	Andhra Pradesh	20-202/2008-Shyam-AS-I	25/01/2008	23-03-2013	11-03-2013#
67	SistemaShyamTeleServices Ltd.	Assam	20-203/2008-Shyam-AS-I	25/01/2008	23-03-2013	11-03-2013#

Subhart
21.01.2014

S. N.	Name of Licensee	LSA	UASL Number	Effective Date of Licence	Date of closure of Service	Last date of validity of License
68	SistemaShyamTeleServices Ltd.	Bihar	20-204/2008-Shyam-AS-I	25/01/2008	23-03-2013	11-03-2013#
69	SistemaShyamTeleServices Ltd.	Haryana	20-206/2008-Shyam-AS-I	25/01/2008	23-03-2013	11-03-2013#
70	SistemaShyamTeleServices Ltd.	Himachal Pradesh	20-207/2008-Shyam-AS-I	25/01/2008	23-03-2013	11-03-2013#
71	SistemaShyamTeleServices Ltd.	Jammu & Kashmir	20-208/2008-Shyam-AS-I	25/01/2008	23-03-2013	11-03-2013#
72	SistemaShyamTeleServices Ltd.	Madhya Pradesh	20-211/2008-Shyam-AS-I	25/01/2008	23-03-2013	11-03-2013#
73	Spice Communications Ltd.	Andhra Pradesh	20-202/2008-Spice-AS-I	25/01/2008	Not Launched Services.	15/02/2013
74	Spice Communications Ltd.	Delhi	20-220/2008-Spice-AS-I	25/01/2008	Not Launched Services.	15/02/2013
75	Spice Communications Ltd.	Haryana	20-206/2008-Spice-AS-I	25/01/2008	Not Launched Services.	15/02/2013
76	Spice Communications Ltd.	Maharashtra	20-212/2008-Spice-AS-I	25/01/2008	Not Launched Services.	15/02/2013
77	Tata Teleservices Ltd.	Assam	20-203/2008-TATA-AS-I	25/01/2008	18/01/2013	18/01/2013
78	Tata Teleservices Ltd.	Jammu & Kashmir	20-208/2008-TATA-AS-I	25/01/2008	18/01/2013	18/01/2013
79	Tata Teleservices Ltd.	North East	20-213/2008-TATA-AS-I	25/01/2008	18/01/2013	18/01/2013
80	Unitech Wireless (Delhi) Pvt.Ltd.	Delhi	20-220/2008-Hudson-AS-I	25/01/2008	Spectrum Not allocated	15/02/2013
81	Unitech Wireless (East) Pvt. Ltd.	Assam	20-203/2008-Nahan-AS-I	25/01/2008	16/02/2013	15/02/2013
82	Unitech Wireless (East) Pvt. Ltd.	Bihar	20-204/2008-Nahan-AS-I	25/01/2008	27/11/2013	27/11/2013
83	Unitech Wireless (East) Pvt. Ltd.	North East	20-213/2008-Nahan-AS-I	25/01/2008	16/02/2013	15/02/2013

Subhart
21.01.2014

S. N.	Name of Licensee	LSA	UASL Number	Effective Date of Licence	Date of closure of Service	Last date of validity of License
84	Unitech Wireless (East) Pvt. Ltd.	Orissa	20-214/2008-Nahan-AS-I	25/01/2008	16/02/2013	15/02/2013
85	Unitech Wireless (East) Pvt. Ltd.	Uttar Pradesh (East)	20-219/2008-Nahan-AS-I	25/01/2008	27/11/2013	27/11/2013
86	Unitech Wireless (East) Pvt. Ltd.	West Bengal	20-201/2008-Nahan-AS-I	25/01/2008	16/02/2013	15/02/2013
87	Unitech Wireless (Kolkata) Pvt. Ltd.	Kolkata	20-210/2008-Azare-AS-I	25/01/2008	16/02/2013	15/02/2013
88	Unitech Wireless (Mumbai) Pvt. Ltd.	Mumbai	20-222/2008-Unitech-AS-I	25/01/2008	16/02/2013	15/02/2013
89	Unitech Wireless (North) Pvt. Ltd.	Haryana	20-206/2008-Adonis-AS-I	25/01/2008	16/02/2013	15/02/2013
90	Unitech Wireless (North) Pvt. Ltd.	Himachal Pradesh	20-207/2008-Adonis-AS-I	25/01/2008	16/02/2013	15/02/2013
91	Unitech Wireless (North) Pvt. Ltd.	Jammu & Kashmir	20-208/2008-Adonis-AS-I	25/01/2008	16/02/2013	15/02/2013
92	Unitech Wireless (North) Pvt. Ltd.	Punjab	20-215/2008-Adonis-AS-I	25/01/2008	16/02/2013	15/02/2013
93	Unitech Wireless (North) Pvt. Ltd.	Rajasthan	20-216/2008-Adonis-AS-I	25/01/2008	16/02/2013	15/02/2013
94	Unitech Wireless (North) Pvt. Ltd.	Uttar Pradesh (West)	20-218/2008-Adonis-AS-I	25/01/2008	27/11/2013	27/11/2013
95	Unitech Wireless (South) Pvt. Ltd.	Andhra Pradesh	20-202/2008-Aska-AS-I	25/01/2008	27/11/2013	27/11/2013
96	Unitech Wireless (South) Pvt. Ltd.	Karnataka	20-209/2008-Aska-AS-I	25/01/2008	16/02/2013	15/02/2013

Subhash
21.01.2014

S. N.	Name of Licensee	LSA	UASL Number	Effective Date of Licence	Date of closure of Service	Last date of validity of License
97	Unitech Wireless (South) Pvt. Ltd.	Kerala	20-210/2008-Aska-AS-I	25/01/2008	16/02/2013	15/02/2013
98	Unitech Wireless (Tamil Nadu) Pvt. Ltd.	Tamilnadu (including Chennai Service Area)	20-217/2008-Unitech-AS-I	25/01/2008	16/02/2013	15/02/2013
99	Unitech Wireless (West) Pvt. Ltd.	Gujarat	20-205/2008-Volga-AS-I	25/01/2008	27/11/2013	27/11/2013
100	Unitech Wireless (West) Pvt. Ltd.	Madhya Pradesh	20-211/2008-Volga-AS-I	25/01/2008	16/02/2013	15/02/2013
101	Unitech Wireless (West) Pvt. Ltd.	Maharashtra	20-212/2008-Volga-AS-I	25/01/2008	27/11/2013	27/11/2013
102	Videocon Telecommunications Ltd.	Andhra Pradesh	20-202/2008-Datacom-AS-I	25/01/2008	18/01/2013	18/01/2013
103	Videocon Telecommunications Ltd.	Assam	20-203/2008-Datacom-AS-I	25/01/2008	18/01/2013	18/01/2013
104	Videocon Telecommunications Ltd.	Delhi	20-220/2008-Datacom-AS-I	25/01/2008	Spectrum Not allocated.	15/02/2013
105	Videocon Telecommunications Ltd.	Himachal Pradesh	20-207/2008-Datacom-AS-I	25/01/2008	18/01/2013	18/01/2013
106	Videocon Telecommunications Ltd.	Jammu & Kashmir	20-208/2008-Datacom-AS-I	25/01/2008	18/01/2013	18/01/2013
107	Videocon Telecommunications Ltd.	Karnataka	20-209/2008-Datacom-AS-I	25/01/2008	18/01/2013	18/01/2013
108	Videocon Telecommunications Ltd.	Kerala	20-210/2008-Datacom-AS-I	25/01/2008	18/01/2013	18/01/2013

Subhart
21.01.2014

S. N.	Name of Licensee	LSA	UASL Number	Effective Date of Licence	Date of closure of Service	Last date of validity of License
109	Videocon Telecommunications Ltd.	Kolkata	20-221/2008-Datacom-AS-I	25/01/2008	18/01/2013	18/01/2013
110	Videocon Telecommunications Ltd.	Maharashtra	20-212/2008-Datacom-AS-I	25/01/2008	18/01/2013	18/01/2013
111	Videocon Telecommunications Ltd.	Mumbai	20-222/2008-Datacom-AS-I	25/01/2008	18/01/2013	18/01/2013
112	Videocon Telecommunications Ltd.	North East	20-213/2008-Datacom-AS-I	25/01/2008	18/01/2013	18/01/2013
113	Videocon Telecommunications Ltd.	Orissa	20-214/2008-Datacom-AS-I	25/01/2008	18/01/2013	18/01/2013
114	Videocon Telecommunications Ltd.	Rajasthan	20-216/2008-Datacom-AS-I	25/01/2008	18/01/2013	18/01/2013
115	Videocon Telecommunications Ltd.	Tamilnadu (including Chennai Service Area)	20-217/2008-Datacom-AS-I	25/01/2008	18/01/2013	18/01/2013
116	Videocon Telecommunications Ltd.	West Bengal	20-201/2008-Datacom-AS-I	25/01/2008	18/01/2013	18/01/2013
117	Videocon Telecommunications Ltd.	Bihar	20-220/2008/Datacom-AS-I	25/01/2008	UL Signed on 04/03/2013	4/3/2013
118	Videocon Telecommunications Ltd.	Gujarat	20-205/2008/Datacom-AS-I	25/01/2008	UL Signed on 04/03/2013	4/3/2013
119	Videocon Telecommunications Ltd.	Haryana	20-206/2008/Datacom-AS-I	25/01/2008	UL Signed on 04/03/2013	4/3/2013
120	Videocon Telecommunications Ltd.	Madhya Pradesh	20-211/2008/Datacom-AS-I	25/01/2008	UL Signed on 04/03/2013	4/3/2013

Subhart
21.01.2014

S. N.	Name of Licensee	LSA	UASL Number	Effective Date of Licence	Date of closure of Service	Last date of validity of License
121	Videocon Telecommunications Ltd.	Uttar Pradesh(East)	20-219/2008/Datacom-AS-I	25/01/2008	UL Signed on 04/03/2013	4/3/2013
122	Videocon Telecommunications Ltd.	Uttar Pradesh(West)	20-218/2008/Datacom-AS-I	25/01/2008	UL Signed on 04/03/2013	4/3/2013

The mentioned last dates of validity of licenses are provisional subject to final decision on the legal advice on implementation of Hon'ble Supreme Court Order dated 11-03-2013 towards IA No. 14/2013 in Writ Petition (Civil) No. 423 of 2010.

Subhash
21.01.2014