

**Government of India  
Ministry of Communications & IT  
Department of Telecommunications  
Sanchar Bhavan, 20 - Ashoka Road, New Delhi - 110001**

No. 842-585/2005-VAS/12

Dated 16<sup>th</sup> March 2006.

To

All Unified Access Services Licensees migrated from CMTS.

**Subject:- Amendments in Unified Access Services Licence Agreement.**

The undersigned has been directed to convey the approval of the competent authority for the amendment in respect of Unified Access Services (UAS) Licence Agreement with immediate effect as per details in the enclosed Annexure.

2. The other terms and conditions of the existing Unified Access Services licence and amendments thereon shall remain unchanged.

Encl. - ANNEXURE

(A.S. Verma)  
Director (VAS-II)  
For and on behalf of President of India

Copy to :

1. Secretary, TRAI
2. Sr. DDG (TEC)
3. Sr. DDG (LF)
4. DDG (BS)
5. COAI
6. AUSPI

**ANNEXURE**

<b>Sl. No.</b>	<b>Clauses mentioned in amendment dated 1<sup>st</sup> February 2006</b>	<b>Clauses amended to be read as</b>
1.	<p>1.3 The merger of Indian companies may be permitted as long as competition is not compromised as defined below:</p> <p>“No single company/ legal person, either directly or through its associates, shall have substantial equity holding in more than one LICENSEE Company in the same service area for the Access Services namely; Basic, Cellular and Unified Access Service. ‘Substantial equity’ herein will mean ‘an equity of 10% or more’. A promoter company/ Legal person cannot have stakes in more than one LICENSEE Company for the same service area”.</p> <p>Note : above clause(1.3) shall not be applicable to Basic and Cellular Licensees existing as on 11.11.2003, and in case one of them migrates to UASL it shall not be necessary to surrender the other Licence. Further, Basic and Cellular Licensees existing as on 11.11.2003, shall not be eligible for a new UASL in the same service area either directly or through it’s associates. Further, any legal entity having substantial equity in existing Basic / Cellular licensees shall not be eligible for new UASL.</p>	<p>1.3 The merger of Indian companies may be permitted as long as competition is not compromised as defined in condition 1.4 (ii).</p>

2.	<p>1.4 The LICENSEE shall also ensure that any change in share holding shall be subject to all necessary statutory requirements.</p>	<p>1.4 The LICENSEE shall also ensure that:</p> <p>(i) Any changes in share holding shall be subject to all applicable statutory permissions.</p> <p>(ii) No single company/ legal person, either directly or through its associates, shall have substantial equity holding in more than one LICENSEE Company in the same service area for the Access Services namely; Basic, Cellular and Unified Access Service. 'Substantial equity' herein will mean 'an equity of 10% or more'. A promoter company/ Legal person cannot have stakes in more than one LICENSEE Company for the same service area.</p> <p>Note : Clause 1.4(ii) shall not be applicable to Basic and Cellular Licensees existing as on 11.11.2003, and in case one of them migrates to UASL it shall not be necessary to surrender the other Licence. Further, Basic and Cellular Licensees existing as on 11.11.2003, shall not be eligible for a new UASL in the same service area either directly or through it's associates. Further, any legal entity having substantial equity in existing Basic / Cellular licensees shall not be eligible for new UASL.</p> <p>(iii) Management control of the LICENSEE Company shall remain in Indian Hands.</p>
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