

MINISTRY OF COMMUNICATIONS AND INFORMATION TECHNOLOGY

(Department of Telecommunications)

NOTIFICATION

New Delhi, the 17th November, 2006

G.S.R. 713(E)— In exercise of the powers conferred by section 7 of the Indian Telegraph Act, 1885 (15 of 1885), the Central Government hereby makes the following rules to further amend the Indian Telegraph Rules, 1951, namely:—

- 1. (1) These rules may be called the Indian Telegraph (Amendment) Rules, 2006.
- (2) They shall come into force on the date of their publication in the Official Gazette.

2. In the Indian Telegraph Rules, 1951, hereinafter referred to as the said rules, in rule 253, —

(a) after clause (a), the following clause shall be inserted, namely:—

(b) "Broadband Connectivity" means an always-on data connection that is able to support interactive services including Internet access and has the capability of handling the download speed as prescribed from time to time by the Central Government;

(c) for clause (d), the following clause shall be substituted, namely:—

(d) "Capital Recovery" means the aggregate of depreciation, interest on loan and return on equity on the capital cost as worked out proportionately and annualized over the period for which support is provided from the Fund;

(e) after clause (d) as so substituted, the following new clause shall be inserted, namely:—

(d)(a) "District" means the revenue district as identified in Census of India, 2001;

(f) for clause (1), the following clause shall be substituted, namely:—

(f) "Infrastructure" means such assets as required for Telegraph Services as determined by the Central Government from time to time;

(g) after clause (f) as so substituted, the following new clause shall be inserted, namely:—

(f)(a) "Mobile Services" means telegraph services provided by means of wireless communication system which ensures use while in motion anywhere in the Service Area;

3. clause (1a) shall be omitted;

4. in clause 61:—

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(i) the Explanation shall be numbered as *Explanation 1* thereof;

(ii) after the *Explanation 1* as so numbered, the following *Explanations* shall be inserted, namely —

Explanation 2— Where support is extended towards general infrastructure, infrastructure for provision of mobile services and broadband connectivity, Net Cost shall mean a percentage of Capital Recovery, as determined by the Administrator from time to time.”

(iii) in clause (iii), the word “basic” shall be omitted.

3. In rule 525 of the said rules, in sub-rule (2) —

(a) in clause (i), sub-clauses (d) and (e) shall be omitted;

(b) after clause (ii) the following clauses shall be inserted, namely:

“(iii) **Stream-III - Creation of infrastructure for provision of Mobile Services in rural and remote areas:**

(a) The assets constituting the infrastructure for provision of mobile services shall be determined by the Central Government from time to time;

(b) A percentage of the Capital Recovery for the infrastructure for provision of mobile services shall be taken into account to determine the Net Cost.

(iv) **Stream-IV - Provision of Broadband connectivity to villages in a phased manner:** A percentage of the Capital Recovery for the infrastructure for broadband connectivity shall be taken into account to determine the Net Cost.

(v) **Stream-V - Creation of general infrastructure in rural and remote areas for development of telecommunication facilities:**

(a) The items of general infrastructure to be taken up for development shall be determined by the Central Government from time to time.

(b) A percentage of the Capital Recovery for the development of general infrastructure shall be taken into account to determine the Net Cost.

Note.— Unless otherwise specified by the Central Government, the revenue district or group of revenue districts shall be taken as a unit for the purpose of arriving at the Net Cost for the activities specified in Streams III, IV and V.

(vi) **Stream-VI - Induction of new technological developments in the telecom sector in rural and remote areas:** Pilot projects to establish new technological developments in the telecom sector, which can be deployed in the rural and remote areas, may be supported with the approval of the Central Government.”

4. In rule 526 of the said rules, after the words, brackets and letters “Direct Exchange Lines referred in item (a) of clause (ii)”, the words, brackets and letters “and clause (vi)” shall be inserted.

5. In rule 52c of the said rules, for the *Explanation*, the following *Explanation* shall be substituted, namely:—

Explanation— For the purposes of this rule, "eligible operators" means the Basic Service Operators, Cellular Mobile Service Providers, Unified Access Services Licensees and Infrastructure Providers (IP-I) or any other entities as may be specified in this behalf by the Central Government from time to time."

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FOOT NOTE.—The principal rules have been published in the "Gos. & Telegraph Manual Volume I, Legislative Enactments, Part II, Edition. These have subsequently been amended as under:—

1. GSR 190 dt. 18-2-1983	28. GSR 606 dt. 14-7-1988
2. GSR 386 (E) dt. 22-5-1984	29. GSR 812 (E) dt. 26-7-1991
3. GSR 387 (E) dt. 22-5-1984	30. GSR 888 (E) dt. 1-9-1988
4. GSR 679 dt. 30-6-1984	31. GSR 907 (E) dt. 2-6-1988
5. GSR 438 dt. 27-4-1985	32. GSR 916 (E) dt. 9-9-1988
6. GSR 726 dt. 5-8-1985	33. GSR 1058 (E) dt. 2-11-1988
7. GSR 982 dt. 19-10-1986	34. GSR 178 dt. 10-5-1989
8. GSR 555 (E) dt. 27-3-1986	35. GSR 358 (E) dt. 15-3-1989
9. GSR 514 dt. 26-4-1986	36. GSR 622 (E) dt. 15-6-1989
10. GSR 566 dt. 26-7-1986	37. GSR 868 (E) dt. 29-9-1989
11. GSR 953 (E) dt. 23-7-1986	38. GSR 413 (E) dt. 29-3-1990
12. GSR 1121 (E) dt. 1-10-1986	39. GSR 574 (E) dt. 18-6-1990
13. GSR 1167 (E) dt. 26-10-1986	40. GSR 953 (E) dt. 5-12-1990
14. GSR 1237 (E) dt. 28-11-1986	41. GSR 985 (E) dt. 26-12-1990
15. GSR 49 dt. 17-1-1987	42. GSR 74 (E) dt. 18-1-1991
16. GSR 112 (E) dt. 25-2-1987	43. GSR 237 (E) dt. 25-4-1991
17. GSR 377 (E) dt. 9-4-1987	44. GSR 251 (E) dt. 2-5-1991
18. GSR 674 (E) dt. 27-7-1987	45. GSR 543 (E) dt. 21-5-1992
19. GSR 719 (E) dt. 18-8-1987	46. GSR 560 (E) dt. 26-5-1992
20. GSR 837 (E) dt. 5-10-1987	47. GSR 587 (E) dt. 10-6-1992
21. GSR 989 (E) dt. 17-12-1987	48. GSR 730 (E) dt. 19-8-1992
22. GSR 337 (E) dt. 11-3-1988	49. GSR 830 (E) dt. 28-10-1992
23. GSR 361 (E) dt. 21-3-1988	50. GSR 62 (E) dt. 11-2-1995
24. GSR 626 (E) dt. 17-5-1988	51. GSR 80 dt. 6-2-1995
25. GSR 660 (E) dt. 31-5-1988	52. GSR 384 (E) dt. 27-4-1997
26. GSR 693 (E) dt. 10-6-1988	53. GSR 387 (E) dt. 28-4-1997
27. GSR 734 (E) dt. 24-6-1988	54. GSR 220(E) dt. 26-3-2004