

No. 20-271/2010-AS-I Vol.-II  
Government of India  
Ministry of Communications & IT  
Department of Telecommunications  
(Access Services Division)  
1203, Sanchar Bhavan, Ashok Road, New Delhi-110001.

2<sup>nd</sup> November, 2016

To

All the CMTS Licensees

**Subject: Amendment of CMTS License regarding WOL.**

In pursuance of Condition 5.1, The LICENSOR reserves the right to modify at any time the terms and conditions of the LICENCE, if in the opinion of the LICENSOR it is necessary or expedient to do so in public interest or in the interest of the security of the State or for the proper conduct of the telegraphs. The LICENSOR hereby amends the following in CMTS agreement:

Sl. No.	Existing clause	Amended Clause
1.	<p><b>46. WPC WING'S LICENCE</b></p> <p>46.1 A separate specific authorisation shall be required from the WPC wing of the Department of Telecommunications, Ministry of Communications which will permit utilization of appropriate frequencies / band for the establishment and possession and operation of Wireless element of the Telecom Service under specified terms and conditions including payment for said authorisation. Such grant of authorisation will be governed by normal rules, procedures and guidelines and will be subject to completion of necessary the prescribed formalities.</p> <p>46.2 For this purpose, a separate application shall be made to the "Wireless Advisor to the Government of India, WPC Wing, Department of Telecommunications, Ministry of Communications, DakBhavan, Sansad Marg, New Delhi-110 001" in a prescribed application form available from WPC Wing.</p> <p>46.3 Site clearance in respect of fixed stations and its antenna mast shall be obtained from the WPC Wing for which the applicant shall separately apply to the Secretary, Standing Advisory Committee on Frequency Allocations (SACFA) WPC Wing in a prescribed application form, to the following address:</p>	<p><b>46. WPC WING'S LICENCE</b></p> <p><b>Right to use the spectrum:</b> This License Agreement does not confer any right to assignment and use of spectrum for which separate specific Frequency Assignment shall be required from Wireless Planning and Coordination (WPC) Wing.</p> <p><b>46.2. Frequency Assignment:</b></p> <p>46.2.1 The Frequency Assignment shall be required from the WPC Wing of the Department of Telecommunications, Ministry of Communications &amp; IT permitting utilization of appropriate frequencies / band for the establishment, maintenance and operation of Wireless elements of the Telecom Service, under specified procedure, instructions, terms and conditions including payment for said assignment and right to use of spectrum prescribed by WPC Wing from time to time. Services offered by the Licensee using the spectrum shall be governed by the terms and conditions of this License.</p>

<p>The Secretary (SACFA), WPC Wing, Ministry of Communications, DakBhavan, Sansad Marg, New Delhi-110 001.</p> <p><b>EXPLANATION:</b> SACFA is the apex body in the Ministry of Communications for considering matters regarding coordination for frequency allocations and other related issues / matters. (Siting clearance refers to the agreement of major wireless users for location of proposed fixed antenna from the point of view of compatibility with other radio systems and aviation hazard. It requires inter departmental coordination and is an involved process). Normally the siting clearance procedure may take two to six months depending on the nature of the installations and the height of the antenna /masts.</p> <p>46.4 For establishing various point to point radio links the frequency bands earmarked for various agencies has been indicated in the National Frequency Allocation Plan (hereinafter called NFAP) – 2000. Mere indication of the band does not guarantee availability of the frequency spectrum which has to be coordinated on case to case basis.</p> <p>46.5 The LICENSEE shall not cause or allow to cause harmful interference to other authorized users of radio spectrum. For elimination of harmful interference, LICENSEE shall abide by all instructions and orders issued by the Government.</p>	<p>46.2.2 The LICENSEE has to obtain, among others, site clearance from the WPC Wing in respect of fixed stations and its antenna mast. For this purpose the LICENSEE shall separately apply online on WPC Wing website: <a href="http://www.wpc.gov.in">www.wpc.gov.in</a> for site clearance by SACFA, as per prescribed procedure and forward the hard copy downloaded from the website or as applicable from time to time to the Secretary, Standing Advisory Committee on radio Frequency Allocations (SACFA) WPC Wing to the following address:</p> <p style="text-align: center;">The Secretary (SACFA), WPC Wing, Ministry of Communications, Department of Telecommunications, Sanchar Bhawan, New Delhi-110 001.</p> <p>46.2.3 The service providers shall install equipment (Base Station) on the site within three/ six months from the date of receipt of SACFA clearance, failing which they will surrender/ get cancelled the clearance.</p> <p>46.2.4 The LICENSEE shall not cause or allow to cause harmful interference to other authorized users of radio spectrum. For elimination of harmful interference, LICENSEE shall abide by all instructions and orders issued by the Government.</p>
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3. Please acknowledge receipt.

  
 (Shrigopal Agrawal)  
 Director (AS-I)

For and on behalf of the President of India  
 Ph.No.2303 6284

**Copy To:**

1. Secretary (TRAI)
2. Sr DDG (TEC)/ Wireless Advisor/ SrDDG (TERM)/ Sr DDG (LFP) / DDG(LFA) / DDG (Security) and DDG (WPF).
3. Advisor (Economics)/DDG (CS)/DDG (DS)/ DDG (A/C) for kind information please.
4. CMD, BSNL/CMD, MTNL/CVO.

5. AUSPI/COAI.
6. Director (IT) may kindly arrange to upload this letter on the website of DoT.
7. All Directors of AS Division.