

File No. 815-66/2021-SAT
Government of India
Ministry of Communications
Department of Telecommunications
(Satellite Division)
20, Ashoka Road, New Delhi - 110001

Dated 5th November, 2021

To,

All Commercial VSAT CUG Licensees

Subject: Amendment in License Agreement for provision of VSAT service using INSAT system for change in FDI norms - reg.

As per the Condition 12.1 of License Agreement for provision of VSAT service using INSAT system, the Licensor reserves the right to modify at any time the License, 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 telegraphs. In pursuance of this condition, the Licensor hereby amends/appends the following in the License Agreement for provision of VSAT service using INSAT system:

Existing Clause	Amended Clause
<p>SCHEDULE TERMS AND CONDITIONS 1. OWNERSHIP OF THE LICENSEE COMPANY 1.1 (A) Foreign Direct Investment (FDI): The Licensee must be an Indian company, registered under the Indian Companies Act'1956.A FDI upto 100% with 49% under automatic route and beyond 49% through FIPB route subject to observance of licensing and security conditions by licensee as well as investors as notified by the DoT from time to time.</p>	<p>SCHEDULE TERMS AND CONDITIONS 1. OWNERSHIP OF THE LICENSEE COMPANY 1.1 (A) Foreign Direct Investment (FDI): FDI upto 100% under automatic route subject to observance of licensing and security conditions by licensee as well as investors as notified by the DoT from time to time. Notwithstanding with the above provision, foreign investment shall be</p>

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(i) Both direct and indirect foreign investment in the Licensee Company shall be counted for the purpose of calculating total FDI.

(ii) The licensee Company/ Indian Promoters/ Investment Companies including their holding companies shall comply relevant provisions of extant FDI policy of the Government. While approving the investment proposals, the Government may take into accounts security concerns.

(iii) The investment approval by FIPB shall envisage the conditionality that Company would adhere to licence Agreement.

(iv) FDI shall be subject to laws of India and not the laws of the foreign country/countries.

subject to following conditions:

(i) An entity of a country, which shares land border with India or where the beneficial owner of an investment into India is situated in or is a citizen of any such country, can invest only under the Government route.

(ii) In the event of the transfer of ownership of any existing or future FDI in an entity in India, directly or indirectly, resulting in the beneficial ownership falling within the restriction/ purview of the clause no. (i) above, such subsequent change in beneficial ownership will also require Government approval.

(iii) Both direct and indirect foreign investment in the Licensee Company shall be counted for the purpose of calculating total FDI.

(iv) The licensee Company/ Indian Promoters/ Investment Companies including their holding companies shall comply relevant provisions of extant FDI policy of the Government. While approving the investment proposals, the Government may take into accounts security concerns.

(v) FDI shall be subject to laws of India and not the laws of the foreign country/countries. The Licensee shall comply with the relevant provisions of

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	<p>FDI policy of the Government and such modifications to the policy as may be issued from time to time.</p> <p>(vi) The words, mentioned hereinabove in Para 1.1, such as FDI, foreign equity, investment companies, FIPB, etc., shall have the same meaning as defined by Department for Promotion of Industry and Internal Trade (DPIIT) in its FDI Policy.</p>
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2. This amendment comes into effect with **immediate** effect.

3. This amendment shall be part and parcel of the Commercial VSAT CUG License Agreement and all others Terms & Conditions shall remain unchanged.


05/11/2021

(Raj Kumar Jha)
Assistant Director General (Satellite-II)
For and on behalf of the President of India
Ph. No. 23710248

Copy to:

1. Secretary (TRAI).
2. DGT, DoT (HQ)/ CGCA.
3. Advisor (Economics)/ Wireless Advisor/ Sr. DDG (TEC).
4. DDG (CS)/DDG (DS)/DDG (AS)/DDG (LFP)/ DDG (LFA)/ DDG (FIPP)/ DDG (SPPI)/ DDG (SA)/ DDG (WPF)/ DDG (A/C).
5. Director (IT) may kindly arrange to upload this letter on the website of DoT.