

F. No. 16-1405/2014-CS-III (Pt)
Government of India
Ministry of Communications
Department of Telecommunications
(Carrier Services-III)
Sanchar Bhawan, 20, Ashoka Road, New Delhi-110001

Dated: 13.01.2017

To

All applicants for IP-I Registration.

Subject: Revised guidelines for registration of Infrastructure Providers – Category-I (IP-I).

It has been decided that the application processing fee of Rs. 5,000/- (non-refundable) for Infrastructure Provider Category-I (IP-I) registration applications, shall henceforth be paid to DoT by the applicants through digital payments like e-transfers/NEFT/RTGS/Debit Card/Credit Card, as per the process given in the user guide for NTRP at http://www.dot.gov.in/sites/default/files/2016_12_14%20NTRP-TA-II.pdf.

In this regard, the amended guideline and application form along with list of documents required to be submitted for IP-I registration are enclosed herewith.

Encl: As above.

RN
13/01/2017
(Rajnandan Kumar)
Under Secretary (CS-III)

Copy to:

DDG(Accounts), DoT HQ

REVISED GUIDELINES FOR REGISTRATION OF INFRASTRUCTURE PROVIDERS- CATEGORY-I (IP-I)

The Infrastructure Providers Category-I are those Infrastructure Providers who provide assets such as dark fibres, Right of Way, duct space & tower.

The following are the guidelines for the registration of Infrastructure Providers Category-I to be called IP-I.

1. The applicant must be an Indian company, registered under the Companies Act, 1956/2013.
2. FDI up to 100%, with 49% under automatic route and beyond 49% through FIPB route subject to observance of conditions of IP-I Registration by the company as well as investors as notified by the Department of Telecommunications (DoT) from time to time.
3. Both direct and indirect foreign investment in the applicant company shall be counted.
4. The applicant company/Indian Promoters/Investing Companies including their holding companies shall comply with relevant provisions of extant FDI policy of the Government.
5. The company shall submit the application for registration in the prescribed form.
6. The applicant company shall make its own arrangement for Right of Way (ROW).
7. Change in the name of the applicant company or the licensed IP-I, as the case may be, shall be permitted in terms of the provisions under the Companies Act, 1956.
8. The applicant company shall be informed of the approval or rejection of the application as far as practicable within 15 days of submission of the application.
9. The registration for IP-I shall be on non-exclusive basis without any restriction on the number of entrants.
10. The IP-I registered company shall provide dark fibres, Right of Way, duct space, towers on lease / rent out / sale basis to the licensees of telecom services on mutually agreed terms and conditions.
11. The IP-I registered company shall submit a copy of an agreement entered into with the telecom service providers to the DOT within 15 days of signing of such agreement.
12. IP-I registered company shall provide for the use of infrastructure in a non-discriminatory manner.
13. The applicant company shall pay a processing fee of Rs. 5,000/- (non-refundable) through digital payments like e-transfers/NEFT/RTGS/Debit Card/Credit Card, as per the process given in the user guide for NTRP at http://www.dot.gov.in/sites/default/files/2016_12_14%20NTRP-TA-II.pdf.
14. The application is to be submitted to the Section Officer, CS-III, Department of Telecommunications, Room No.713, Sanchar Bhavan, 20 Ashok Road, New Delhi-110 001.

GOVERNMENT OF INDIA
MINISTRY OF COMMUNICATIONS
DEPARTMENT OF TELECOMMUNICATIONS
(CARRIER SERVICES CELL)
SANCHAR BHAVAN, 20 ASHOKA ROAD, NEW DELHI-110 001.

REVISED APPLICATION FOR REGISTRATION OF INFRASTRUCTURE PROVIDER –
CATEGORY-I (IP-I)

1. Name of Applicant Company: _____

2. Complete postal address with Telephone/FAX Nos./E-Mail
 - i) Corporate Office _____

 - ii) Registered Office _____

3. Address for correspondence with Telephone/FAX Nos./E-mail _____

4. Name of Authorised contact person, his designation, address and Telephone/FAX Nos./Email _____

5. Details of payment of processing fee (Refer para 13 of Guideline).

6. Certified copy of Certificate of Registration along with Articles of Association and Memorandum of Association to be attached.
(To be certified by the Company Secretary/Statutory Auditor and countersigned by Director duly authorised by the company)

7. Details of Promoters/Partners/Shareholder in the Company: The Promoters to be indicated.

S.No.	Name of Promoter / Partner	Indian / Foreign	Equity %age.
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

(Complete break-up of 100% of equity must be given. Equity holding upto 5% of the total equity shared among various shareholder can be clubbed but Indian and Foreign equity must be separate.)

8. Certified copy of approval of Government of India for Foreign Equity (To be applicable if FDI is more than 49%) (Certificate from Company Secretary/ Statutory Auditor countersigned by Director duly authorised by the company to be attached)

9. Resolution of Board of Directors / other proof that the person signing the application is authorized signatory, to be attached.

Certificate:

(I) I hereby certify that I have carefully read the guidelines, for the registration as Infrastructure Provider-I and I undertake to comply with the terms and conditions therein.

(II) I understand that this application if found incomplete in any respect and/or if found with conditional compliance shall be summarily rejected.

(III) I understand that all matters relating to the application will be subject to jurisdiction of courts in Delhi / New Delhi only.

(IV) I understand that if at any time any averments made or information furnished for obtaining the registration is found incorrect then my application and the registration if granted thereto on the basis of such s application shall be cancelled.

(V) I understand that in case it is decided to grant licence under section 4 of Indian Telegraph Act, 1885 to Infrastructure Provider Category-I (IP-I) instead of registration, at a later date, the said registration shall stand cancelled after the prescribed period as decided by the competent authority and the Infrastructure Provider (IP-I) shall have to apply for grant of specified licence/authorisation at that point of time as per terms and conditions applicable for such license/authorisation.

Date :

Place:

Signature and name of the
Authorised Signatory
(Company's seal)

CHECK-LIST

The Following documents should be submitted along with the application for IP-I Registration:

S.No	Particulars
1.	Application form in prescribed format. Corporate Office address/ Registered Office address given along with address for correspondence with Telephone / FAX / Email and Name of Authorized contact person, his designation, address and Telephone/FAX No./Email.
2.	Processing fee as prescribed.
3.	Certified copy of 'Certificate of Registration' along with AoA & MoA duly certified by Company Secretary / Statutory Auditor and countersigned by Director duly authorized by the Company.
4.	a) Details of Promoters / Partners /Shareholders in the Company provided in the format prescribed as given in the application form. b) Equity details of Indian & Foreign (Certified by Company Secretary/Statutory auditor and duly counter signed by Director duly authorised by the Company). c) Certified copy of approval of Government of India is given for Foreign equity, if Foreign equity is more than 49% (Copy of FIPB approval).
5.	a) Resolution of Board of Director that the person signing the application is authorized signatory. Such resolution should be signed with stamp by a Director but not by authorized signatory himself clearly mentioning the name of the Director signing the document. b) Signature of the authorized signatory should be attested by any of the other Director of the company or company Secretary as the case may be.
6.	List of Board of Directors along with their nationality (It should be clearly indicated that whether they are Resident Indian Citizen/NRI/Foreign Nationals).