

Government of India
Ministry of Communications
Department of Telecommunications
Sanchar Bhawan, 20, Ashoka Road, New Delhi - 110001
(Access Services Wing)

No.20-271/2010 AS-I (Vol.-IV)

Dated: 03.11.2021

Subject: Amendment in Guidelines for Grant of Unified License (Virtual Network Operators) for change in FDI norms.

As per the Condition 6 of Guidelines dated 31.08.2018 for Grant of Unified License (Virtual Network Operators), the Licensor reserves the right to modify at any time these guidelines and terms and conditions of 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 the telegraphs. The Licensor hereby amends/ appends the following in the guidelines for grant of UL (VNO):

S. No.	Existing Clause	Amended Clause
1.	<p>Clause No. 7 (b) & (c) of Annexure-II of Guidelines:</p> <p>7. (b) Equity details Indian</p> <p>Foreign</p> <p>Total</p> <p>(Certificate from Company Secretary/ Statutory Auditor countersigned by Director duly authorised by the company to be attached)</p> <p>7. (c) FDI up to 100 % with 49% under automatic route and beyond 49% through FIPB route. The applicant is required to disclose the status of foreign holding.</p>	<p>Clause No. 7 (b) & (c) of Annexure-II of Guidelines:</p> <p>7. (b) Equity details Indian:</p> <p>Foreign:</p> <p>(i) Land Border sharing country.....</p> <p>(ii) Others</p> <p>Total</p> <p>(Certificate from Company Secretary/ Statutory Auditor countersigned by Director duly authorised by the company to be attached)</p> <p>7. (c) FDI up to 100 % under automatic route. The applicant is required to disclose the status of foreign holding.</p> <p>(Certificate from Company</p>

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	<p>(Certificate from Company Secretary/ Statutory Auditor countersigned by Director duly authorised by the company to be attached)</p> <p>2. Clause No. 11 of Annexure-II of Guidelines:</p> <p>Certified copy of approval of Government of India for Foreign Equity</p> <p>(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)</p>	<p>Secretary/ Statutory Auditor countersigned by Director duly authorised by the company to be attached)</p> <p>Clause No. 11 of Annexure-II of Guidelines:</p> <p>Certified copy of approval of Government of India for Foreign Equity</p> <p>(To be applicable if FDI is from an entity of a country, which shares land border with India or beneficial owner of an investment into India is situated in or is a citizen of any such country) (Certificate from Company Secretary/ Statutory Auditor countersigned by Director duly authorised by the company to be attached)</p>
<p>3.</p>	<p>Clause No. 13 of Annexure-II of Guidelines:</p> <p>13. Power of Attorney by Resolution of Board of Directors that the person signing the application is authorised signatory.</p> <p>Certificates/undertaking:</p> <p>A. I hereby certify that I have carefully read the guidelines and License Agreement for providing UL (VNO). I undertake to fully comply with the terms and conditions</p>	<p>Clause No. 13 of Annexure-II of Guidelines:</p> <p>13. Power of Attorney by Resolution of Board of Directors that the person signing the application is authorised signatory.</p> <p>Certificates/undertaking:</p> <p>A. I hereby certify that I have carefully read the guidelines and License Agreement for providing UL (VNO). I undertake to fully comply with the terms and conditions therein.</p>

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B. I understand that this application if found incomplete in any respect and/or if found with conditional compliance or not accompanied with the processing fee shall be summarily rejected.

C. I understand that processing fee is non-refundable irrespective of any reason whatsoever.

D. I undertake to sign the License Agreement, within the prescribed time notified to me failing which my application shall be taken rejected and processing fee forfeited.

E. I understand that all matters relating to the application or license if granted to me will be subject to jurisdiction of courts/Tribunal(s) in Delhi/ New Delhi only.

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

B. I hereby certify that the norms of existing FDI policy including norms related to investment from entity/beneficial owners of the country which shares land border with India are complied with.

C. I understand that this application if found incomplete in any respect and/or if found with conditional compliance or not accompanied with the processing fee shall be summarily rejected.

C. I understand that processing fee is non-refundable irrespective of any reason whatsoever.

D. I undertake to sign the License Agreement, within the prescribed time notified to me failing which my application shall be taken rejected and processing fee forfeited.

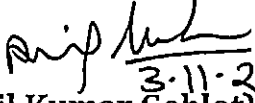
E. I understand that all matters relating to the application or license if granted to me will be subject to jurisdiction of courts/Tribunal(s) in Delhi/ New Delhi only.

F. I understand that if at any time, any averments made or information furnished for obtaining the license is found incorrect, then my application and the license if granted thereto on the basis of such

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		application shall be cancelled.
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2. This amendment comes into effect with **immediate** effect.
3. This amendment shall be part and parcel of the Guidelines for Grant of UL (VNO) and other Terms & Conditions remain unchanged.


3.11.2021
(Anil Kumar Gehlot)
Director (AS-I)

For and on behalf of the President of India
Ph. No. 23036864

Copy to:

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