

Comments with Respect to the Draft Amendment of the Radio Frequency Spectrum Fees Regulations 2010

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No.	Schedule	Eutelsat Comments
2.	2. Amendment of regulation 1 of the Regulations 2.1 insertion of the definition for "Blanket Licence"	Eutelsat respectfully recommends that the definition of "Blanket Licence" be replaced as follows: <i>"Blanket Licence" means an authorisation that covers the operation of a network that connect to an unlimited number of satellite terminals (including VSAT and ESIM terminals) with similar technical and operational characteristics</i> This will make the definition concise and consistent with the proposed amendment of Regulation 9, Item 6, Subitem 6.1
3	3. Amendment of regulation 5 of the Regulations 3.1 substitution for sub-regulation (5)(d) and (e) of the	Considering that multiple licensees are using common bands on a shared basis (e.g Ku, Ka, C etc.) to provide satellite services, Eutelsat respectfully recommends the addition of the Sharing Factor (SHR) to both the Hub ground station and Terminal network formulae. This will bring further alignment between the respective satellite and terrestrial fee calculation formulas. The proposed formulae are as follows:

Hub ground station Fee = Max (RuLi UNIT * FREQ * BW * SHR*SEC)

Terminal network Fee = (UNIT* BW * SHR* SEC)

Furthermore, Section 2.7 of the Explanatory Memo states that “The Security (SEC) factor is introduced to benefit satellite operations of the security sector”, the Radio Frequency Spectrum Fees Amendment Regulations, 2015 defines “Security Factor” as “the factor that is applied to reflect the assignments made to the security services as defined in the Electronic Communications Act of 2005.

Eutelsat would hence like to seek clarity if the proposed addition of the SEC factor will apply to other commercial satellite services considering that majority of satellite operation will primarily be to provide commercial services rather than “Security Services” as defined in the Electronic Communications Act of 2005.