



ITU Workshop on Policy and Regulations for Newly Established Regulators in the Asia Pacific Region

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Public Consultation and Improving the Effectiveness, Efficiency and
Transparency of Licensing Procedures

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Agenda



1. Communications and Multimedia Act 98 Licensing Framework
2. Principles of the CMA
3. Licensing in the Convergence Arena
4. Levels of Regulation
5. CMA Licence Application Process & Registration
6. Individual & Class Licence
7. Public Inquiry - Process

Communications and Multimedia Act 98 Licensing Framework



Evolution

PRE CMA 98 LICENCES

- Telecommunications / broadcasting
- Defined service by defined technology
- Multiple licences needed – vertically integrated



CONVERGED LICENCES

- Technology neutral
- Operators free to select networks / services
- Broad activity categories – derived from digital value chain

Basis of CMA 98

Who to regulate?

- Unambiguous assessment about the classes of service providers

Why regulate?

- Control and monitor industry participation

Converged C&M Activities

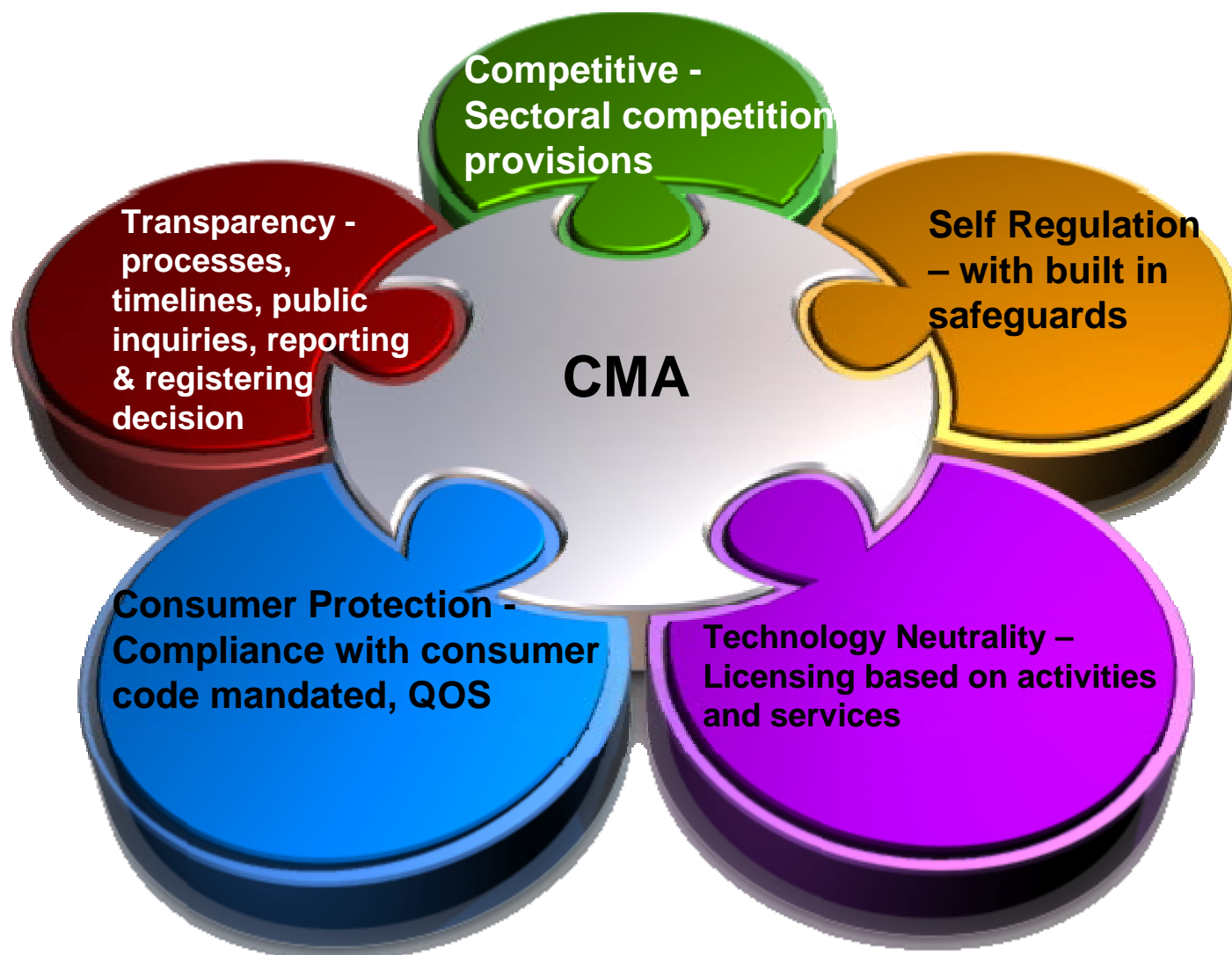
What to regulate?

- Licensable activities

How to regulate?

- Categories of licences
- Different levels of regulation – class/individual

Principles of the CMA



Licensing in the Convergence Arena



Content Applications Services

- terrestrial free to air radio and tv
- subscription broadcasting
- Satellite broadcasting



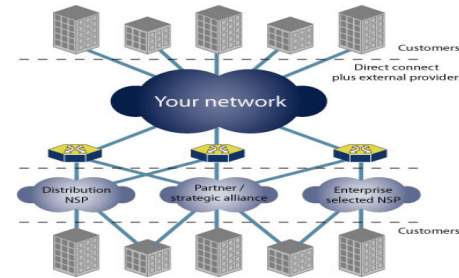
Applications Services

- Voice services
- data services
- Internet access
- IP telephony



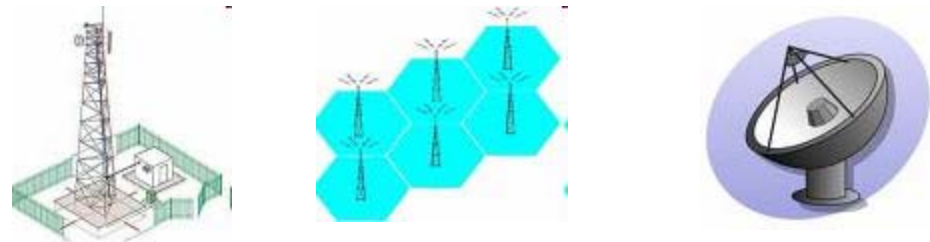
Network Services

- bandwidth services
- switching services
- gateway services

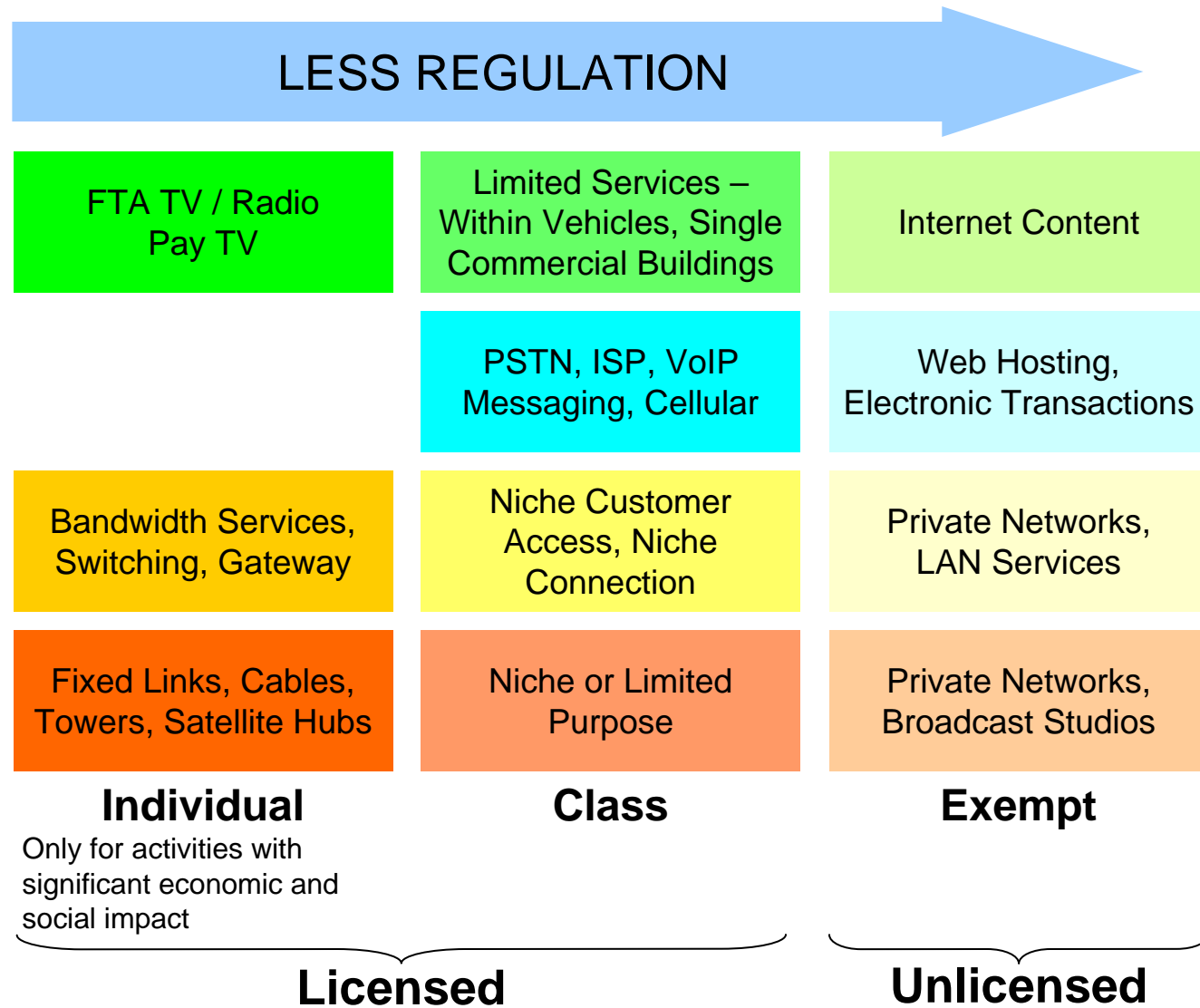


Network Facilities

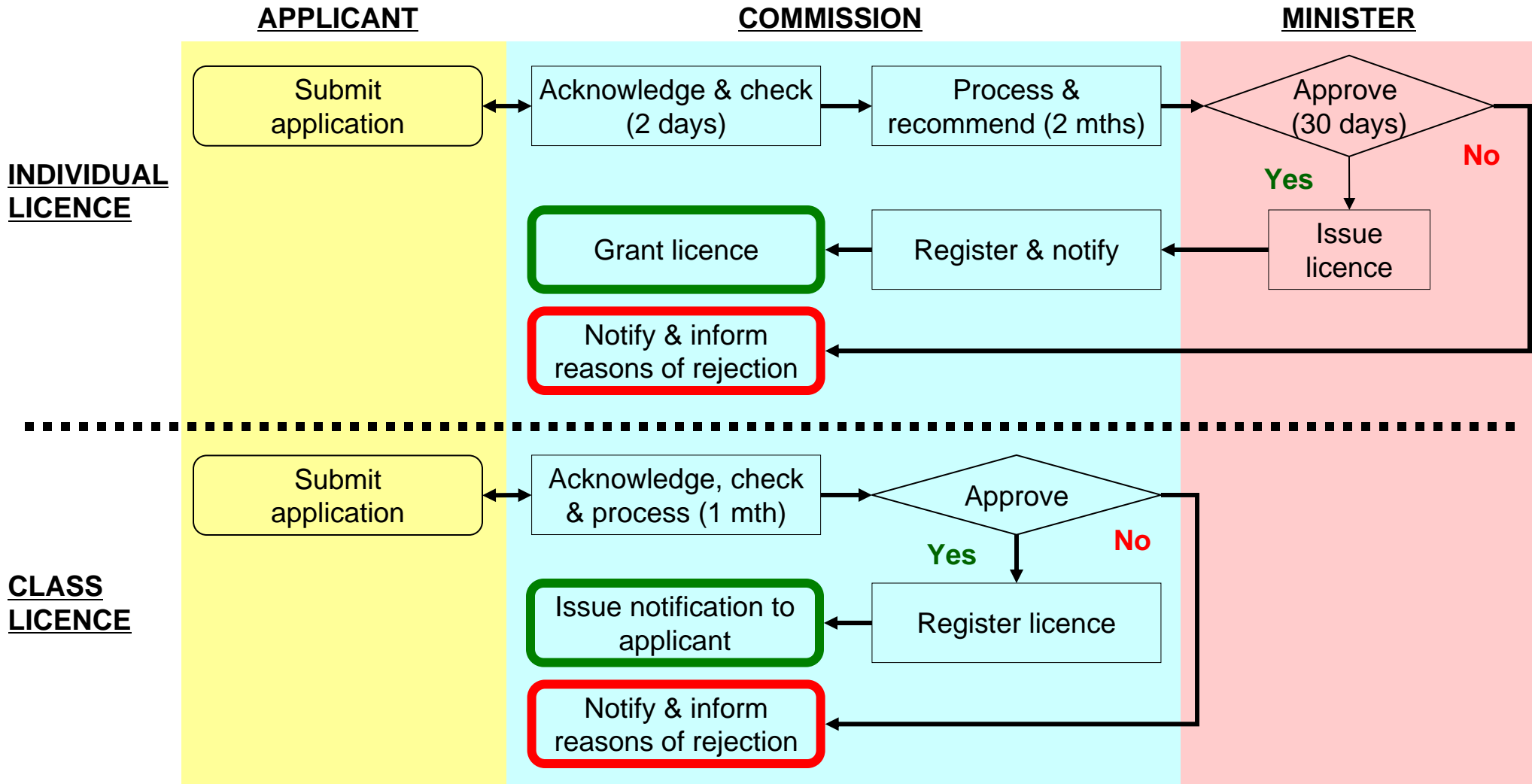
- cables, links and towers
- radio-communications transmitters and links
- earth stations
- submarine cable landing stations



Levels of Regulation



CMA Licence Application Process & Registration



Individual & Class Licence



INDIVIDUAL LICENCE		CLASS LICENCE
INFORMATION REQUIRED - Licensing Regulation 7 & 25		
<ul style="list-style-type: none"> • Applicant's particulars & shareholders • Target market • Financial Information • Operating procedures • Feasibility study 	<ul style="list-style-type: none"> • Proposed technical & service rollout • Description of activity • Area of coverage/type of technology 	<ul style="list-style-type: none"> • Applicant's particulars • Description of activity • Other information as required
LICENCE FEE		
<ul style="list-style-type: none"> • Application Fee: RM10,000 • Approval Fee: RM50,000 • Renewal Fee: RM25,000 • Licence Tenure: 10 years* 	<ul style="list-style-type: none"> • Annual Licence Fee: 0.50% subject to min of 0.15% of GAT (Gross Annual Turnover) or RM50K whichever is greater 	<ul style="list-style-type: none"> • Registration Fee: RM2,500 (annual)
LICENCE CONDITIONS		
<ul style="list-style-type: none"> • Roll out within 12 months • Compliance with DBP • Suspension of services • Compliance with Consumer Codes • USP Obligations (NFP/NSP/ASP) 	<ul style="list-style-type: none"> • Content Requirements – Local Content • Service to Government (PSA) • Prohibited Content • Censorship of Content 	<ul style="list-style-type: none"> • Standard Licence Conditions only

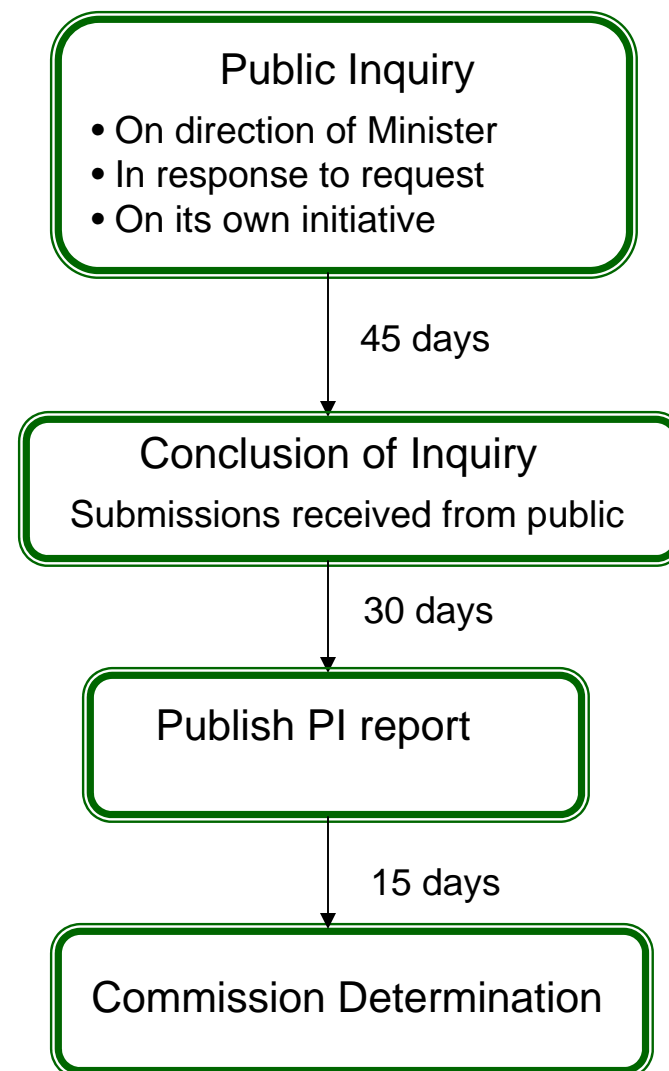
Public Inquiry - Process

Requirements of a PI

- shall be public
- publish relevant notice
- consider submissions
- no disclosure of confidential material
- register of reports

When to carry out PI

- On Minister's direction - on any matter of a general nature
- If Commission is satisfied matter is of significant interest
- For issuance of determination
- Public Consultation – informal process





THANK YOU