

REGULATORY AUTHORITY MINUTES RA/11/13

MINUTES of the Eleventh Meeting of the Board of Commissioners held on 6th day of June 2013 at 3rd Floor, Cumberland House, 1 Victoria Street, Hamilton, Bermuda.

Present: John Cunningham (Commissioner)
Carl Musson (Commissioner)
Kent Stewart (Chairman)
Philip Micallef (Chief Executive)

1. Acceptance and Quorum

- a) The meeting commenced at 11am. Kent Stewart, the Chairman of the RA, chaired the meeting.
- b) A quorum existed.

2. Definition of Specified Sectoral Providers

Board approved the following definition of Specified Sectoral Provider:

"In accordance with the Regulatory Authority Act 2011 Section 87, the Regulatory Authority has established that all ICOL (Integrated Communication Operating License) holders as of 1st June 2013 to be specified sectoral providers for the next twelve months for following reasons:

- i) Full liberalization of telecommunications market only took place on 29th April 2013 with granting of ICOLs
- ii) No new entrants as per as per Electronic Communications Act section 75 shall be permitted to enter the telecommunications market for at least one year and possibly up to three years as per section 75 of the Electronic Communications Act
- iii) Any of the current ICOL holders independently of whether they have been deemed to have Significant Market Power or not

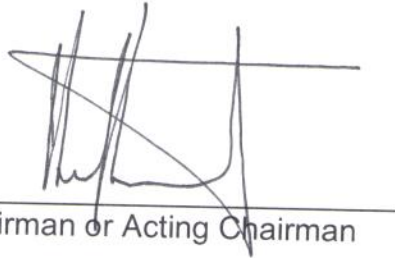
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have the potential to amalgamate, merge or acquire another ICOL holder and upset the competitive equilibrium.

This will ensure that the initial twelve months of liberalization are properly monitored not only from a market perspective but also from a cross-ownership perspective."

The Board directed the Chief Executive to write to Minister of Economic Development as per Section 87 of the Regulatory Authority Act on Concentration Review to obtain the consent of the Minister to go ahead with the above definition of Specified Sectoral Provider.

Signed as an accurate record of this meeting:



Chairman or Acting Chairman

7 JUNE 13
Date