

# REGULATORY AUTHORITY BOARD

MINUTES of the Meeting of the Board of Commissioners of the Regulatory Authority of Bermuda held on the 4th October 2016 at 1st Floor, Craig Appin House, 8 Wesley Street, Hamilton, Bermuda at 2:15pm

Present: Angela S. Berry (Chairman, Commissioner)  
Kenneth Robinson (Commissioner)  
Raj Barua (Commissioner) –participating by teleconference  
Matthew Copeland (Chief Executive)

In Attendance: Monique Lister (Legal Advisor)  
Javone Rogers (Consultant – Legal Advisor)

1. The Chairman called to order the meeting.
2. **Final Decision not to Proceed with the Preliminary Decision to Disqualify Bermuda Digital Communications Ltd. (“CellOne”) from the HDS-1 Process pursuant to the Request for Applications for the Assignment of Designated HDS-1 Frequencies in the 850 MHz, 700 MHz and 2100 MHz Bands (“RFA”) Section 4.6 issued on 21 September 2016 (“Preliminary Decision”)**

Following CellOne’s prompt action dated 29 September 2016 to rectify the issues that gave rise to the Preliminary Decision, it was RESOLVED to accept the recommendation that CellOne not be disqualified (the “Final Decision”) and be allowed to continue to participate in the HDS-1 process in accordance with the provisions of the RFA.

It was FURTHER RESOLVED that the Chief Executive be authorized to take the appropriate steps to issue a notice of the Final Decision to CellOne in accordance with paragraph 33 of the RFA; and to do all such things as may be required in his discretion in connection with these resolutions.

3. **Authorization to Amend the Request for Applications for the Assignment of Designated HDS-1 Frequencies in the 850 MHz, 700 MHz and 2100 MHz Bands**

It was RESOLVED to amend the Request for Applications for the Assignment of Designated HDS-1 Frequencies in the 850 MHz, 700 MHz and 2100 MHz Bands (“RFA”) pursuant to Section 9 of the RFA by amending the Timeline set forth in Table 2 of the RFA as follows:

- (i.) a Proposed HDS-1 Final Decision to be issued to the Applicants on or before **12 October 2016**;
- (ii.) the deadline for the Authority to announce its decision on the Successful HDS-1 Applicants shall be extended to **26 October 2016** from 5 October 2016; and
- (iii.) the deadline for the formal award of HDS-1 Licences to Successful HDS-1 Applicants and modification of ICOLs shall be extended to **31 October 2016** from 21 October 2016.

It was FURTHER RESOLVED that the Chief Executive be authorized to take such steps as deemed appropriate to disseminate the amendment in accordance with Section 9 of the RFA.

  
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Chairman