

REGULATORY AUTHORITY BOARD

MINUTES of the Meeting of the Board of Commissioners of the Regulatory Authority of Bermuda (the “RA”) held on the 22nd July 2021 via teleconference at 11:40 a.m.

Present: Michael Wells (Chairman, Commissioner)
Gregory Swan (Commissioner)
Mark Fields (Commissioner)
Dion Smith (Commissioner)
Philip Perinchief (Commissioner)
Denton Williams (Chief Executive)

In Attendance: Alisha Roberts (Executive Assistant)
Richard Ambrosio (Senior Legal Advisor)
Nigel Burgess (Senior Manager Electricity Planning and Analysis)
Charmaine Burgess (Director Communications & Stakeholder Engagement)
Denis Wasswa (Financial Controller)

1. QUORUM

The Chairman called the meeting to order and reported that a quorum was met. There were no conflicts of interest reported.

2. CONFIRMATION OF BOARD MINUTES

The Minutes of the meeting held on 8 and 12 July 2021 were confirmed.

3. CE/CHAIRMAN MEETINGS UPDATE

No meetings held.

4. ADMINISTRATION

4.a Legal Matters

Bermuda Telephone Company Ltd & Telecommunications (Bermuda & West Indies) (collectively, “Digicel”) vs Regulatory Authority, Civil 2020 No. 320 matter continues.

Logic Communications Ltd & Bermuda Digital Communications Ltd (both trading as One Communications, collectively “OneComm”) vs Regulatory Authority, Civil Jurisdiction 2020 No. 315 matter continues.

Enforcement vs Telecommunications Network Limited Enforcement proceedings to continue.

Telecommunications Network Limited v Regulatory Authority, Civil Jurisdiction, 2020, No 446 Settlement discussions to continue.

Enforcement vs World on Wireless Ltd (“WOW”) Enforcement proceedings to continue.

4.b Project Utilization Schedule as at 30 June 2021 (FY 2022-Q1)

The Board of Commissioners approved the Project Utilization Schedule as at 30 June 2021 (FY 2022Q1).

4.c 2021 RA Employee Satisfaction Survey - Presentation

The results of the 2021 RA Employee Satisfaction Survey were presented.

5. REGULATORY

5.a Submarine Communications Cables Package

It was RESOLVED to approve the Order setting out the application procedure and templates (permits and licences) pursuant to the Submarine Communications Cables Act 2020.

5.b Bulk Generation Solar PV Procurement

An update was provided on the list of lands to be considered for Solar PV development.

5.c Bulk Generation Proposal

The staff recommended that the Bulk Generation Unsolicited Proposal from the IMG Group be approved for movement to the next stage. The Board reviewed the request and approved a Notification of Interest be granted to the IMG Group.

The Notification of Interest allows the IMG Group to engage in discussions with the TD&R Licensee for the draft Power Purchase Agreement, and draft Interconnection Agreement, to be submitted as part of a detailed proposal.

5.d Ka-Band use in Bermuda

The Chairman and Commissioner Perinchief will review the OfCom request regarding the Ka-Band and consider the next steps.



Chairman