



BERMUDA

REGULATORY AUTHORITY (REQUEST FOR APPLICATIONS FOR  
THE ASSIGNMENT OF DESIGNATED HDS-1 FREQUENCIES IN THE 850 MHZ,  
700 MHZ AND 2100 MHZ BANDS) GENERAL DETERMINATION 2016

BR 46 / 2016

The Regulatory Authority, in exercise of the power conferred by section 62 of the Regulatory Authority Act 2011 and section 38(6) of the Electronic Communications Act 2011, makes the following General Determination:

Citation

1 This General Determination may be cited as the Regulatory Authority (Request for Applications for the Assignment of Designated HDS-1 Frequencies in the 850 MHz, 700 MHz and 2100 MHz Bands) General Determination 2016.

Interpretation

2 In this General Determination, unless the context otherwise requires, terms shall have the meaning given in the Regulatory Authority Act 2011 ("the RAA"), the Electronic Communications Act 2011 ("the ECA"), and the Schedule.

General purpose

3 This General Determination establishes the procedures, criteria and conditions for the assignment of Designated HDS-1 Frequencies in the 850 MHz, 700 MHz and 2100 MHz Bands in the form of the Request for Applications ("RFA") in the Schedule.

Determination

4 (1) This General Determination is made pursuant to the Consultation on the procedures, criteria and conditions for assigning high demand spectrum (Matter HDS-1), and the Authority's decision on it.

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(2) Taking into account the responses received to the Consultation and for the reasons given in the decision, the Authority determines that the adoption and implementation of a Request for Applications for the Assignment of Designated HDS-1 Frequencies in the 850 MHz, 700 MHz and 2100 MHz Bands is in the public interest and would greatly benefit consumers of electronic communications services.

(3) All applicants interested in applying for HDS Frequencies in HDS-1 shall comply with the procedures, criteria and conditions of the RFA in the Schedule.

(4) Following the effective date of this General Determination, the Authority shall commence the HDS-1 assignment process by formally issuing the RFA on a date (the "RFA Launch Date") to be determined by the Chief Executive of the Authority.

(5) Notice of the RFA Launch Date shall be published on the Authority's website at least one Working Day prior to the date on which the RFA is issued, and the Authority shall also send a copy of the notice by electronic mail to all ICOL holders.

Terms and conditions of General Determination

5 (1) The Schedule has effect.

(2) The Schedule is published on the Authority's website ([www.rab.bm](http://www.rab.bm)), and is also available for inspection at the offices of the Authority (Cumberland House, 1 Victoria Street, Hamilton) during ordinary business hours.

Effective Date of General Determination

6 This General Determination shall become effective on the day it is published in the Official Gazette.

Signed this 19th day of May 2016

Commissioner, Regulatory Authority