



Telecommunications Regulatory Commission

Notice of Application for Renewal of Flow's Licence

(3rd June 2021)

TAKE NOTICE THAT:

In accordance with section 6(e) of the Telecommunications Act, 2006 (**Act**), the Telecommunications Regulatory Commission of the Virgin Islands (**Commission**) is responsible for determining applications for licences for any of the purposes specified in the Act. Additionally, in accordance with section 15(2) of the Act, a person who wishes to operate a telecommunications network or provide a telecommunications service shall apply to the Commission for a licence.

The Commission is in receipt of an Application Form for a Public Supplier Licence from Cable & Wireless (BVI) Limited (**Flow**). On 25 May 2007, Flow was granted a Licence for the Operation of a Telecommunications Network Providing Telecommunications Services in the British Virgin Islands (**Licence**). The Licence was issued for a period of 15 years, thus expiring on 24 May 2022. Flow now seeks renewal of this Licence, for an additional period of 15 years.

In accordance with Article 3.3(a) of the Licence, the Commission shall, within ten (10) working days from the date at which the application was received, give notice to the public by publication in the Gazette and at least one (1) domestic newspaper of general circulation. Furthermore, the Commission shall give any interested third party the opportunity to comment on or object to the application. Such interested third party must be given not less than thirty (30) nor more than forty-five (45) working days from the date of this Notice to provide their comments or objections. Accordingly, all comments on or objections to the application must be filed with the Commission on or before 30 July 2021.

All responses to this Notice shall be captioned 'Application for Renewal of Flow's Licence' – and sent to the Telecommunications Regulatory Commission, P.O. Box 4401 or 27 Fish Lock Road, 3rd Floor Road Town, Tortola, British Virgin Islands VG 1110.

Responses from corporate bodies (legal persons) should include:

- the name of the company/institution/association/other organisation;
- the name of a principal contact person; and
- full contact details (physical address, postal address, telephone number, fax number and email address).

Responses from individual (natural) persons, should include name and contact details (including email).

TAKE FURTHER NOTICE THAT:

In accordance with Article 3.3(a) of the Licence, the Commission must send to Flow an Evaluation Report (**Report**) within ninety (90) working days from the date of receipt of the application, which will be a matter of public record at the Commission. Accordingly, the Commission will send the Report to Flow on 30 September 2021. The Report will be made available at the Reception desk of the office of the Commission located at 3rd Floor, LM Business Centre, Fish Lock Road, Road Town, Tortola, British Virgin Islands. Alternatively, a copy of the Report will be available on our website (www.trc.vg).

On 12 October 2021, a public hearing will be held at Maria's by the Sea during which Flow and any third party with a legitimate interest may make comments or objections on the application. This is in accordance with Article 3.3(a) of the Licence, which specifies that a public hearing must be held within ten (10) working days of the date of publication of the Report. Participation in this hearing will be limited to those persons who submitted a relevant comment or objection on the application in response to this Notice. A further notice with additional details on the public hearing will be published by the Commission at a later date.

The person responsible for this matter is Mr. Guy L. Malone, Chief Executive Officer, and he can be contacted at gmalone@trc.vg concerning this Notice. All queries in relation to this matter should be copied to Chantal L. Flax-Ward, Chief Legal Advisor, at cflax-ward@trc.vg.

Issued by the Telecommunications Regulatory Commission on the 3rd day of June 2021.

(Sgd.) Guy L. Malone.

Chief Executive Officer