

REPUBLIC OF LIBERIA

# Liberia Telecommunications Authority

Building #D-168, Congo Town Back Road

Monrovia, Liberia



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Office of the Chairperson

## LTA-ORDER-0010-01-28-15

PURSUANT TO PART III, SECTION 11 (1), (2), (3) & (4) OF THE TELECOMMUNICATIONS ACT 2007, THE LIBERIA TELECOMMUNICATIONS AUTHORITY HEREBY ISSUES AND PUBLISHES THIS ORDER ON THE TELECOMMUNICATIONS LICENSING AUTHORIZATION REGULATIONS (LTA-REG-001) AS AMENDED 2015.

WHEREAS, pursuant to the Telecommunications Act 2007 of the Republic of Liberia (the "Act"), the LTA has decided to amend the Telecommunications Licensing Authorization Regulations (LTA-REG-001) (the "Regulations"), to enable the LTA to transition from a technology-biased licensing regime to a technology-neutral performance-based licensing regime; and

WHEREAS, following due notice, opportunities to be heard and inputs from various sector stakeholders, and taking into account the results of public consultations, the LTA has finalized amendments to the Regulations, which have been adopted as the "Telecommunications Licensing Authorization Regulations (LTA-REG-001) As Amended 2015 ("Amended Regulations"); and

WHEREAS, consistent with emerging international best practices, in order to lower barriers to market entry and to ensure a sustained revenue stream to Government, the fees to be paid by Operators and Service Providers pursuant to the Amended Regulations include a fixed component and a variable performance-based component, the latter of which has been set at five percent (5%) of gross annual revenues earned by Operators and Service Providers.

NOW THEREFORE, in consideration of the foregoing premises, the LTA hereby orders:

1. That these Amended Regulations shall take immediate effect for implementation commencing July 1, 2015.
2. That all Operators and Service Providers shall migrate to the new Licensing Regime by or before June 30, 2015.

3. That as an incentive for Operators and/or Service Providers to migrate to the new Licensing Regime by or before June 30, 2015, their current License and associated Spectrum/Frequency Authorizations ("Authorizations") will be extended by a number of years to increase the validity of each License and Authorization to Fifteen (15) years.
4. That Operators and Service Providers who migrate to the new Licensing Regime after June 30, 2015, shall not be eligible to increase the validity of their License and associated Authorizations.
5. That Operators and Service Providers whose migration to the new licensing regime occurs after June 30, 2015, shall attract an annual increase of one percent (1%), which will be added to the five percent (5%) performance-based rate used to calculate the variable fees due to Government.
6. That pursuant to Count 5 above, the increase in the performance-based rate used to calculate the variable fees due to Government shall not exceed fifteen percent (15%).
7. That Operators and Service Providers who fail to migrate to the new licensing regime shall, upon expiration of their License, be required to submit a new License application, if they desire to continue operations in Liberia; and shall be subject to a fifteen percent (15%) performance-based rate in calculating the variable fees due to Government.

THIS ORDER SHALL TAKE EFFECT IMMEDIATELY UPON PUBLICATION; IT SHALL HAVE THE SAME LEGAL FORCE AS A RULE OF THE LTA OR PURSUANT TO LEGAL PROCESS.

ISSUED THIS 28<sup>TH</sup> DAY OF JANUARY A. D. 2015 IN THE CITY OF MONROVIA, REPUBLIC OF LIBERIA.

SIGNED:



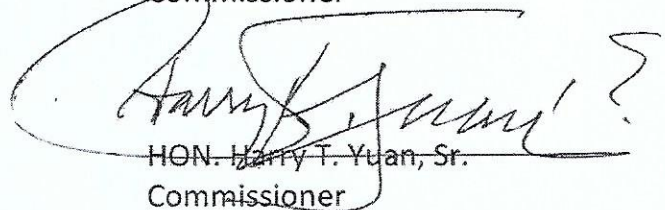
HON. Henry W. Benson  
Commissioner



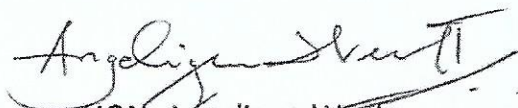
HON. Maria G. Harrison  
Commissioner



HON. B. Anthony McCritty, Sr.  
Commissioner



HON. Harry T. Yuan, Sr.  
Commissioner



HON. Angelique Weeks  
CHAIRPERSON