

**CHECK LIST FOR APPLICANTS FOR GRANT OF LICENSE UNDER THE
GUIDELINES FOR OPERATING DTH SERVICE IN INDIA**

1. Application

- 1.1 Application to be submitted to the Secretary, I&B in triplicate in the prescribed pro-forma (Form A). The following documents are to be enclosed by the applicant: -
- (i) Application in triplicate in *Form A*
 - (ii) Certificate of Incorporation;
 - (iii) Article of Association of the applicant Company
 - (iv) Board Resolution for applying for permission and nomination of Authorized signatory.
 - (v) Details of shareholding pattern as per *Table 1 and Table 2* of the application *Form A*. (If there is any foreign investment direct or indirect, copy of FIPB approval to be attached).
 - (vi) Complete Bio-datas of each of the members of Board of Directors, key executives such as CFO, CEO, Marketing head etc. as per Annexure-A
 - (vii) Detailed project report indicating financial, technical, operational implications and block schematic diagrams of block schematic diagramme of various technical components including the suggested building plan, details of the proposed value added services proposed to be provided etc.
 - (viii) Footprint of the Satellite on which the transponder are to be hired
 - (ix) Lease Agreement for hiring of satellite capacity *(not necessary)
 - (x) Undertakings in the format at Annexure- B on non-judicial stamp paper
 - (xi) Net worth certificate as per the format (Annexure-C) (Though the guidelines do not specify the minimum Net worth of the applicant company but it should not be less than Rs.10 Crores)

ACTION TO BE TAKEN BY APPLICANT AFTER ISSUE OF LOI

- 2.1 Applicant to obtain SACFA Clearance from Wireless Planning and Coordination (WPC), Deptt. Of Communications.

Furnishing of Bank guarantee

- 2.2 Applicant to furnish, within one month of obtaining of SACFA clearance, a Bank Guarantee of Rs. 40 crores in Form-C from any scheduled bank valid for the duration of the license.
- 2.3 Applicant to submit a copy of SACFA clearance, Board Resolution, authority letter/power of attorney for signing License agreement and affidavits as prescribed in the LoI .

Signing of License Agreement

- 2.4 Signing of license agreement by the applicant with Ministry of I&B in Form B.
- 2.5 Authorized Signatory to come up with two copies of License Agreement in Form- B each typed on the non-judicial Stamp paper of Rs.100/-

NOTE: This check list is not exhaustive. The Ministry reserves the right to call for such additional information as may be required and deemed fit & necessary. However the application (s) received without the documents /papers listed in the check list above will be rejected summarily.

BIO -DATA

1. Name:
2. Parentage:
3. Date and place of Birth:
4. Nationality:
5. Passport details, if any:
6. Details of employments (In chronological order):
7. Position held :
8. Address (Permanent , residential & official):
9. Any other information:
10. DIN No. :
11. Name and contact details of the other companies in which the member is also a Director:

Non-judicial stamp paper of Rs.10/-

UNDERTAKING

We **(name of the Company)** having registered office at **(Complete address of the company)** have applied to Ministry of Information & Broadcasting , Government of India for setting up DTH platform on Ku Band in India and with reference to Ministry of Information & Broadcasting ,Government of India letter No. _____ dated _____, we hereby do solemnly affirm and state as under:

- (i) We undertake to ensure that our DTH platform shall not carry signals of a broadcaster who has been found by any regulatory body or court of law to have :
 - (a) refused access on non-discriminatory basis to any other DTH operator as laid down in the regulations of Telecom Regulatory Authority of India (TRAI); or
 - (b) violated the provisions of any law relating to competition including the Competition Act.
- (ii) We undertake not to enter into any exclusive contract for distribution of TV Channels on DTH platform.
- (iii) We undertake that the STBs/ IRD installed at the TV set of the subscriber shall not be proprietary in nature.
- (iv) We undertake and state that no exclusive TV channel shall originate from their DTH Centre or any other establishment run by the Company.
- (v) We hereby undertake to ensure that the DTH subscribers will not have access to pornographic channels or to secret/anti-national messaging and the like. In the event of any violation of this undertaking by us the license granted to us may be cancelled.

Place:

**For and on behalf of the (name
of the applicant Company)**

Date:

(Signature with name and complete address of the authorized signatory/CEO/ Director on the Board of the Company)

**FORMAT FOR CERTIFICATE OF NET WORTH BY STATUTORY
AUDITORS**

We have audited the Books of Accounts of _____ for the financial year ended/period ended month-day-year, 20__ and certify that the “Net Worth” of Applicant Company as on _____ 200__ is Rs. _____ lacs (Rupees in words lacs). We further certify that the Net Worth of the Applicant Company is computed as follows:

Sl.No.	Particulars	Amount in Rupees-lacs
1.	Book Value of assets	
2.	Book value of fictitious and intangible assets	
3.	Liabilities other than owner’s funds	
4.	Net Worth { 1-(2+3)}	

Place/Date

Signature Auditors

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Note:

NET WORTH

The excess of the book value of assets other than fictitious and intangible assets of an enterprise over its liabilities. This is also referred to as Net assets or shareholder’s funds.

BOOK VALUE OF ASSETS

The amount at which an item appears in the books of account or financial statement. It does not refer to any particular basis on which the amount is determined. Eg. Cost, replacement value etc.

Fictitious Assets

Items grouped under the assets in a balance sheet which has no real value (eg. The debit balance of the profit and loss account)

LIABILITIES

The financial obligation of an enterprise other than owner’s funds.