

**ELIGIBILITY CRITERIA, DOCUMENTS REQUIRED, APPLICATION FORM, TARIFF
AS PER REVISED LICENSING REGIME FOR AWARD OF MOBILE TV (VIDEO &
AUDIO CONTENT PROVISION) SERVICE LICENCE**

ELIGIBILITY CRITERIA

1. **Who Can Apply** (1) Any company registered under Companies Ordinance 1984 having paid up capital of not less than Rs. 03 million can apply for a Mobile TV (Video & Audio Content Provision) Service licence.

(2) The applicant company must not be holding, directly or indirectly, a broadcast service licence.

(3) The management, control and majority shareholding of the applicant company must vest in the local nationals.

(4) The applicant must hold a CVAS Class Data Licence issued by Pakistan Telecommunication Authority before commencement of service.

(5) The object clause of the applicant company shall allow entry into the business of electronic media or Mobile TV (Video & Audio Content Provision) Service.

(6) The applicant company or any of its directors or shareholders must not be defaulter of PEMRA, any financial institution, tax authorities or Government of Pakistan or any provincial/regional government.

(7) The applicant company or any of its directors or shareholders must not have been declared insolvent.

(8) The applicant company must be in compliance with the relevant provisions of the PEMRA Ordinance 2002, PEMRA Rules 2009, regulations made there under and as amended from time to time and licence terms & conditions.

2. **Ineligibility for Grant of Licence**

A licence shall not be granted to:

(a) a person who is not a citizen of Pakistan or resident in Pakistan;

(b) a foreign company organized under the laws of any foreign government;

(c) a company the majority of whose shares are owned or controlled by foreign nationals or companies whose management or control is vested in foreign nationals or companies; or

(d) any person funded or sponsored by a foreign government or organization.

3 Documents Required

The applicant company shall submit following documents preferably in the same sequence:

- (a) Duly filled application form (**Annex-I**).
- (b) Board Resolution of the applicant company authorizing filing of the application for grant of Mobile TV (Video & Audio Content Provision) Service licence.
- (c) Certificate of Incorporation from SECP, Statutory Returns and Forms regarding ownership/management of the applicant company (e.g. Form-A, Form 29 and Form 3 etc.).
- (d) Names and detailed CVs of the directors and shareholders of the applicant company.
- (e) Attested copies of CNICs and Passports of the directors and shareholders of the applicant company.
- (f) Relevant experience certificates of the directors and shareholders of the applicant company.
- (g) Details of other businesses of the applicant company alongwith total assets, annual turnovers and annual reports of the company, if any.
- (h) Audit reports for last two years of the applicant company where applicable.
- (i) Copy of NTN certificate of the applicant company and its directors and shareholders.
- (j) NOC (No Objection Certificate) from FBR for tax clearance
- (k) Income tax returns of the applicant company for last two years. In case of a new company the income tax returns of the directors and shareholders of the company shall be provided.
- (l) The CIB (Credit Information Bureau) reports of the applicant company and its directors and shareholders.
- (m) Affidavit of applicant company that neither the applicant company nor any of its directors or shareholders are defaulter of PEMRA, any financial institution, or government and tax authorities (**Annex-II**).
- (n) Affidavit of applicant company that it shall abide by all PEMRA Laws, the Rules, Regulations, Code of Conduct, licence terms & conditions and directions issued by the Authority from time to time (**AnnexIII**).
- (o) Affidavit of the applicant company that neither the applicant company nor any of its directors and shareholders are directly or indirectly, holding a broadcasting service licence. (**Annex-IV**).
- (p) Affidavit that the applicant company is in compliance with Section 25 of the PEMRA Ordinance 2002 (**Annex-V**).
- (q) Affidavit that the applicant company or any of its directors and shareholder has never been black listed (**Annex-VI**).
- (r) Demand Draft or Pay Order in favor of PEMRA amounting to Rs. 20,000/- (Rupees Twenty Thousand) as application processing fee which shall be non-refundable.

- (s) Technical feasibility of the project.
- (t) Financial feasibility of the project.
- (u) Copy of CVAS Class Data Licence issued by Pakistan Telecommunication Authority (the same is to be provided along with the application (if the applicant is already a CVAS licence holder) or before the start of service after award of licence by PEMRA after completion of legal requirements)

APPLICATION FORM FOR A MOBILE TV (VIDEO & AUDIO CONTENT
PROVISION) SERVICE LICENCE

Please read the following instructions carefully before filling in the Application Form:

- Give complete answers, use extra sheets if required, attach copies of other relevant documents, if required, to illustrate an answer;
- Use the typescript or write in black ink in CAPITAL letters;
- Please attach documentary evidence of your authorization to act on behalf of the applicant company;

To,
The Pakistan Electronic Media Regulatory Authority,
Islamabad.

1. **1.1 Name of applicant company:** _____
1.2 Full Name & title of CEO: _____
1.3 CNIC No. of CEO: _____
1.4 Applicant company's Registration No.: _____
1.5 National Tax No.: _____
1.6 Date of incorporation: _____
1.7 Business Address: _____
1.8 Mailing Address [If different from above]: _____
1.9 Telephone No.: _____ Mobile No.: _____
1.10 Fax No.: _____ E-mail address.: _____
1.11 Website: _____

2. Technical Information

- 2.1 Location of Head End/Data Center:
Plot No. _____ Street No. _____ Sector _____
P.O.Box _____ City _____
- 2.2 Technology / standards to be used for Mobile TV (Video & Audio Content Provision)
Service, capacity of server (please attach details on separate sheet)
- 2.3 Detail of Media between the Mobile TV (Video & Audio) licensee & MNo, no of E1s etc)

2.4 Detail of proposed Satellite TV channels & FM radios to be provided (attach details on separate sheet)

2.5 Name of company / Mobile Network Operator (MNO) to which the services are proposed to be provided

2.6 Detail of contact persons of the MNO:

Name: _____ Designation: _____ Cell No. _____

Email: Correspondence Address: _____

2.7 Proposed Tariff

A. Detail of tariff charged from subscribers by MNO

B. Details of tariff agreed between the Licensee and MNO

3. **Duration of Licence: Five Years**

4. **Projected date of Operation:** _____

5. **Non-refundable application processing fee: Rs.20,000/- (Pak Rupees Twenty Five Thousand Only)**

Bank Draft/Pay Order No.: _____ Dated _____

(attached in original) drawn on: _____

6. **Vision and policy of the company** (min 2000 words): [must be attached with the application]

7. **Organizational set-up:** (Organogram of the company to be submitted on separate sheet)

7.1. **Names and addresses of the ultimate beneficial ownership of the Company/Organization:**

Sr. No.	Name, address, CNIC Number

9. Funding Details:

10. Socio-economic Impact: (Attach note of approx. 2000 words on the social benefits or objectives sought to be achieved by the project)

11. Financial & Technical Feasibilities: (attach details)

I do hereby solemnly affirm that the information provided above are correct to the best of my knowledge nothing concealed; if at any stage PEMRA finds that any of the information is incorrect or documents provided by me herewith are not correct, any licence / permission or other benefits provided to me in this regard, may be withdrawn by PEMRA.

Signature of Director of the company/CEO

Company Seal

UNDERTAKING

I/We _____, the applicant company(s) do hereby declare that the above facts are correct in all respects and nothing has been concealed or misrepresented therein. I/We also undertake that:

- (1) I/we shall respect the sovereignty, security, integrity and ideology of the Islamic Republic of Pakistan;
- (2) I/we shall respect the national, cultural, social and Islamic values and the principles of public policy as enshrined in the Constitution of the Islamic Republic of Pakistan and to safeguard the ideology of Pakistan;
- (3) I/we have read and understood the eligibility criteria and procedure and shall strictly comply with the same in letter and spirit;
- (4) I/we, if granted a licence, shall comply with PEMRA Ordinance, rules and regulations made thereunder, the Code of Conduct, licence terms & conditions and instructions as notified by the Authority from time to time and pay licence fee, annual fee, security deposit and all such other dues as notified by the Authority;
- (5) I/we, if granted a licence, shall provide service in the public interest specified by the Federal Government or the Authority in the manner indicated by the Government or, as the case may be, the Authority;
- (6) I/we shall obtain NOC from PEMRA before import of any transmitting apparatus for broadcasting as required under Section 20 of the PEMRA Ordinance 2002;
- (7) I/we shall not sell, transfer or assign any of the rights conferred by the licence without prior written permission of the Authority;
- (8) I/we have provided all documents which are required to be submitted along with the application for Mobile TV (Video & Audio Content Provision) licence and shall provide any further information if and when required by the Authority;

Signature on behalf of Applicant company

Place _____

Date _____

Reference No.()MTV-2015

RECEIPT

Received Rs. 20,000/- through Pay Order/Bank Draft
No. _____, from _____ dated _____ through
h _____ today, the _____, 2015.

For
Pakistan Electronic Media Regulatory Authority,
Islamabad

NON-DEFAULTER STATUS AFFIDAVIT

(TO BE ATTESTED BY OATH COMMISSIONER ON STAMP PAPER)

I,

_____ S/o _____ (Designation
) _____ of M/s _____ (hereinafter referred

as “the applicant company”) do hereby solemnly state and affirm on oath that neither the applicant company nor any of its CEO, Directors and shareholders are defaulter of PEMRA, any financial institution, tax authorities or the Government of Pakistan or any provincial and Local Government.

DEPONENT

VERIFICATION:

I, the above named deponent do hereby solemnly affirm on oath that the contents of the above affidavit are correct and true to the best of my knowledge and nothing has been concealed therein.

DEPONENT

AFFIDAVIT FOR COMPLIANCE

(TO BE ATTESTED BY OATH COMMISSIONER ON STAMP PAPER)

I, _____ S/o _____

(Designation) _____ of

M/s _____ (hereinafter referred as “the applicant company”) do hereby

solemnly state and affirm on oath that the applicant company and its CEO, Directors and share holders shall abide by the PEMRA Ordinance 2002, the Rules, Regulations, guidelines, eligibility criteria, Code of Conduct made there under and as amended from time to time as well as the directions issued by the Authority from time to time. I also undertake to pay the applicable licence fee, annual fee and security deposit or as amended by the Authority from time to time.

DEPONENT

VERIFICATION:

I, the above named deponent do hereby solemnly affirm on oath that the contents of the above affidavit are correct and true to the best of my knowledge and nothing has been concealed therein.

DEPONENT

AFFIDAVIT - CROSS MEDIA OWNERSHIP

(TO BE ATTESTED BY OATH COMMISSIONER ON STAMP PAPER)

I, _____ S/o _____

(Designation) _____ of M/s _____ (hereinafter referred as “the company”) do hereby solemnly state and affirm on oath that neither the applicant company nor any of its CEO, Directors or share holders directly or indirectly own, operate or manage any broadcast station business e.g. Satellite TV, FM Radio, Landing Rights Permissions etc. which may disqualify for getting a distribution media licence in terms of Rule 13 of the PEMRA Rules 2009.

DEPONENT

VERIFICATION:

I, the above named deponent do hereby solemnly affirm on oath that the contents of the above affidavit are correct and true to the best of my knowledge and nothing has been concealed therein.

DEPONENT

AFFIDAVIT - FOREIGN MEDIA OWNERSHIP

(TO BE ATTESTED BY OATH COMMISSIONER ON STAMP PAPER)

I, _____ S/o _____

(Designation) _____ of M/s _____

(hereinafter referred as “the applicant company”) do hereby solemnly state and affirm on oath that the applicant company is not ineligible for grant of licence in terms of Section 25 of the PEMRA Ordinance 2002 as amended from time to time or as provided in the eligibility criteria and procedure.

DEPONENT

VERIFICATION:

I, the above named deponent do hereby solemnly affirm on oath that the contents of the above affidavit are correct and true to the best of my knowledge and nothing has been concealed therein.

DEPONENT

AFFIDAVIT FOR NO BLACKLISTING STATUS

(TO BE ATTESTED BY OATH COMMISSIONER ON STAMP PAPER)

I, _____ S/o _____

(Designation) _____ of M/s _____

(hereinafter referred as “the applicant company”) do hereby solemnly state and affirm on oath that neither the applicant company, nor any of its Directors and shareholders has ever been blacklisted by PEMRA or any organization of Government.

DEPONENT

VERIFICATION:

I, the above named deponent do hereby solemnly affirm on oath that the contents of the above affidavit are correct and true to the best of my knowledge and nothing has been concealed therein.

DEPONENT