

Annex: 3 Application Form

This document contains the Phase 2 Application Form for participation in ComReg's Multi Band Spectrum Award 2021 in a writeable PDF format.

For the meaning of capitalised terms used but not defined in this document, readers are referred to the Information Memorandum ("IM) setting out the processes and procedures for the Multi Band Spectrum Award (ComReg Document 21/40).

As part of Phase 1 of the Application Stage, Interested Parties must complete and submit the Phase 1 Application Form set out in Annex 3a. As part of Phase 2 of the Application Stage, Applicants must then complete and submit the Phase 2 Application Form set out in Annex 3b.

Any additional documentation required to be supplied by the Applicant as part of its Application is to be appended to the relevant Phase 1 or Phase 2 Application Form.

See Table 17 of the IM for an outline of the timing for each of these phases.

Annex 3 b – Phase 2 Application Form

Part 3: Initial Bid Form

The submission of this Initial Bid Form as part of a complete Application represents a binding offer to pay the SAF and annual SUFs linked to each of the Lots specified herein in exchange for a Licence for those Lots. The Initial Bid Form, including Lots in all Lot Categories, Reserve Prices and associated Eligibility Points are presented in Tables A3.3 and A3.4 below. Note that, for an Initial Bid Form to be valid, it must:

- adhere to the Award Rules on Competition Caps; and
- be accompanied by a Deposit of an amount no lower than the sum of the Reserve Prices of Lots requested by the Applicant in Tables A3.3 and A3.4 below.

All Deposits are to be paid into ComReg's Nominated Bank Account by the deadline of **23:59 hours (Irish time) on Friday 6 August 2021**. The details of ComReg's Nominated Bank Account are as follows:

Bank of Ireland, 2 College Green, Dublin 2, Ireland.

Account Number: 96614639

Sort Code: 90-00-17

BIC Code: BOFIIIE2D

IBAN No: IE96 BOFI 9000 1796 6146 39

If making a bank transfer/EFT, please ensure that:

- Reference is "MBSA2 Award"; and
- Your Bank quotes your ComReg account number (if an existing ComReg account holder) in making the transfer to ComReg.

Table A3.2. Summary Information

Information Required	Information Provided
Applicant Name:	
Total number of Lots applied for:	
Total amount of Deposit:	

Table A3.3: Frequency specific A-Lots available in the Award Process

Lot Category	Frequency range	Duration ¹	Time Slice	Lots available	Lot size	Reserve Price per Lot (€)	Annual SUF per Lot before CPI Adjustment (€)	Eligibility Points/ Lot	Number of Lots applied for per Lot Category
A2.3/1	2390 – 2400 MHz unpaired	14/02/2022 to 11/03/2027	1	1	10 MHz	197,000	52,575	2	
A2.3/2	2390 – 2400 MHz unpaired	12/03/2027 to 13/02/2042	2	1	10 MHz	285,000	52,575	2	
A2.6TL/1	2570 – 2575 MHz unpaired	14/02/2022 to 11/03/2027	1	1	5 MHz	25,000	5,000	1	
A2.6TL/2	2570 – 2575 MHz unpaired	12/03/2027 to 13/02/2042	2	1	5 MHz	35,000	5,000	1	
A2.6TU/1	2615 – 2620 MHz unpaired	14/02/2022 to 11/03/2027	1	1	5 MHz	25,000	5,000	1	
A2.6TU/2	2615 – 2620 MHz unpaired	12/03/2027 to 13/02/2042	2	1	5 MHz	35,000	5,000	1	

¹ As detailed in Section 2.3.3 of the Information Memorandum, the commencement date of 14 February 2022 for Lots in Time Slice 1 may be adjusted by ComReg.

Table A3.4: Frequency generic B-Lots available in the Award Process

Lot Category	Frequency range	Duration ²	Time Slice	Number of Lots	Lot size	Reserve Price per Lot (€)	Annual SUF per Lot before CPI Adjustment (€)	Eligibility Points/Lot	Number of Lots applied for per Lot Category
B700	703 – 733 MHz paired with 758- 788 MHz	14/02/2022 to 13/02/2042	1 & 2	6	2 × 5 MHz	9,158,000	998,931	4	
B2.1/1	1920 – 1980 MHz paired with 2110 – 2170 MHz ³	16/10/2022 to 11/03/2027	1	9	2 × 5 MHz	1,398,000	525,753	2	
B2.1/2	1920 – 1980 MHz paired with 2110 – 2170 MHz	12/03/2027 to 13/02/2042	2	12	2 × 5 MHz	3,188,000	525,753	2	
B2.3/1	2300 – 2390 MHz unpaired	14/02/2022 to 11/03/2027	1	18	5 MHz	163,000	52,575	1	
B2.3/2	2300 – 2390 MHz unpaired	12/03/2027 to 13/02/2042	2	18	5 MHz	319,000	52,575	1	

² Note that, as discussed in Section 2.3.3, the commencement date of 14 February 2022 for Lots in Time Slice 1 may be adjusted by ComReg.

³ This does not include the three lots currently assigned to Eir.

Lot Category	Frequency range	Duration ²	Time Slice	Number of Lots	Lot size	Reserve Price per Lot (€)	Annual SUF per Lot before CPI Adjustment (€)	Eligibility Points/Lot	Number of Lots applied for per Lot Category
B2.6F/1	2500 – 2570 MHz paired with 2620 – 2690 MHz	14/02/2022 to 11/03/2027	1	14	2 × 5 MHz	326,000	105,151	2	
B2.6F/2	2500 – 2570 MHz paired with 2620 – 2690 MHz	12/03/2027 to 13/02/2042	2	14	2 × 5 MHz	638,000	105,151	2	
B2.6T/1	2575 – 2615 MHz unpaired	14/02/2022 to 11/03/2027	1	8	5 MHz	163,000	52,575	1	
B2.6T/2	2575 – 2615 MHz unpaired	12/03/2027 to 13/02/2042	2	8	5 MHz	319,000	52,575	1	

Applicant Name: _____

(Signature of Authorised Agent): _____

Name in block capitals: _____

Date (DD/MM/YYYY):

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Phase 2 Application Documentation Checklist

Tick the boxes to ensure that all the required information is included in your Phase 2 Application. A complete Phase 2 Application must consist of the following:

Part 3: Original Initial Bid Form completed and signed in accordance with the Award Rules

An updated list of Insiders (if applicable)

Each document which is electronically signed must be accompanied by a document, or equivalent confirmation, which reflects the verifiable electronic audit trail for the electronic signature. This is sometimes referred to as a certificate of completion (or equivalent) by commonly used electronic signature platforms and demonstrates how and when the electronic signature process for the relevant document was undertaken.

Note that, for a hardcopy paper Application to be considered complete, **five identical paper** copies of the above documents should also be provided with the Application. The original version of the paper Application Form should be identified as such.

Phase 2 Application Procedure

As per Section 3.3.2 of the IM, Phase 2 Application Documentation consists of:

- completed and signed Phase 2 Application Form;
- a corresponding monetary Deposit; and
- if required, updated Phase 1 Application Documentation⁴.

ComReg will only accept **Phase 2 Application Documentation** submitted before **17:30 hours** (Irish time) on the Phase 2 Application Date⁵. This applies where documents are submitted electronically with electronic signature and/or in hardcopy.

Only in exceptional circumstances outside the control of the Applicant will Phase 2 Application Documentation received after 17:30 hours on the Phase 2 Application Date be accepted and this will be at ComReg's discretion.

ComReg reserves the right to reject any documents submitted after this deadline and, in submitting Phase 1 Application Documentation, Applicants acknowledge and accept same.

Electronic submission

Where an Applicant has chosen to submit Phase 2 Application Documentation electronically with electronic signature (see Section 3.3.2 of the IM in that regard), it must make its submission using the secure file transfer protocol as will be shared with the Applicant on the submission of its Phase 1 Application Documentation. Phase 2 Application Documentation submitted by any other means (including by email, fax, post or hand delivery) will not be accepted (save in circumstances where the Applicant has obtained ComReg's express prior written consent).

Applicants should familiarise themselves with the operation of the secure file transfer protocol and ensure that they give themselves sufficient time to upload all required documentation by 17:30 hours on the Phase 2 Application Date, bearing in mind that upload speeds vary. It is not advisable to wait until the last moment to upload documents in case of connection difficulties, slow upload speed or other technical problems. It is the responsibility of Applicants to ensure that their Phase 2 Application Documentation are submitted to and reach

⁴ Note that as per paragraph 3.68 any updated Phase 1 Application Documentation will need to be submitted in hardcopy in person, consistent with the Phase 1 Application Form process.

⁵ Interested Parties are reminded that these dates are subject to the outcome of an appeal of Decision D11/20.

ComReg on time and ComReg bears no responsibility in this regard.

Similarly, ComReg is not responsible for corruption in documents. Applicants must ensure that documents are not corrupt or otherwise illegible or inaccessible. All Phase 2 Application Documentation submitted must be compiled such that they can be downloaded and read immediately using PDF or Microsoft Office format readers.

On the submission of a second or subsequent Phase 2 Application Documentation prior to the Phase 2 Application Date, the Applicant must, as part of submission of same, confirm that the earlier Phase 2 Application Documentation have been superseded. ComReg will not evaluate any such superseded Phase 2 Application Documentation.

Submission of documents in hardcopy

Where an Applicant chooses (as required to be indicated on its Phase 1 Application Form) not to submit Phase 2 Application Documentation electronically, then the same process as per the Phase 1 Application Form applies. In particular, the Applicant must make an appointment with ComReg to submit same. To make an appointment for submission of Phase 2 Application Documentation, an Applicant must contact **Mr Joseph Coughlan or Mr. Patrick Bolton** by telephone between **10:00 to 13:00 and 14:00 to 16:00 hours (Irish time)** on Working Days between **Thursday 29 July and Thursday 5 August 2021**.

The number for telephoning Mr. Coughlan or Mr. Bolton is: **+353 (0)1 804 9761**. ComReg will record all phone calls made or received during the Award Process in order to manage technical issues and risks arising, and to ensure the integrity and administrative efficiency of the Award Process. These recordings, which shall be stored securely, shall be retained and used only for these purposes. In the event of a dispute arising ComReg may seek to rely on the contents of these recordings.

All submitted Application documents will be date and time stamped upon being received by ComReg.

An Applicant must submit **five identical paper** copies of each of the above documents. The original documents should be identified as such.

The container(s) in which the above paper documentation is submitted must not in any way disclose the identity of the Applicant.

Submission of a second or subsequent Application documents during phase 2 of the Application Stage

Phase 2 Application Documentation can be replaced at any time up to 17:30 hours (Irish time) on the Phase 2 Application Date, **Friday 6 August 2021**. In the event that an Applicant submits more than one version of Phase 2 Application Documentation prior to 17:30 hours on the Phase 2 Application Date, only the latest Phase 2 Application Documentation received from that Applicant will be taken into consideration.

Where an Applicant has chosen to submit its initial Phase 2 Application Form in hardcopy, it must do so again for any second or subsequent Phase 2 Application Documentation submitted prior to the Phase 2 Application Date. On doing so, the Applicant must return the receipt for the prior Phase 2 Application Documents to ComReg. This receipt will be endorsed to indicate that the earlier Phase 2 Application Documentation has been superseded and will not be evaluated. However, any superseded Phase 2 Application Documentation will not be returned and will be securely destroyed.

If an Applicant has opted to submit its initial Phase 2 Application Form electronically using electronic signatures, if and when submitting any second or subsequent Phase 2 Application Documentation it must confirm that the earlier Phase 2 Application Documentation have been superseded. ComReg will not evaluate any such superseded Phase 2 Application Documentation.

No Phase 2 Application Documentation will be opened by ComReg before 17:30 hours on the Phase 2 Application Date. All Phase 2 Application documents will be opened at the same time and place and in the presence of an independent auditor.

The deadline for receipt of all Deposits, in cleared funds, will be **23:59 hours (Irish time)** on the Phase 2 Application Date.

As noted at Section 3.3.1 above, ComReg will facilitate the submission of questions regarding the Award Process prior to the Phase 1 Application Date and Phase 2 Application Date. Following the latter date, and onwards through to the conclusion of the Notification and Grant Stage, no questions will be accepted from Applicants or Interested Parties, save for those that would qualify as permitted communications of the type set out in Section 4.1.4 of this document (Communicating with ComReg) and save for those communications and responses which are specifically requested by ComReg or its agents in accordance with the IM.