

Pursuant to Article 89, paragraphs 1 and 4 and Article 90, paragraph 2 of the Law on Electronic Communications (*Official Gazette of RS*, nos. 44/10, 60/13 - CC Dec. and 62/14) and the Rulebook on the Minimum Requirements for the Issuance of Individual Licences for Radio Frequency Usage upon Completed Public Bidding Procedure for 791-821/832-862 MHz Radio Frequency Bands (*Official Gazette of RS*, no. 70/15),

Regulatory Agency for Electronic Communications and Postal Services (hereinafter referred to as: Agency) hereby announces

PUBLIC NOTICE

for participating in the public bidding procedure for the issuance of individual licences for radio frequency usage upon completed public bidding procedure in 791-821/832-862 MHz radio frequency bands for the territory of the Republic of Serbia

1. The subject of the public bidding is the issuance of maximum three individual licences for the usage of the radio frequencies upon completed public bidding procedure in 791-821/832-862 MHz radio frequency bands for the provision of the public electronic communication services for IMT (International Mobile Telecommunications) system including IMT-2000 and IMT-Advanced, (hereinafter referred to as: Individual Licence), on a technology-neutral basis, for the territory of the Republic of Serbia, issued in accordance with the Rulebook on the Minimum Requirements for the Issuance of Individual Licences for Radio Frequency Usage upon Completed Public Bidding Procedure in 791-821/832-862 MHz Radio Frequency Bands (*Official Gazette of RS*, no. 70/15, hereinafter referred to as: MTTT Rulebook).
2. The Individual Licence shall be issued for a period of 10 years. Upon the expiry of the period for which the Individual Licence is issued, it may be extended for another five years, in accordance with Article 92, paragraph 2 of the Law on Electronic Communications (*Official Gazette of RS*, nos. 44/10, 60/13 - CC Dec. and 62/14).
3. One operator may be issued a maximum of one Individual Licence for radio frequency usage. Two basic radio frequency blocks may be assigned by the Individual Licence (one basic radio frequency block is a 5 MHz wide block), except in cases stipulated under MTTT Rulebook.
4. An entity registered for performing electronic communications activity with minimum of 2,000,000 mobile telephony users as on 31 December 2014 and minimum 160,000,000 euros revenue from the public mobile telecommunications network services in 2014, which presents an irrevocable, first-class bank guarantee, payable on first demand, in the amount of 1,000,000 euros to the Agency and which purchases the Bidding Documents, may participate in the public bidding procedure referred to in item 1) herein. The bank guarantee is a form of security for timely payment of the one-off fee referred to in Article 5 of the MTTT Rulebook.
5. The minimum (initial) amount of the one-off fee payable at the issuance of the Individual Licence referred to item 1) herein shall be 17,500,000 euros converted to dinars at average exchange rate of the National Bank as on the day of payment, for each single basic radio frequency block set out under the Rulebook stipulating the Allotment Plan for the 791-821/832-862 MHz frequency bands usage (*Official Gazette of RS*, no. 94/14, hereinafter: Allotment Plan) whereas the final amount of the one-off fee shall be determined in the public bidding procedure.

6. The selection of the most favourable bid in the public bidding procedure shall be made in two phases. In the first phase of the public bidding procedure the bids shall be collected, and in the second phase the public bidding shall be carried out.
7. The decision on the selection of the most favourable bid shall be based on the amount offered for the one-off fee, while the minimum (initial) amount offered for the one-off fee in the bid made by the entities that fulfil the requirements referred to in the Notice may not be less than 17,500,000 euros for each single basic radio frequency block set out under the Allotment Plan.
8. The application for the participation in the public bidding procedure for the issuance of the Individual Licence referred to in item 1) herein along with the request for purchasing the Bidding Documents (hereinafter: Application) shall be submitted in Serbian language, **no later than twenty one days after the Public Notice is published in the *Official Gazette of the Republic of Serbia***, to the following address: Regulatory Agency for Electronic Communications and Postal Services, Visnjiceva 8, 11000 Belgrade, Republic of Serbia, marked: **“Пријава за откуп конкурсне документације за издавање појединачне дозволе за коришћење радио-фреквенција у радио-фреквенцијским опсезима 791-821/832-862 MHz за територију Републике Србије”**.

The Application shall be accompanied by the proof of payment made into the Agency account, in the amount of 25,000 dinars for the application processing costs and the amount of 250,000 dinars for purchasing the Bidding Documents, pursuant to the Rulebook on the Fee Calculation for the Provision of Services within the Competence of the Republic Agency for Electronic Communications (*Official Gazette of RS*, no. 34/13).

The Bidding Documents include the Instructions to Bidders, stipulating in greater detail the manner of bid submission, i.e. the procedure closely regulating the carrying out of the public bidding procedure.

9. The bid shall be submitted no later than 60 days after the Public Notice is published in the *Official Gazette of the Republic of Serbia*, by 12.00 hours (local time) to the following address: Regulatory Agency for Electronic Communications and Postal Services, Visnjiceva 8, 11000 Belgrade, Republic of Serbia, marked: **“Понуда за издавање појединачне дозволе за коришћење радио-фреквенција у радио-фреквенцијским опсезима 791-821/832-862 MHz за територију Републике Србије – не отврати осим у присуству Комисије”**.
10. The Agency shall issue the Individual Licence no later than two working days after the deadline for the payment of the full amount of the one-off fee achieved in the public bidding procedure into the account of the Treasury of the Republic of Serbia.
11. Bidder with the seat outside the territory of the Republic of Serbia, who is pronounced the winning bidder in the public bidding procedure, shall be required to establish a company in the Republic of Serbia, in accordance with the law, with 100% ownership therein, to which the Individual Licence shall be issued.
12. The interested bidders, who have purchased the Bidding Documents, need to make a deposit in the amount of 2,000,000 dinars into the Agency account when submitting the bid. The paid deposit will be refunded after the decision on the selection of the most favourable bids has been made.
13. For any additional information regarding this Public Notice and the public bidding procedure, the interested parties may contact the Agency at the following address: **Regulatory Agency for**

Electronic Communications and Postal Services, Visnjiceva 8, 11000 Belgrade, or by e-mail at: ratel@ratel.rs.

Contact person in charge of providing the information relevant for the public bidding procedure is Zoran Brankovic, Phone: +381 11 2026 830, e-mail: zoran.brankovic@ratel.rs.