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24/10

NO.IA/I/020/Circular/Vol-VI
Office of the CDA
Udayan Vihar, Narangi
Guwahati-781171
Date: 24/10/2017

To,

The all Section in M.O
All AOs GEs
All LAO (A)
All AAO DEOs

Sub: Policy for setting up of Cell towers on Wheels as an interim arrangement to extend communication network in Military Stations/Cantonments.

Ref: MOD letter No. 11026/2005/D (Lands) dated 16.05.2016 and CGDA New Delhi letter No 18190/ATY-X/Comments (PC) dated: 19.09.2017.

The Ministry of Defence had promulgated a policy for provision of Defence land to Communication operators to construct shared Communication towers and other infrastructure to extend communication network in Military Stations/Cantonments vide their letter no. 11026/1/2005/D (lands) dated 12.09.2008.

The provisions for policy on permitting "Cell towers on Wheels has been given in para 4 to para 14 of MoD's letter cited under reference.

However, regarding nomination of finance member in terms of para 9 (c) of the MoD's letter under reference HQRs office in consultation with IFA wing of HQRs office vide their No. cited under reference has issued the following clarification.

1. Whenever CFA is GOC-in-C or Commandant Station Headquarters, the Command IFA/his rep may be associated .
2. Whenever CEO of Cantonment is CFA, the Rep of PCDA/CDA may associated. The LAO will furnish the details of financial advice to their PCDA/CDA.

In view of the above all concerned are requested to carefully go through the provisions for policy on permitting Cell Towers on Wheels given in MoD's letter cited under reference and clarification issued vide Hqr office Letter cited under reference and deal with such cases accordingly.

Copy of MoD's letter dated 16.05.2016 and Hqr office letter dated 19.09.2017 cited under reference are available in our website (www.cda Guwahati.gov.in).

GO (AN) has seen.

sdh
Sr.Accounts Officer (IA)

Copy to

The Oi/C
IT Cell

----- for information with a request to upload the circular alongwith MoD's letter bearing NO. 11026/2005/D(Lands) dated 16.05.2016 on the subject (copy enclosed) and clarification Issued HQRs office letter No. 18190/AT-X/Comments (PC) dated 19.09.2017 (copy enclosed).

Amish
SR.Accounts Officer(IA)



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FAX/SPEED POST

No. 18190/AT-X/Comments (PC)

dated 19-09-2017

To

All Regional Controllers
CDA Guwahati

Subject: Policy for setting up of Cell Towers on Wheels as an interim arrangement to extend communication network in Military Stations / Cantonments.

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A copy of MoD letter No. 11026/2005/D (Lands) dt. 16.5.2016 on the above subject is enclosed herewith.

One of the field controller has requested this HQrs for clarification regarding nomination of finance member in term of para 9(b) of the MoD's letter ibid.

The subject issue has been examined in this HQrs in consultation with IFA Wing of this HQrs. and the following clarification is issued:

- i) Whenever CFA is GOC-in-C or Commandant Stn HQrs, the command IFA / his Rep may be associated.
- ii) Whenever CEO of Cantonment is CFA the Rep of PCDA/LAO may be associated. The LAO will furnish the details of financial advice to their PCDA/CDA.

This issues with the approval of Additional CGDA (P&W).



Ashish.
Sr. ACGDA (P&W) 19/9/17

No. 11026/2005/D(Lands)
Government of India
Ministry of Defence
New Delhi

dated the 16th May 2016

1. The Chief of Army Staff, New Delhi
2. The Chief of Naval Staff, New Delhi
3. The Director General of Defence Estates, New Delhi
4. The Chairman, Ordnance Factory Board, Kolkata
5. DG, DRDO

Subject: Policy for setting up of Cell Towers On Wheels as an interim arrangement to extend communication network in Military Stations / Cantonments.

The Ministry of Defence had promulgated a policy for "Provision of Defence land to Communication Operators to construct Shared Communication Towers and other Infrastructure to extend communication network in Military Stations / Cantonments" vide letter No.11026/1/2005/ D (Lands) dated 12.09.2008.

2. A number of references have since been received from Director General of Defence Estates (DGDE), AHQ and Department of Telecommunications (DoT) for modifications in the existing policy. An exercise to modify the exiting policy has since been initiated. As the policy referred to in para 1 was framed with the approval of Cabinet, modifications in the same would also require approval of the Cabinet. As this process may take time and in view of the need to address the problems in the interim period, being faced by residents of Cantonments and Military Stations in accessing satisfactory telecom services, it has been decided to permit Cell Towers on Wheels in Military Stations and Cantonments as an interim measure till the modified policy is approved and implemented. The period for which Cell Towers on Wheels will be permitted will not exceed two years, initially it will be for one year. The duration will be counted from the date of operation of towers.

3. The provisions for policy on permitting Cell Towers on Wheels will be as given in the succeeding paragraphs.

4. The policy will cover permitting Cell Towers and associated equipment on wheels on Defence land on license to Public Sector and Companies registered with DoT as IP-I. To be eligible for coverage under the policy Public Sector Telecom Service Providers will

be required, to furnish an undertaking that they will permit sharing of towers by other Telecom Service Providers.

5. An assessment of requirements in case of B4 and C lands will be carried out by CEO in consultation with Vice President of Cantonment Board and by LMA in case of A1 and analogous to A1 land. The DG (Signals) or equivalent in the case of Navy/Air Force will be consulted, if required. The towers on wheels locations as determined by CEO should be approved by Cantt. Board. Care should be taken that location do not cause problems for traffic movement and parking. No Cell Towers on Wheels will be permitted on B3 lands.

6. Documents required for grant of license; Standards for exposure limits of radio frequency and other technical requirements as prescribed by DoT from time to time will have to be complied with.

7. The Security and Technical aspects mentioned in para.2 and 3 of the policy letter No.11026/1/2005/ D (Lands) dated 12.09.2008 will be strictly adhered to by the Public Sector Telecom Service providers and IP-I and an undertaking to this effect in regard of Security aspects will be given by them:

8. License of Defence land for setting up Cell on wheels and allied infrastructure will be governed by the following terms and conditions:

- (a) Only A-1, analogous to A-1 land, B-4 and C land will be licensed for the purpose.
- (b) The land to be used for a Cell tower on wheels, at any place should be the minimum required for such towers and related equipment but should not exceed 200 Sq. meters
- (c) Applications from eligible Service providers and IP-I companies will be invited through open tender and will be awarded to highest bidder.
- (d) The minimum rent will be 10% of market value of the land as determined by DEO for Agra/Lucknow/ Meerut/Kanpur/Ahmedabad/Secunderabad/Ambala/Jalandhar/ Delhi/Pune/ STM Chennai Cantonments and 6% for the rest with an annual increase of 10%. For Military Stations, it will be 6% with an annual increase of 10%. Market value of land will be determined by DEO.
- (e) Annual rent will be revised after one year if there is a change in STR / Collector's Circle rates.
- (f) Licenses for A-1 , analogous to A-1 land, B-4 land shall be signed by the DEO on behalf of the Government while the license of land under the management of Cantonment Board shall be executed by the President, Cantonment Board and the Chief Executive Officer.
- (g) Laying of OFC for Cell Towers on Wheels will not be permitted.

9. **Procedure:** The procedure for processing cases for licensing Defence land and granting permissions for setting towers on wheels will be as follows :

- (a) First the number and location of towers required will be finalized. Then the process of issue of licence by inviting tenders will be initiated as per para 5 above.
- (b) Tenders will be invited in two bid. Technical bid will inter alia, relate to compliance with eligibility conditions, security and technical aspects whereas Commercial bid will relate to financial offer. Financial bids of only technically and security compliant bidders will be considered. This exercise will be conducted by the land managing agency through suitable Committees/Board of Officers with representatives of DEO, DG Signals and finance member. Tenders pertaining to all sites in case of Military Stations will be called and processed by Station Commander. In case of Cantonments involving land under different land management authorities tenders will be called for sites as and when they are approved and processed by the CEO in consultation with LMA and DEO.
- (c) Approval will be given by G-o-C in C Command/ Equivalent in other Services with respect to towers on A-1 and analogous to A-1 land. In case of towers on B-4 land and on C land such approval will be given by PDDE.

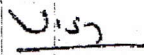
10. Crediting of Revenue generated out of license of Defence land will be regulated as below:

- (a) Full revenue generated out of license of A-1, Analogous to A-1 and B-4 land will be credited to the Consolidated Fund of India. No portion of this fee/premium/revenue generated will be credited to any non public fund/regimental fund.
- (b) Full revenue generated out of license of C land will be credited to the Cantonment Board Fund. No portion of revenue generated out of license would be credited to any non public fund/regimental fund.
- (c) Station HQs/DEO/CEO (as the case may be) will maintain a register indicating realisation of rental/fees/premium and its accounting which will be subject to audit by CGDA and CAG.

11. A Memorandum of Understanding (MOU) between Local Military Authority / Local Defence Authority/CEO Cantonment and the authorized official of the Service Providing Agency, to whom permission is given to operate Cell Tower On Wheels on Defence land, will be signed and a copy of the same will be forwarded to the respective Service HQrs and DG Signals. However, that Communication Network Operator, will take similar undertakings from other Network Operators, who will share the infrastructure, on the points contained in the MOU, a copy of which will be forwarded by that Network Operator to the respective Services i.e. Local Military Authority / Local Defence Authority, who in turn will forward copies thereof to respective Service HQrs and DG Signals. The DG Signals will be free to give clarifications on technical issues, in keeping with changing DoT norms.

12. For towers located on A1 and Analogous A1 defence land, G-O-C -in- C reserves the right to terminate the license due to operational or security reasons, for which no compensation will be due to the Service providers, except the balance part of his lease rent, i.e. remaining outstanding period, the lease rent proportionately will be refunded.
13. Payment of licence fee will be made by the Service provider in advance on quarterly basis through Bank Drafts payable in favour of Government of India. Detail instructions will be incorporated in the MOU.
14. Grant of license for operating Cell Towers on Wheels in Military Stations/Cantonments will not confer any right to the Service Provider for grant of lease /license for setting up Static Towers under the revised policy being drafted.
15. This issues with the concurrence of Ministry of Defence (Finance Division) vide their U.O. No.442/Fin/W-I/16 dated 16.05.2016

Yours faithfully,


(Vijay Agrawal)
Director

Copy to:

1. The Secretary, Department of Telecommunication, New Delhi
2. The CGDA, New Delhi
3. Ministry of Defence (Finance Division/W.I), New Delhi
4. The DGA(DS), L-II Block, Brassey Avenue, New Delhi
5. QMG Branch/Pig (Lands) - 5 copies
6. D(Air-II)
7. D(Navy-III)
8. D(Q&C)
9. D(R&D)
10. D(QA)
11. D(GS-III)