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GENERAL NOTICE NO. 115



THE MALAWI COMMUNICATIONS REGULATORY AUTHORITY

Notice of Proposed Amendment

Call for Public Representations on the Proposed Amendment to the Individual Licences to Provide Electronic Communications Services in Malawi Awarded to:

MALCEL PLC.

The Malawi Communications Regulatory Authority (MACRA) would like to inform the public that it intends to amend Malcel plc's Facilities Services Licence, Network Service Licence and Application Service Licence to extend the rollout period of services under those licences by twelve (12) months. The licences will be amended as follows:

1. Facilities Services Licence

(i) Amend Schedule 1 of the Licence on Rollout Targets as follows:

Phase	Implementation target
ONE Effective Date plus 12 24 months	
TWO Effective Date plus 24 36 months	
THREE Effective Date plus 36 48 months	

2. Network Service Licence

(i) To amend Clause 11.4 of the licence by deleting the words "twelve (12)" after the word "services" and substituting therefor the words "twenty four (24)", to read as follows:

"The Licensee shall commence providing network services within ~~twelve (12)~~ twenty four (24) months from the effective date"

(ii) Amend Schedule 1 of the Licence on Service Coverage by deleting the words "12" (in Phase One implementation target), "24" (in Phase Two implementation target) and "36" (in Phase Three implementation target) "and substituting therefor the words "24", "36" and "48" respectively.

Phase	Implementation target
PHASE ONE Effective Date plus 12 24 months	
PHASE TWO Effective Date plus 24 36 Months	
PHASE THREE Effective Date plus 36 48 Months	

3. Application Service Licence

- (i) To amend Clause 12.4 of the licence by deleting the words "twelve (12)" after the word "services" and substituting therefor the words "twenty four (24)", to read as follows:

"The Licensee shall commence providing application Services within ~~twelve (12)~~ twenty four months from the Effective Date.

- (ii) To amend Schedule 1 of the Licence on Service Coverage by deleting the words "12" (in Phase One implementation target), "24" (in Phase Two implementation target) and "36" (in Phase Three implementation target) and substituting therefor the words "24", "36" and "48" respectively.

Phase	Implementation target
PHASE ONE Effective Date plus 12 24 months	
PHASE TWO Effective Date plus 24 36 Months	
PHASE THREE Effective Date plus 36 48 Months	

Rationale for the Amendment

The proposed amendment is being made following Malcel Plc's request for a twelve (12) month extension of the period to roll out its services. Malcel Plc. indicated that it could roll out services within the initial rollout period due to force majeure events including global inflationary pressures leading to increased interest rates. The extension will be effective from 14th October 2023, the Effective Date of the licenses issued to Malcel Plc.

Call for Representations

Pursuant to Section 41(2) of the Communications Act, Cap. 68.01 of the Laws of Malawi, the Authority would like to invite the public and all interested persons to make representations on the proposed amendments.

All representations should be sent either by surface mail or e-mail to the address below by close of business on 30th October 2023.

Notice issued at Blantyre this 3rd November, 2023.

DAUD SULEMAN

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