_____

[Name]
[Occupation]

Notes: (for preparation of but not inclusion in the engrossment of this performance bond)

1. For use where the Licensee or the Qualifying Bank, whether a firm or limited company, executes through an attorney.

Annexe

Milestone	**Deadline for Compliance**	**Bonded Sum Payable**
Where the scope of the service stipulated in Schedule 1 of the Licence includes a fixed service, coverage of the network and the service shall be provided to a minimum of 200 commercial and/or residential buildings in Hong Kong; AND where the scope of the service stipulated in Schedule 1 of the Licence includes a mobile service, coverage of the network and the service shall be provided to an area where at least 50% of the population of Hong Kong live from time to time.	Expiry of the 5th year from the issue of the Licence	[A sum that is calculated based on a fixed rate of HK$ 50 million per 5 MHz of assigned spectrum]

(Mrs. Marion Lai)
Telecommunications Authority

Date: XXXX

APPENDIX 2

Frequency Band, Eligibility Points and Minimum Fee

FREQUENCY BAND, ELIGIBILITY POINTS AND MINIMUM FEE

Frequency Band	MHz	Bandwidth of the Frequency Band	Eligibility Points required for bidding the Frequency Band	Minimum Fee
A1	2300 – 2305 2305 – 2310 2310 – 2315 2315 – 2320 2320 – 2325 2325 - 2330	6 x 5 MHz	6	HK$150,000,000
A2	2330 – 2335	1 x 5 MHz	1	HK$25,000,000
A3	2335 – 2340 2340 – 2345	2 x 5 MHz	2	HK$50,000,000
A4	2345 – 2350 2350 – 2355	2 x 5 MHz	2	HK$50,000,000
A5	2355 – 2360	1 x 5 MHz	1	HK$25,000,000
A6	2360 – 2365 2365 – 2370 2370 – 2375 2375 – 2380 2380 – 2385 2385 - 2390	6 x 5 MHz	6	HK$150,000,000
B1	2600 – 2605	1 x 5 MHz	1	HK$25,000,000
B2	2605 – 2610	1 x 5 MHz	1	HK$25,000,000
B3	2610 – 2615	1 x 5 MHz	1	HK$25,000,000
C1	2500 – 2505 2505 – 2510 2510 – 2515 2620 – 2625 2625 – 2630 2630 – 2635	6 x 5 MHz	6	HK$150,000,000

C2	2540 – 2545 2545 – 2550 2550 – 2555 2660 – 2665 2665 – 2670 2670 – 2675	6 x 5 MHz	6	HK$150,000,000
C3	2555 – 2560 2560 – 2565 2565 – 2570 2675 – 2680 2680 – 2685 2685 - 2690	6 x 5 MHz	6	HK$150,000,000

For the purpose of a Sub-Auction referred to in paragraphs 4.14.2 to 4.14.6, the Minimum Fee shall be HK$0.

APPENDIX 3
Deposit and Eligibility Points to be attributed to Bidders

DEPOSIT AND ELIGIBILITY POINTS TO BE ATTRIBUTED TO BIDDERS

Deposit	Eligibility Points to be attributed to Bidder for the first Round
HK$25,000,000	1
HK$50,000,000	2
HK$75,000,000	3
HK$100,000,000	4
HK$125,000,000	5
HK$150,000,000	6

APPENDIX 4
Application Form

HONG KONG

BROADBAND WIRELESS ACCESS SERVICES LICENSING

APPLICATION FORM

OFFICE OF THE TELECOMMUNICATIONS AUTHORITY

A. APPLICATION FORM

A.1 The Bidder

A.1.1 Details of the Bidder

1. Registered Name of the Bidder:
2. Company Number:
3. Registered Office Address:
4. Correspondence Address:

Signed:…… Signed:……..

Contact 2	
Name:	
Title and/or Position:	
Telephone Number:	
Mobile Number:	
Fax Number:	
E-mail Address:	

Contact 3	
Name:	
Title and/or Position:	
Telephone Number:	
Mobile Number:	
Fax Number:	
E-mail Address:	

Signed:…… Signed:……..

A.1.4 Bank account (for reimbursement of the Deposit)

Name of Bank:	
Account Name:	
Account Number:	

A.1.5 Directors and other key members of the management of the Bidder

Name:	Title and/or Position:

If additional space is required, please attach additional sheets labelled A.1.5(a), A.1.5(b) etc.

Signed:…… Signed:……..

A.2 Bidder's Authorised Representatives

1.	Name:	
	Employer (or relationship between this representative and the Bidder):	
	Title and/or Position:	
	ID Card/Passport Number:	
	Signature:	

2.	Name:	
	Employer (or relationship between this representative and the Bidder):	
	Title and/or Position:	
	ID Card/Passport Number:	
	Signature:	

3.	Name:	
	Employer (or relationship between this representative and the Bidder):	
	Title and/or Position:	
	ID Card/Passport Number:	
	Signature:	

Signed:…… Signed:……..

4	Name:	
	Employer (or relationship between this representative and the Bidder):	
	Title and/or Position:	
	ID Card/Passport Number:	
	Signature:	

5.	Name:	
	Employer (or relationship between this representative and the Bidder):	
	Title and/or Position:	
	ID Card/Passport Number:	
	Signature:	

6.	Name:	
	Employer (or relationship between this representative and the Bidder):	
	Title and/or Position:	
	ID Card/Passport Number:	
	Signature:	

Signed:…… Signed:……..

A.3 Insiders

Name:	Employer:	Title and/or Position:	Role:

Signed:…… Signed:……..

A.4 Corporate and shareholding structures of the Bidder

If additional space is required, please attach additional sheets labelled A.4(a), A.4(b) etc.

Signed:…… Signed:……..

A.5 Deposit Confirmation Form

	Amount of Deposit submitted by Bidder by cash or by a Letter of Credit	**Eligibility Points to be attributed to Bidder for the first Round of the Bidding Stage**	**Please tick:** **(one box only)**
1.	HK$ 25,000,000	1	☐
2.	HK$ 50,000,000	2	☐
3.	HK$ 75,000,000	3	☐
4.	HK$ 100,000,000	4	☐
5.	HK$ 125,000,000	5	☐
6.	HK$ 150,000,000	6	☐

A Bidder must have the required number of Eligibility Points in order to bid for a Frequency Band. For every 5 MHz, 1 EP is required. For details, please refer to the terms and conditions of the Notice.

Signed:…… Signed:……..

A.6 Brief Service and Technical Proposal

A.6.1 Please briefly describe the scope of service proposed to be provided using the Frequency Bands.

If additional space is required, please attach additional sheets.

Signed:…… Signed:……..

A.6.2 Please provide a brief description of the technical configuration including network infrastructure and components, the technology to be employed, the likely choice of equipment and system design.

If additional space is required, please attach additional sheets.

Signed:…… Signed:……..

A.6.3 Please provide a brief description of the technical expertise available for the operation of the proposed services.

If additional space is required, please attach additional sheets.

Signed:…… Signed:……..

A.7 Checklist

		Please tick:
1.	Complete sections A.1, A.2, A.3, A.4, A.5 and A.6 of the Application Form.	☐
2.	Sign each page of the Application Form by two Authorised Representatives who are directors of the Bidder.	☐
3.	Provide a certified true copy of the Memorandum and Articles of Association of the Bidder, or equivalent documents.	☐
4.	Provide certified true copies of the Certificate of Incorporation and the Business Registration Certificate of the Bidder.	☐
5.	Provide the signed Bidder Compliance Certificate in the format set out at Appendix 6 to the Notice.	☐
6.	Provide the signed Declaration in section A.8.	☐
7.	Confirm that the Deposit has either: i) been provided together with this Application Form as a Letter of Credit in the same format as set out at Appendix 7 of the Notice; or ii) been provided in cash (cleared funds) to the Authority's Account by telegraphic transfer. A certified true copy of the relevant document(s) is provided together with this Application Form.	☐ ☐
8.	Confirm that the amount of the Deposit conforms with the selection made by the Bidder in the Deposit Confirmation Form (section A.5).	☐
9.	Provide one business card of each of the Bidder's Authorised Representatives.	☐
10.	Provide one copy of the latest annual report and accounts of the Bidder and the Listed Companies pursuant to B.4 i) of the Application Form Instructions.	☐

Signed:…… Signed:……..

A.8 Declaration

We, …….. and …….., the undersigned, as directors and Authorised Representatives of the Bidder, confirm and acknowledge:

(a) that this Application, once submitted to the Authority, cannot be withdrawn other than in accordance with the Notice;

(b) that this Application commits the Bidder and its Insiders to comply with the terms and conditions of the Auction;

(c) that this Application commits the Bidder to bid for at least one Frequency Band in the first Round of the Bidding Stage at the Minimum Fee;

(d) that, in case the Bidder is the only Qualified Bidder, the Bidder may subject to the terms and conditions of the Notice become the Provisional Successful Bidder of the Frequency Band(s) it selects and that this Application commits the Bidder to comply with all the relevant terms and conditions.

We confirm that the factual information provided in, or in support of, the Application is, to the best of the Bidder's knowledge, information and belief, true, accurate and has no material omissions and that any opinion expressed is honestly held.

Signed:

_____	_____
Authorised signature	Authorised signature
(name and position)	(name and position)

Company seal affixed

Date: _____

END OF APPLICATION FORM

B. APPLICATION FORM INSTRUCTIONS

Instructions are set out below on the information required in the Application Form, and the form of its presentation. Unless otherwise stated, terms used in the Application Form and these instructions shall have the meanings given to them in the Notice.

B.1 The Bidder

B.1.1 Details of the Bidder

Please provide the registered name of the Bidder (the "Bidder"), its company number appearing on the certificate of incorporation issued by the Companies Registry of Hong Kong, registered office address (and principal place of business if different) and official fax and telephone numbers.

Separately, please provide certified copies of the Certificate of Incorporation and the Business Registration Certificate of the Bidder

B.1.2 Contact details of the Bidder

Please provide the address, telephone number and fax number within the Hong Kong Special Administrative Region at which the Bidder can be reached between 9:00 am and 6:00 pm Hong Kong time. This address will be considered as the Bidder's official address for written correspondence for matters relating to the Auction and will generally be used for non-time critical communication.

B.1.3 Principal contacts of the Bidder

Please provide the names, titles (e.g. executive director) and/or positions (e.g. Head of Telecom) and contact details (telephone number, mobile number, fax number and e-mail address) for three persons that the Authority may contact directly for urgent or time-critical communication. These contacts must be fully authorised under law and the Bidder's constitutional documents to represent the Bidder for all acts that may be related to the Auction and to the grant of a Licence. The contacts should be listed in the order in which the Bidder would prefer the Authority to contact them. Such persons should be aware that the Authority may contact them outside normal working hours.

B.1.4 Bank Account (for reimbursement of the Deposit)

Please provide the details of the Bidder's bank account into which the Deposit (if provided in cash) should be returned in accordance with the provisions of the Notice.

B.1.5 Directors and other key members of the management of the Bidder

Please provide the names, titles and/or positions of all the directors and any other key members of the management of the Bidder.