



**Enforcement Order under section 23 of the Pakistan Telecommunication
(Re-organization) Act, 1996 against Skyfi Networks (Private) Limited**

No. PTA/Finance/CVAS-Data/Defaulter of CVAS licenses/1731/2021/927

Date of Show Cause Notice: 3rd June, 2022
Venue of Hearing: PTA HQs, Islamabad
Date of Hearings: 24th August, 2022
23rd January, 2023
16th January, 2024

Panel of Hearing:

Erum Latif:	Director General (Law & Regulations)
Abdul Batin Khan:	Director General (Wireline Licensing)
Ubaid Tayyab:	Director (Finance)
Muhammad Shafique:	Director (Enforcement)

Issue:

“Non- Submission of Annual Audited Accounts (AAAs) and Annual License Fee (ALF)
For the Year Ended 30th June, 2021”

DECISION OF THE OFFICERS OF THE AUTHORITY

1. Precisely stated the facts of the case are that Skyfi Networks (Private) Limited (the “licensee”) was awarded a non-exclusive license No. DIR (L) / CVAS-932 / PTA / 2017 dated 25th January, 2018 (the “license”) by Pakistan Telecommunication Authority (the “Authority”), to establish, maintain and operate Data Class Value Added Services in Punjab, subject to the terms and conditions contained in the license.
2. The licensee is required to comply with the prevailing regulatory laws comprising the Pakistan Telecommunication (Re-organization) Act, 1996 (the “Act”), the Pakistan Telecommunication Rules, 2000, (the “Rules”) the Pakistan Telecommunication Authority (Functions & Powers) Regulations, 2006 (the “Regulations”), Class Licensing and Registration Regulations, 2007 (the “CL Regulations”), and the terms and conditions of the license. As per license condition No.3 read with sub-regulation (1) of regulation 11 of the CL Regulations, and sub-regulations (6) and (7) of regulation 23 of the Regulations, it is obligatory on the licensee to submit ALF and AAAs within 120 days of the close financial year.
3. That PTA vide letters dated 26th October 2021, 19th November 2021, and 21st December 2021 along with an email dated 31st March 2022 directed the licensee to submit AAAs for the year ended 30th June, 2021, along with payment of ALF for the same year including Late Payment Additional Fee (LPAF). However, the licensee did not comply with these directives.

4. Due to failure on the part of the licensee upon submission of AAAs and non-payment of ALF for the aforesaid year including LPAF till date, a Show Cause Notice (SCN) dated 3rd June, 2022 under section 23 of the Act was issued to the licensee, wherein it was required to remedy the aforementioned contravention by submitting AAAs and making payment of ALF for the year ended 30th June, 2021 including applicable LPAF for the year **within seven (07) days** of the issuance of the SCN and also to explain in writing, **within thirty (30) days** of the issuance of the SCN as to why an enforcement order should not be passed under section 23 of the Act.

5. Before passing an enforcement order under sub-section (3) of Section 23 of the Act, the matter was fixed for hearing on 24th August 2022, 23rd January 2023 and 16th January, 2024. It is pertinent to mention that SCN and hearing notices were issued on the address as provided and maintained by the licensee with the PTA. Since, the licensee neither replied to the SCN nor attended the hearing and no new address as per regulation 46 of the Regulations, has been communicated, hence, the Hearing Panel has no option except to proceed **ex-parte** against the licensee as per available record.

6. After the examination of available record, it is concluded that the licensee did not comply with the aforesaid applicable regulatory provisions.

7. **ORDER:**

7.1 Keeping in view the above-mentioned facts coupled with the available record, the Officers of the Authority hereby decide as under:

- a) The license is hereby suspended for a period of one month or till the licensee submits AAAs for the year ended 30th June, 2021 along with payment of ALF for the aforesaid year including LPAF till date to the Authority, whichever is earlier.
- b) In case of non-compliance of Para 7.1 (a) above, license No. DIR (L) / CVAS-932 / PTA / 2017 dated 25th January, 2018 of the licensee shall stand terminated upon expiration of one month after date of issuance of this order without any further notice.
- c) All LDI, LL, TIP and Mobile licensees are directed to suspend immediately all telecommunication facilities extended to the licensee pursuant to the license till further orders.

Erum Latif
Director General (Law & Regulations)

Abdul Batin Khan
Director General (Wireline Licensing)


Director (Finance)

Muhammad Shafique
Director (Enforcement)

This enforcement order is signed on 12th June, 2024 and comprises of (02) pages only.