



**Enforcement order under section 23 of the Pakistan Telecommunication (Re-organization) Act, 1996 against S.I Global Solutions (Pvt.) Limited**

No: PTA/Lic/Wireline Lic/CVAS/ Non-Commencement/455/2014/

Date of Show Cause Notice: 3<sup>rd</sup> August, 2020  
Venue of Hearing: PTA HQs, Islamabad  
Date of Hearing: 13<sup>th</sup> April, 2021

**Panel of Hearing:**

Sajjad Latif Awan: Director General (Law & Regulations)  
Brig. (R) Amir Shehzad: Director General (Licensing)  
Ubaid Tayyab: Director (Finance)  
Muhammad Shafique: Director (Enforcement)

**Issue:**

“Non-Commencement of Licensed Services”

**DECISION OF THE OFFICERS OF THE AUTHORITY**

1. Precisely stated facts of the case are that **S.I Global Solutions (Pvt.) Limited** (the “Licensee”) was awarded non-exclusive CVAS-License license No. DIR(L)/CVAS-968/PTA/2018 dated 16<sup>th</sup> July, 2018 by Pakistan Telecommunication Authority (the “Authority”), to establish, maintain and operate Data Class Value Added Services in Pakistan , subject to the terms and conditions contained in the license.

2. The licensee is under an obligation to comply with the provisions of prevailing regulatory laws comprising of 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 including amendments (the “CL

Regulation”), and the terms and conditions of the license. As per regulation 17 (A) of CL Regulations read with regulation 19 of the Regulations and clause 22 of Schedule 2 of the Rules the licensee is under an obligation to commence licensed services within one year from the date of grant of license.

3. That the PTA vide letter dated 22<sup>nd</sup> May, 2019 intimated to the licensee about the requirement for obtaining a commencement certificate which has not yet been complied with.

4. Due to failure on the part of the licensee for obtaining commencement certificate a Show Cause Notice (SCN) under section 23 of the Act was issued to the licensee wherein it was required to remedy the aforementioned contravention by Commencement Certificate **within fifteen (15) days** of the issuance of this show cause notice and also explain in writing, **within thirty 30 days** of the license of the issuance of this notice , as to why the license should not be suspended, terminated or any other enforcement order should not be passed against the licensee under Section 23 of the Act, due to Continued violation of the PTA directions.

5. In compliance of the aforesaid SCN, the licensee submitted reply vide letter dated 23<sup>rd</sup> August, 2020. The licensee through its reply communicated that the projects could not be materialized as planned due to the overall economic situation of the country in the last couple of years and on the account of prevailing Covid-19 circumstances. On the basis of the said reasons, the licensee vide the said reply requested extension for time period of few months for obtaining the commencement certificate.

6. Before passing an enforcement order under sub-section 3 of Section 23 of the Act, the matter was fixed for hearing on 13<sup>th</sup> April, 2021 as the licensee did not commence services yet. On the said date of hearing, the licensee availed online hearing opportunity and attended the hearing virtually. During the hearing, it was decided that the physical inspection of the system of the licensee would be held on 29<sup>th</sup> April, 2021 for the purpose of issuing commencement certificate. In this regard, the licensee vide an email dated 16<sup>th</sup> April, 2021 requested for the provision of Documents/requirements/checklist in order to prepare for the commencement inspection. Upon request of the licensee, the relevant documents were provided vide an email

dated 19<sup>th</sup> April, 2021. It is pertinent to mention here that the requested documents were already provided to the licensee vide letter dated 22<sup>nd</sup> May, 2019.

7. For further proceed and carrying out commencement inspection, the licensee was contacted and it was found that the licensee was not ready for commencement inspection and once again made request for extension of eight to nine weeks vide an email dated 18<sup>th</sup> June, 2021. In addition, the licensee also made assurance for the preparation of commencement inspection. However, contrary to the assurance, the licensee failed to intimate about readiness for the commencement inspection **till date** even after the lapse of deadline (Eight to nine weeks) as stated by the licensee vide an email dated 18<sup>th</sup> June, 2021.

8. After the examination of available record, it is concluded that the licensee did not comply with the terms and conditions of the license, letter(s) addressed to licensee with respect to obtaining commencement of service certificate as well as SCN issued to the licensee. The conduct and attitude of the licensee in terms of fulfilling its obligations contained in the license has been gravely non-serious which falls within the ambit of sub-section (3) of Section 23 of the Act.

9. **Order:**

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

- a) The CVAS-License No. DIR(L)/CVAS-986/PTA/2018 dated 16<sup>th</sup> July, 2018 is hereby suspended for a period of three (03) months effective from the date of issuance of this Order or till the licensee obtains Commencement of service Certificate from Pakistan Telecommunication Authority after fulfillment of all codal formalities, whichever is earlier.
- b) In case of non-compliance of Para 9.1 (a) above, license CVAS-License No. DIR(L)/CVAS-968/PTA/2018 dated 16<sup>th</sup> July, 2018 awarded to the licensee i.e. S.I

Dated:

Global Solutions (Pvt.) Limited shall stand terminated upon expiration of three (03) month without any further notice.

- c) All LDI, LL, Mobile and TIP licensees are directed to suspend immediately all telecommunication facilities extended to the licensee pursuant to the license till further orders of the Authority.

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**Sajjad Latif Awan**  
Director General (Law & Regulations)

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**Brig.(R) Amir Shehzad**  
Director General (Licensing)

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**Ubaid Tayyab**  
Director (Finance)

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**Muhammad Shafique**  
Director (Enforcement)

Signed on 1<sup>st</sup> day of October, 2021 and comprises of (04) pages only.