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14th August 2009

Mr Graeme Marett
Telecommunications Case Officer
Jersey Competition Regulatory Authority
2nd Floor Salisbury House
1-9 Union Street
St Helier JE2 3RF

Dear Graeme

Clear Mobitel (Jersey) Limited – Initial Notice

I write further to the Initial Notice issued by the JCRA regarding the proposal to grant Clear Mobitel (Jersey) Limited ("CMJ") a Class II Licence to run a telecommunications system in Jersey.

CMJ intends to deploy a wireless broadband network in Jersey utilising 2.6GHz spectrum which was consulted on by the JCRA¹ and to which Jersey Telecom responded on 1st July 2009. No decision document has yet been released by the JCRA on the 2.6GHz spectrum however, it is the JCRA's intention, subject to the JCRA receiving representations or objections, to issue a licence to CMJ to run a telecommunications based on the 2.6GHz spectrum.

It would seem to Jersey Telecom to be more appropriate to finalise the consultation on 2.6GHz spectrum and decide how the spectrum is to be released and to whom before agreeing to issue another company with a telecommunications licence to operate a service which relies wholly on a spectrum band that firstly, hasn't as yet been finalised in consultation and, secondly, released by Ofcom for use in Jersey. On that basis, Jersey Telecom does not agree that a licence should be considered until a final decision has been provided on 2.6GHz spectrum.

Yours sincerely

A handwritten signature in black ink, appearing to read 'C. Gunasekara'.

CAROL GUNASEKARA
REGULATORY OFFICER – CORPORATE AFFAIRS

¹ Consultation document 2009-TO1 – Distribution of Spectrum in 2600MHz Band