



**KHAITAN**  
**& CO** ADVOCATES  
SINCE 1911

# **DRAFT INDIAN TELECOMMUNICATION BILL 2022**

October 2022

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# OVERCOMING STUMBLING BLOCKS

Sl. No.	HURDLES		RESOLUTION
1.	Bygone laws	→	Future ready law
2.	Grant of spectrum	→	Clarity on assignment process and use
3.	Arbitrary penalties	→	Graded penalty scheme
4.	Prolonged M&A procedure	→	Straight-forward process
5.	Diverse control by different ministries	→	Convergence of broadcasting and telecom
6.	No procedure/power to waive charges	→	Clarity on relinquishment powers
7.	Right of way	→	Streamlined procedure for public and private property
8.	Contradictions with IBC Code	→	Clarity on spectrum and duty of resolution professional

# RECOMMENDATIONS

01

Narrow down broad application and introduce necessary exemptions (data centers, private use )

02

Clarity on licensing regime

03

Roadmap for implementation and transition

04

Provisions on healthy competition and user welfare

Clarity on extra-territorial applicability

05

Avoid duplicity of regulation (e.g. specified messages)

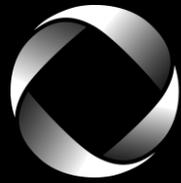
06

Safeguards to protect privacy and introduce procedural requirements for surveillance

07

Strengthen regulator's role

08



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