

MENTERI TENAGA, KOMUNIKASI DAN MULTIMEDIA, MALAYSIA
MINISTER OF ENERGY, COMMUNICATIONS AND MULTIMEDIA, MALAYSIA

COMMUNICATIONS AND MULTIMEDIA ACT 1998
MINISTERIAL DIRECTION ON GENERAL LICENSING POLICIES
DIRECTION No. 3 of 2001

In exercise of the powers conferred by section 7 of the Communications and Multimedia Act 1998 [Act 588], the Minister issues the following Direction to the Commission:

Citation and commencement

1. This Direction may be cited as the **Ministerial Direction on General Licensing Policies, Direction No. 3 of 2001** and shall come into operation on the date of registration of this Direction.

Interpretation

2. Any term used in this Direction shall, unless the context otherwise requires, have the same meaning as in the Act or the Regulations made under it.

Network facilities

3. One of the national policy objectives in the Act is to facilitate the efficient allocation of resources. To ensure that existing communications facilities are fully and efficiently utilised and to avoid costly duplication of such facilities, a holder of a network facilities provider individual licence may only own or provide the network facilities which are listed in the individual licence.

Scope of services

4. A holder of a network services provider individual licence may provide any or all of the services listed in regulation 20 of the Communications and Multimedia (Licensing) Regulations 2000 ("Regulations").

5. A holder of an applications service provider individual licence may provide any or all of the services listed in regulation 21(1) of the Regulations.

6. (1) A holder of a content applications service provider individual licence may provide any of the services listed in regulation 22(1) of the Regulations. However, a holder of a content applications service provider individual licence shall be required to obtain the prior written approval of the Minister before commencing any content applications service other than that which it is currently providing.

(2) Save for holders of registered licences who have applied or will be applying for a content applications service provider individual licence, no new content applications service provider individual licence will be granted.

Licensing of applications services

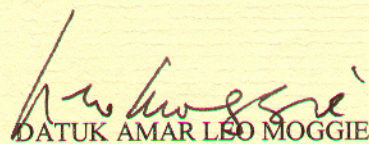
7. Save for holders of registered licences who have applied for an individual applications service provider licence, the licence period for an individual applications service provider licence shall be for a period not exceeding 31 March 2005. It is intended that services which currently require an individual applications service provider licence will, by that time, be more appropriately regulated under a class licence.

Cross sector activities

8. To provide for an orderly market and regulatory transition from the previous service specific licensing regime to the new convergent licensing regime under the Act, a holder of an applications service provider individual licence will not be granted a content applications service provider individual licence and *vice versa*.

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