
GOVERNMENT OF THE REPUBLIC OF VANUATU

Exception

(Section 14)

GOVERNMENT VOICE AND DATA NETWORK (GVDN)

Pursuant to the exercise of the powers conferred under section 14 of the Telecommunications and Radiocommunications Regulation Act No. 30 of 2009 (the **Act**), the Telecommunications Regulator hereby grants Government Voice and Data Network (GVDN) an exception in respect of the provision of the services referred to in clause 2 of this Exception and subject to the other terms and conditions specified in this Exception.

Made at Port Vila this 29th day of August 2011


Alan Horne

Telecommunications and Radiocommunications Regulator



Whereas:

- i. Telecom Vanuatu Limited (TVL) has requested and GVDN agreed to provide emergency backup 20 Mbit/s circuit to enable TVL to restore customer retail services; and
- ii. Pursuant to the Telecommunications and Radiocommunications Regulation Act No. 30 of 2009 (the Act), I, as the Telecommunications and Radiocommunications Regulator issued this exception under section 14 of the Act to GVDN on the following terms and conditions.

1. Short title and commencement

- 1.1 This exception is given to GVDN where issuing a licence under Part 3 of the Act would not be efficient or necessary; and
- 1.2 This exception comes into force on the date it is signed by the Regulator.

2. Terms, conditions and restrictions

- 2.1 GVDN may make available its Network to TVL for TVL to provide the required service as a Carrier's Carrier on a short term and stand-by services basis;
- 2.2 This exception must not be regarded as a contract or bilateral agreement and only operates in providing the Network as a form of emergency backup for providing 20 Mbit/s circuit to TVL. This exception does not relieve GVDN from any obligation or liability imposed under the Act;
- 2.3 GVDN will provide the same services upon request by any other Licensed Operators on a non-discriminatory terms and conditions as provided to TVL;
- 2.4 This exception does not allow GVDN to provide any form of telecommunications services to the public; and
- 2.5 The exception may be revoked at any time by the Regulator.