

412 award – Publication by Ofcom under regulation 9 of the Wireless Telegraphy (Licence Award)(No.2) Regulations 2006 (the “Regulations”)

Notice of-

- the identity of the applicants who are qualified to bid in the award process; and
- the last day for withdrawal from the award process (as defined in the Regulations).

Identity of the qualified applicants

In accordance with regulation 9(3) of the Regulations, Ofcom notifies that the following 6 applicants are qualified to bid in the award process under the Regulations.

	Qualified Applicant
1	AirRadio Limited
2	Arqiva Limited
3	Motorola Ltd
4	T-Mobile (UK) Ltd
5	The Joint Radio Company Limited
6	Ventura Team Spectrum One Limited

Withdrawal from the award process

Last day for withdrawal

The last day for withdrawal under regulation 10 of the Regulations is **28 September 2006**. Notices of withdrawal should be received by Ofcom no later than 17:00 on that day.

All applicants who have not withdrawn on or before the last day for withdrawal will be bidders within the meaning of the Regulations.

Any bidder who fails to comply with the Regulations, including:

- a) failure to pay the required sum under regulation 12 if Ofcom proceeds to grant licences in accordance with the procedure under part 4; or
- b) failure to submit a valid bid or failure to make the required payment of a further sum in accordance with regulation 19 if Ofcom proceeds to grant licences in accordance with part 5,

may forfeit its initial deposit (or bid deposit where one has been paid) and be excluded from the award process.

Applicants should be aware that they may not in any circumstances be re-admitted to the award process once a withdrawal notice has been delivered, in accordance with regulation 10(2).

How applicants must serve a withdrawal notice to Ofcom

Any applicant who decides to withdraw from the award process before the last day for withdrawal is required to notify Ofcom in accordance with regulation 10. Such notification must be in writing, signed by two of the persons authorised on the applicant's application form. It must be received by Ofcom on or before 28 September 2006 no later than 17:00 on that day and marked for the attention of Robert Emson.

The notice must clearly state that the applicant withdraws from the award process.

The notice must be delivered to Ofcom:

- a) by personal delivery to Riverside House, 2a Southwark Bridge Road, London, SE1 9HA; or
- b) by fax to 020 7981 3950; or
- c) by email to spectrumawards@ofcom.org.uk – specifying in the subject box of the email the following text: "Notice in relation to 412 Award". In this case, the notice must be an attached electronic file containing a scan of the signed notice in .pdf format.

Ofcom's preference is for applicants to use email.