

Determination

The Board of Directors of ICP-ANACOM, in the scope of powers provided for in points c) and f) of article 6 of its Statutes, approved by Decree-Law no. 309/2001, of 7 December, in the pursue of regulation objectives provided for in article 5 of Law no. 5/2004, of 10 February, specially point a) of paragraph 1 of the referred article 5, and under articles 8, 15, 16, 20 and 31 of that Law, hereby determines:

- a) To approve the final report of the general consultation procedure, in the terms and on the grounds indicated therein;
- b) Accordingly, to approve the following final decision:
 1. To limit the number of new frequency usage rights reserved for Broadband Wireless Access (BWA), taking into account the division of territory into zones as set forth in the annex to Order no 1062/2004 of 25 August, as follows:
 - a) Two frequency usage rights in each geographic zone, each corresponding to 1 block of 2x28 MHz, in the 3400 3600 MHz sub-band;
 - b) Two frequency usage rights in each geographic zone, each corresponding to 1 block of 2x28 MHz, in the 3600-3800 MHz sub-band.
 2. To define the allocation procedure of these frequency usage rights as being by auction.
 3. To amend the National Frequency Allocation Plan (NFAP) accordingly.

Moreover, the Board of Directors determines:

To approve the specifications of the consultation that was limited to the definition and support to the implementation of the spectrum auction model.