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STATUTORY INSTRUMENTS

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**2012 No. 2817**

The Wireless Telegraphy (Licence Award) Regulations 2012

PART 4

BIDDING PROCEDURE

CHAPTER 4

The primary bid rounds

**Number of primary bid rounds**

**28.**—(1) After each primary bid round OFCOM shall determine if there is excess demand in accordance with regulation 29.

(2) Where OFCOM have determined that there is no excess demand there shall be no further primary bid rounds but there shall be a supplementary bids round.

(3) Where there is excess demand there shall be another primary bid round, unless OFCOM determine that they are satisfied that it is unlikely that the information that would be made available to bidders following any such further primary bid rounds would change—

- (a) the winning principal stage bids in accordance with regulation 67; or
- (b) the base price payable by a winning bidder in accordance with regulation 68.

(4) If OFCOM determine under paragraph (3) that it is unlikely that the information that would be made available to bidders would change either of these things there shall be no further primary bid rounds but there shall be a supplementary bids round.