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STATUTORY INSTRUMENTS

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**2018 No. 86**

**The Wireless Telegraphy (Licence Award) Regulations 2018**

**PART 8**

**Grant Stage**

**CHAPTER 3**

**Total auction sum**

**Determination of the total auction sum payable by winning bidders to OFCOM**

**104.**—(1) Following the determination of the refusal payment (if any), OFCOM shall determine the total auction sum payable by each winning bidder in accordance with paragraph (2).

- (2) The total auction sum payable by a winning bidder shall be the sum of—
- (a) for that winning bidder's 2.3 GHz licence (if any), the licence fee determined in accordance with regulation 94;
  - (b) in respect of that winning bidder's 2.3 GHz withdrawn lot licence (if any) —
    - (i) the licence fee determined in accordance with regulation 95; or
    - (ii) where that bidder has indicated that it does not wish to accept any withdrawn lot licences in accordance with regulation 102, the 2.3 GHz refusal payment determined in accordance with regulation 103(3);
  - (c) for that winning bidder's 3.4 GHz licence (including for a 3.4 GHz licence for additional 3.4 GHz lots (if any)), the licence fee determined in accordance with regulation 96; and
  - (d) in respect of that winning bidder's 3.4 GHz withdrawn lot licence (including for a 3.4 GHz withdrawn lot licence for additional 3.4 GHz lots (if any)) —
    - (i) the licence fee determined in accordance with regulation 97; or
    - (ii) where that bidder has indicated that it does not wish to accept any withdrawn lot licences in accordance with regulation 102, the 3.4 GHz refusal payment determined in accordance with regulation 103(4); and
  - (e) for that winning bidder's replacement licence (if any), the licence fee determined in accordance with regulation 98.

**Notification of the total auction sum payable by winning bidders to OFCOM**

**105.** Following the determination of the total auction sum payable by each winning bidder to OFCOM, OFCOM shall notify each winning bidder of the total auction sum payable by that winning bidder to OFCOM.

**Further payment where the amount of a winning bidder's deposit is less than its total auction sum**

**106.** Where, after the notification given in accordance with regulation 105, the total amount that a winning bidder has on deposit is an amount that is less than the total auction sum payable by that bidder to OFCOM, the bidder must, by a deadline specified by OFCOM, pay into OFCOM's bank account, with accompanying information which identifies the bidder, the sum in pounds which is the difference between such amount and the amount the bidder has on deposit.