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Bahan Township  
Yangon  
Republic of the Union of Myanmar

9 December 2022

**Our Ref: Reg/PTD/2022(896)**

**Your Ref: 700-PTD/Sub(7)Resources/7352**

Posts and Telecommunications Department  
Ministry of Transport and Communications  
Republic of the Union of Myanmar  
Office No (2)  
Nay Pyi Taw  
Myanmar

Attention: Director General

Dear Director General,

**Subject: Comments on 2300MHz Consultation Paper and Spectrum Licence (Draft)**

This letter serves as a response to the above referenced letter in which PTD requested OML to provide comments on the Stakeholder Consultation Paper on the 2300 MHz Spectrum Allocation Process and 2300 MHz Spectrum License (Draft) and whether OML has any intention of applying for 2300 MHz Spectrum.

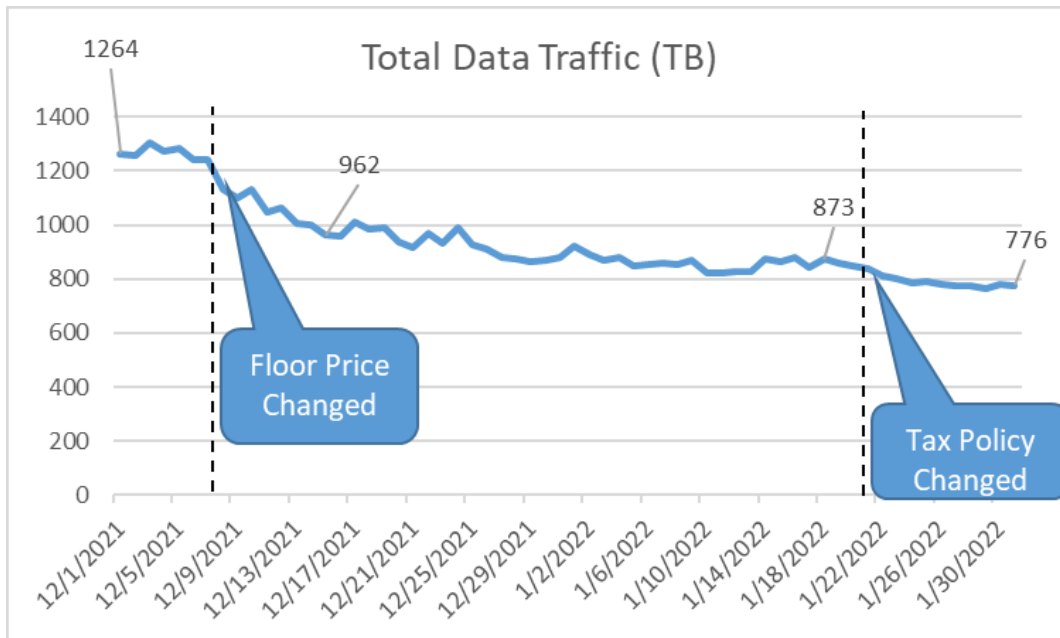
From the outset, we wish to express our appreciation for the opportunity to comment.

As we have previously submitted to PTD, the forthcoming capacity spectrum including the 2300MHz, 2600MHz and 3500MHz blocks, should be allocated together through direct allocation. These capacity spectrum bands are mainly required for 5G services and multiband allocation with large spectrum blocks is the most up to date international methodology which also meets the demand of equal allocation, spectrum efficiency and affordable price. We believe this will boost the development of the telecom industry in Myanmar for next decades.

In addition, the allocation of new Spectrum should occur only when there is a market requirement or demand for services in order to ensure that the efficient investment of capital in networks will offer immediate benefit to the people of Myanmar. Therefore, considering the current market demand, we again respectfully submit that the allocation of the capacity spectrum should take place together and not earlier than 2024.

We also wish to submit that the current traffic does not call for additional spectrum at this time. Since the implementation of the new Pricing and Tariff Framework in December 2021 and the Union Taxation Law in January 2022, we can see that network traffic has been declining significantly. In the case of OML, our analysis shows a 39% degradation in data traffic when compared to before and after the implementation of the new Pricing and Tariff Framework and the Union Taxation Law. We believe the same trends would have been observed by all Operators.

Set out below is the illustrative diagram which demonstrates the data traffic trend for the period between December 2021 and January 2022.



Under the circumstances, we believe that the allocation of valuable spectrum should have a purpose of balancing market demand. By allocating all capacity spectrum together by considering the demand and market conditions, we believe that we can collectively bring immediate benefit for Myanmar consumers for higher 4G penetration while allowing for more maturity of any 5G ecosystem in Myanmar.

Thank you for your consideration of the foregoing and we are also as always, willing to make ourselves available to discuss this matter further, should PTD consider it appropriate to do so.

Yours truly,



**Chris Peirce**  
Chief Legal and Regulatory Officer