

BEFORE COMPETITION COMMISSION OF INDIA
7th FLOOR, HINDUSTAN TIMES BUILDING,
KASTURBA GANDHI MARG, NEW DELHI - 110001

Registration No. C-2017/_____

In the Matter of:

Bharti Airtel Limited

Form I as per Schedule II of the Combinations Regulations and Notes to Form I pursuant to directions vide Notice no. CCI/Comb./20(1)04/2016/5989 dated 12.04.2017 in terms of sub-section (1) of Section 20 of the Act read with Regulation 8 of the Combination Regulations

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Place: New Delhi
Date: 15.05.2017

Summary of the Combination

(In terms of sub-regulation (1B) of Regulation 13 of the Competition Commission of India (Procedure in Regard to the Transaction of Business Relating to Combinations) Regulations, 2011 as amended)

(a) Name of the parties to the combination

Bharti Airtel Limited (**Airtel**) and Videocon Telecommunication Limited (**Videocon**)

(b) Type of the combination

Videocon desired to exit the wireless GSM business in view of the continued losses and therefore wanted to transfer the Right to Use of 2 x 5 MHz spectrum in the 1800 MHz band each in 6 licensed service areas, namely, Bihar, Gujarat, Haryana, Madhya Pradesh, Uttar Pradesh (East) and Uttar Pradesh (West) by entering into an agreement with Airtel.

Videocon and Airtel ("**Parties**") have entered into an agreement dated 16.03.2016 whereby Videocon transferred the Right to Use of 2 x 5 MHz spectrum in the 1800 MHz band each in 6 licensed service areas, namely, Bihar, Gujarat, Haryana, Madhya Pradesh, Uttar Pradesh (East) and Uttar Pradesh (West) to Airtel, with the approval of the Department of Telecommunication, Government of India ("**DoT-Gol**") vide letter dated 20.05.2016 with effect from

18.05.2016 ("**Spectrum Transaction**").

It may be pointed out that with the transfer of the Right to Use of the spectrum mentioned above under the Spectrum Transaction, pre and post Spectrum Transaction, at all times Airtel was within the Spectrum Caps prescribed by the DoT-Gol.

(c) Area of activity of the parties to the combination

Airtel

Airtel is a publicly traded global telecommunications corporation with operations in 17 countries across Asia and Africa. Headquartered in New Delhi, India, the company ranks amongst the top 3 telecom service providers globally in terms of number of subscribers. It has been allotted pan-India spectrum by DoT-Gol.

Videocon

At the time of Spectrum Transaction Videocon was mainly in to Wireless Telecommunication Services i.e. GSM for Haryana, Gujrat, Madhya Pradesh, Bihar UP (East) and UP (West) service areas, NLD & ILD on Pan India basis. Besides Wireless Telecommunication Services, it is also in Passive infra services providing telecom tower on rent to other operators.

(d) Relevant market(s) to which the combination relates

Following are the Relevant Market to which the combination relates:

- (i). Market for transferring Right to Use of Spectrum in telecom circles of Bihar;
- (ii). Market for transferring Right to Use of Spectrum in telecom circles of Gujarat;
- (iii). Market for transferring Right to Use of Spectrum in telecom circles of Haryana;
- (iv). Market for transferring Right to Use of Spectrum in telecom circles of Madhya Pradesh;
- (v). Market for transferring Right to Use of Spectrum in telecom circles of Uttar Pradesh (East); and
- (vi). Market for transferring Right to Use of Spectrum in telecom circles of Uttar Pradesh (West).