

TELECOMMUNICATIONS ORDINANCE
(Chapter 106)

SERVICES-BASED OPERATOR LICENCE

DIRECTION
(Special Condition 6)

To : **Top Express Telecommunications Limited**
Date : **9 July 2010**

Pursuant to Special Condition 6 of the Services-Based Operator Licence (the “licence”) granted to Top Express Telecommunications Limited (the “licensee”) on 9 July 2010, the Telecommunications Authority (the “Authority”) hereby directs the licensee, until further notice is given in writing, to pay to PCCW-HKT Telephone Limited and Hong Kong Telecommunications (HKT) Limited or other fixed carrier licensees or unified carrier licensees (with provision of fixed services authorized) or other licensees with a universal service obligation, as the case may be, its relevant share of the universal service contribution, as may be specified in the relevant Statements issued by the Authority and as revised from time to time to assist those licensees to meet their universal service obligations.

(Y K Ha)
Telecommunications Authority

TELECOMMUNICATIONS ORDINANCE
(Chapter 106)

SERVICES-BASED OPERATOR LICENCE

DIRECTION
(Special Condition 20)

To : **Top Express Telecommunications Limited**
Date : **9 July 2010**

1. Pursuant to Special Condition 20 of the Services-Based Operator Licence (the “licence”) granted to Top Express Telecommunications Limited (the “licensee”) on 9 July 2010, the Telecommunications Authority (the “Authority”) hereby directs the licensee, until further notice is given in writing,

- (a) to facilitate, at the licensee’s own expenses, the portability of numbers from the numbering plan of Hong Kong as stipulated in the Special Condition 2 of the licence for (i) customers of fixed telecommunications services licensed under fixed telecommunications network services licences or fixed carrier licences or unified carrier licences (with provision of fixed services authorized), and (ii) customers of internal fixed telecommunications services for carrying real-time voice communications (which may be integrated with other types of communications) which is capable of allowing customers to make and receive calls to and from parties assigned with numbers from the numbering plan of Hong Kong and licensed under services-based operator licences (“Operator Number Portability”), so that HKTA

2102 entitled “Procedures for Handling Number Porting by Database Solution” issued by the Authority and as revised from time to time by the Authority can be fully complied with on and after the launch of the service;

- (b) to facilitate, at the licensee’s own expenses, the portability of numbers from the numbering plan of Hong Kong as stipulated in the Special Condition 2 of the licence for (i) customers of mobile telecommunications services licensed under mobile carrier licences or unified carrier licences (with provision of mobile services authorized), (ii) customers of mobile virtual network operators services licensed under services-based operator licences or other licences, and (iii) customers of internal mobile telecommunications services for carrying real-time voice communications (which may be integrated with other types of communications) which is capable of allowing customers to make and receive calls to and from parties assigned with numbers from the numbering plan of Hong Kong and licensed under services-based operator licences (“Mobile Number Portability”), so that the Code of Practice entitled “Code of Practice related to the Implementation of Mobile Number Portability” issued by the Authority and as revised from time to time by the Authority can be fully complied with on and after the launch of the service.

2. Notwithstanding paragraph 1, nothing in this Direction requires the licensee:

- (a) to enable any number assigned by the licensee to be used for a “Class 2 service” provided by any other licensee ; or
- (b) to enable any number assigned by any other licensee for a “Class 2 service” to be used for any service provided by the licensee.

3. Notwithstanding paragraph 1, where the licensee provides a “Class 2 service”, nothing in this Direction requires the licensee:

- (a) to enable any number assigned by the licensee for such Class 2 service to be used for any service provided by any other licensee; or
- (b) to enable any number assigned by any other licensee to be used for such Class 2 service provided by the licensee.

4. For the purpose of this Direction, “Class 2 service” means the services referred to in the applicable provisions in unified carrier licence, services-based operator licence or other licences under which provision of Class 2 service is authorized.

(Y K Ha)
Telecommunications Authority