TRANSITIONAL PROVISIONS FOR THE IMPLEMENTATION OF THE REVISED MARKET STRUCTURE

Change to the Structure upon Review	Entities/ Licence Categories Impacted by Change	Steps to be taken to Effect Transition	Timeline for the Transition	Special considerations/Exceptions (if any)
Use of Satellite systems by all Facilities providers within the scope of their respective infrastructure Licences	NFP-Tx	• None	Immediate	• None
Requirement to upgrade to NFP-T2 on account of introduction of limitation of geographic scope of NFP-T3 Licence to three (3) counties	NFP-T3	• NFP-T3 Licensees that have a presence in more than three (3) counties will be required to upgrade to NFP-T2 upon lapsing of their current Licences.	End of current Licence term	• Any NFP-T3 Licences issued by the Authority upon publication these responses will automatically be subject to this requirement, notwithstanding the will not issue • NFP-T3 Licensees licensed prior to the Authority publishing these responses and have not exceeded the three (3) - county limit proposed under this consultation will not be permitted to rollout beyond three-counties, unless they upgrade their Licence to NFP-T2 or T1 • NFP-T3 Licensees licensed prior to the Authority publishing these responses that have exceeded the three (3) - county limit proposed under this consultation will not be permitted to rollout beyond the number of

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				counties they are currently operating in unless they upgrade their Licence to NFP-T2 or T1
Introduction of new Licence categories	MNSP, LRA	• Application for Licence after adoption of the revised Telecoms Market Structure	Upon Gazettement of Revised Market Structure	• Upon development of Licences for the new categories • Foreign firms that currently provide or intend to provide satellite or terrestrial cross-border connectivity to the in-country infrastructure providers will be required to apply for Landing Rights Authorization
Replacement of one Licence with more than one Licence due to change in scope of the Original Licence	SCLR, IGSS, TEC	• Holders of SCLR Licences will be issued with a LRA as well as an IGSS Licence and will be required to surrender the initial SCLR • Holders of IGSS Licences will be issued revised IGSS Licences as they surrender the old ones. The satellite providers that are currently working with the IGSS will be required to apply for LRA immediately. It will be the responsibility of the current IGSS	Upon Gazettement of Revised Market Structure	• Current holders of the Licences that are being split into two or more Licences may be entitled to the two or more Licences created pursuant to this consultation. This will be an optional provision.

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		Licence holders to notify their international partners of the need for them to apply for LRA. Additionally, current IGSS Licence holders will be expected to provide proof to the Authority that they have notified their international partners by providing copies of correspondence to this effect. • Holders of TEC Licences will automatically be issued CEC Licences and those of them that desire to also import will be expected to apply for the CED Licences. The Licences issued pursuant to this provision to existing Licensees will be at no extra cost for the remainder of the current Licence term. The new fees envisaged under this market structure review consultation will come into force		

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		during Licence renewal		
Conversion of a Licence to a Class Licence	Vendor, PCACS	• Development of guidelines on Public Communications Access Centres to provide for Cybercafe operations • Publication in the Kenya Gazette and CA website	Date of publication of the Kenya Gazette containing the Class Licence	• Any Licence issued prior to the publication of the class Licence in the Kenya Gazette shall lapse
Licensing of Data Centres	NFP-T1, T2	• Publication of revised market structure	Upon Gazettement of Revised Market Structure	• None
Recognition of informal Training	TP	• Framework to be developed to recognize prior learning, certifications and experience • Publication of framework	2nd Quarter of 2026/2027	• None
Revision of Licence Term	IGSS, SCLR and NFP-T1	• The crediting process for any spectrum Licence that goes beyond the term of the operating Licence will be implemented for any spectrum that is issued mid-stream in the term of an operating Licence, whilst an optional licence term of 25-years has been	Upon Gazettement of Revised Market Structure	• Spectrum Licence terms/durations and pricing shall be determined for each access band in such a way that the rates are affordable to all players • This rationale is also applicable to LRA, particularly in relation to submarine cables since a single LRA can be used to land multiple cables and hence the case to align

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		adopted to provide flexibility for licensees with different investment strategies.		the operating Licence term to the lifespan of cables would defeat public interest considerations that require periodic performance assessments
Licensing of Cybercafes	PCAC	• Publication of the guidelines	Upon Gazettement of Revised Market Structure	• None