

भारत सरकार /Government of India
संचार मंत्रालय /Ministry of Communication
दूरसंचार विभाग /Department of Telecommunications
बेतार आयोजना एवं समन्वय स्कंध /WPC Wing

6th Floor, Sanchar Bhawan,
20, Ashoka Road, New Delhi – 110001

No. R-11018/05/2019-PP

Dated: 29th March, 2019

Subject: Clarification to O.M. No. ETA-WPC/Policy/2018-19 dated 26th February, 2019 on ETA through self-declaration for certain categories of Wireless Equipment in license exempt bands.

A number of representations have been received in this Ministry seeking clarification on Equipment Type Approval (ETA) through self-declaration for Wireless products/modules operating in license exempt bands.

2. In this regard, following is clarified: -

S.No.	Issues	Clarification
1	Applicability/scope of OM No. ETA-WPC/Policy/2018-19 dated 26.02.2019 on 'ETA through self-declaration'	1. 'ETA through self-declaration' is applicable to the products which comply two conditions, i.e., (i) exempted from import licensing requirement as per EXIM policy of DGFT and (ii) working in de-licensed frequency band(s) as per applicable Gazette Notifications. 2. Such category of product(s) may be imported by submitting Self declaration/ undertaking to the Customs as per above referred OM and informing WPC through e-mail mentioned in it.
2.	The process to get ETA for the products does not fall under Category mentioned at S.No. (1) above.	Apply online for ETA through routine procedure to concerned RLOs and obtain ETA for it. Issuance of ETA shall continue for the products not covered under Category mentioned at S.No. (1) above.
3.	Requirement of payment.	For each product falling under 'ETA through self-declaration', fee of Rs. 10,000/- need to be paid only once while applying initially. During subsequent imports by the same applicant for the same product/module, the same payment receipt/emails may be referred for. Further for clarity, while making payment for a particular Model/module, the same may be mentioned under remarks column.
4.	Whether the custom clearance be done on the basis the model-based test reports only or the test reports of the wireless modules integrated in the finished product(which are common in mobiles, Lap Tops and TV etc.) are also applicable.	(i) The test report issued by Accredited Laboratory for finished product or (ii) the test report(s) of RF module(s) fitted in a particular model along with undertaking of the manufacturer, as the case may be, will serve the purpose of test report.
5.	Whether new way of filing ETA based on self-declaration is applicable only to the products that are exempted from import licensing requirement by EXIM Policy of DGFT or will it be applicable to all the products operating in license exempt bands.	The ETA based on self-declaration is applicable only to the products that are exempted from import licensing requirement by EXIM policy of DGFT not to all the products operating in license exempt band(s) as explained at S.No. (1) above.

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M. Farhat
29/03/2019

6.	Whether import of wireless modules (not finished products) is permitted under self-declaration approach.	Yes, if it is exempted from licensing requirements in EXIM Policy of DGFT.
7.	To which CCA/PAO account fee of 'ETA through self-declaration' be made.	Fee of Rs.10,000/- under 'ETA through self-declaration' may be made to PAO, New Delhi.
8.	Requirement of ETA produced in India.	(i) For each product(s) manufactured in India, ETA shall be required. (ii) In the cases where RF module(s) is separate, ETA shall be applicable only to RF module(s). (iii) The products falling under "Free" category as per EXIM policy (viz Speaker, TV, Mobile phone etc.) if manufactured in India, ETA may be obtained through self declaration as per the category mentioned at S.No. (1) above. (iv) For rest of the products e.g. RPAs/Drone, Point to Point/Multi Point Radio etc., not falling under above "Free" category as per EXIM policy, ETA may be obtained through routine procedure as per the Category mentioned at S.No. (2) above.
9.	Whether one ETA shall applicable to 'Series Model additions'.	While importing, ETA is required for each product/model.
10.	Request for Online application training for ETA procedure.	The Department may consider it.
11.	Model-wise Certification & Traceability.	Efforts are being made to develop a portal for all products for which ETA has been issued.

This is issued with the approval of Competent Authority.

M. Pathak
29/03/2019

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To

1. All Chief Commissioners of Customs / Customs (Prev.)
All Chief Commissioners of Customs and Central Excise
All Commissioner of Customs
All Commissioner of Customs and Central Excise

2. WPC Field Offices

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Sr. DWA (ASMS) for uploading on WPC Website.