



PUBLIC NOTICE

FEDERAL COMMUNICATIONS COMMISSION
445 12th STREET S.W.
WASHINGTON D.C. 20554

News media information 202-418-0500
Internet: <http://www.fcc.gov> (or <ftp.fcc.gov>)
TTY (202) 418-2555

DA No. 21-326

Report No. SCL-00307

Thursday March 18, 2021

Actions Taken Under Cable Landing License Act

Section 1.767(a) Cable Landing Licenses, Modifications, and Assignments or Transfers of Control of Interests in Cable Landing Licenses (47 C.F.R. § 1.767(a))

By the Chief, Telecommunications and Analysis Division, International Bureau:

Pursuant to An Act Relating to the Landing and Operation of Submarine Cables in the United States, 47 U.S.C. §§ 34-39 (Cable Landing License Act), Executive Order No. 10530, Exec. Ord. No. 10530 reprinted as amended in 3 U.S.C. § 301, and section 1.767 of the Commission's rules, 47 C.F.R. § 1.767, the following applications ARE GRANTED. These grants of authority are taken under section 0.261 of the Commission's rules, 47 C.F.R. § 0.261. Petitions for reconsideration under section 1.106 or applications for review under section 1.115 of the Commission's rules, 47 C.F.R. §§ 1.106, 1.115, may be filed within 30 days of the date of this public notice.

These applications have been coordinated with the Department of State and other Executive Branch agencies pursuant to section 1.767(b) of the Commission's rules, 47 C.F.R. §1.767(b), and consistent with procedures established with the Department of State. See Review of Commission Consideration of Applications under the Cable Landing License Act, IB Docket No. 00-106, Report and Order, 16 FCC Rcd 22167, 22192-93, paras. 51-52 (2001) (Submarine Cable Landing License Report and Order); Streamlined Procedures for Executive Branch Review of Submarine Cable Landing License Requests, State Department Media Note (Revised) (rel. Dec. 20, 2001) available at <http://2001-2009.state.gov/r/pa/prs/ps/2001/6951.htm>.

This public notice serves as each cable landing licensee's Cable Landing License, or modification thereto, pursuant to the Cable Landing License Act and sections 1.767 and 1.768 of the Commission's rules. Cable landing licensees should review carefully the terms and conditions of their licenses. Failure to comply with these terms and conditions or relevant Commission rules and policies could result in fines or forfeitures.

Assignment

Grant of Authority

Date of Action: 03/16/2021

Current Licensee: BP Exploration and Production Inc.**FROM:** BP Exploration and Production Inc.**TO:** Tampnet Inc.

Application filed for consent to the assignment of the submarine cable landing license and related assets for the Gulf of Mexico fiber optic network (Gulf Fiber Network), SCL-LIC-20061115-00010, held by BP Exploration & Production Inc. (BP) to Tampnet Inc. (Tampnet). The Gulf Fiber Network links Freeport, Texas to Pascagoula, Mississippi and is used to support BP's oil and gas drilling and production platforms in the Gulf of Mexico and to support other assets, including other oil and gas production operators.

BP and Tampnet have entered into a Purchase and Sale Agreement whereby Tampnet has agreed to purchase from BP, among other BP assets, the Gulf Fiber Network. Upon consummation, the Gulf Fiber Network and related assets will be wholly owned by Tampnet.

Tampnet is a Delaware company. The following entities and individuals will hold a 10% or greater direct or indirect equity and voting interests in Tampnet: (1) Colombo US Bidco Inc., a Delaware company (100% equity and voting interest in Tampnet); (2) Colombo Bidco Limited, a United Kingdom company (100% equity and voting interest in Colombo US Bidco Inc.); (3) Colombo Holdco Limited, a United Kingdom company (100% equity and voting interest in Colombo Bidco Limited); (4) Colombo Investment Holdings Limited, a United Kingdom company (100% equity and voting interest in Colombo Holdco Limited); (5) Colombo Topco Limited, a United Kingdom company (approximate 87.2% equity and 85% voting interest in Colombo Investment Holdings Limited); (6) Arbejdsmarkedets Tillaegspension (ATP), a Denmark Pension Fund (50% equity and voting interest in Colombo Topco Limited); (7) 3i Tampnet Holdings Limited, a United Kingdom company (50% equity and voting interest in Colombo Topco Limited); (8) 3i Infrastructure plc, a publicly traded Jersey company (100% equity and voting interest in 3i Tampnet Holdings Limited); (9) 3i Investments plc, a United Kingdom company, is the exclusive investment manager to 3i Infrastructure and ATP with respect to their respective indirect investments in Tampnet, and 3i Investments plc has sole, indirect control over the day-to-day management of Tampnet; (10) 3i plc, a United Kingdom company (100% equity and voting interest in 3i Investments plc); (11) 3i Holding plc, a United Kingdom company (100% equity and voting interest in 3i plc); and (12) 3i Group plc, a publicly traded United Kingdom company (100% equity and voting interest in 3i Holdings plc, and also an approximate 30% equity interest in 3i Infrastructure). 3i Group plc is the ultimate parent company of 3i Investments and holds indirect control of Tampnet. The remaining approximate 15% voting and 12.8% equity interest in Colombo Investment Holdings Limited is held by certain managers and executives of the Tampnet companies, none of which hold an individual voting or equity stake of 10% or more. The remaining shares of 3i Infrastructure are publicly held and widely dispersed. No other person or entity holds a direct or indirect 10% or greater equity or voting interest in Tampnet.

Tampnet agrees to comply with the routine conditions set out in 1.767(g) of the Commission's rules, 47 CFR § 1.767(g), and with the requirements of section 1.768 of the Commission's rules, 47 CFR § 1.768 (Notification by and prior approval for submarine cable landing licensees that are or propose to become affiliated with a foreign carrier).

We grant the Petition to Adopt Conditions to Authorizations and Licenses (Petition) filed by the National Telecommunications and Information Administration, on behalf of the Committee for the Assessment of Foreign Participation in the United States Telecommunications Services Sector, on March 11, 2021. Accordingly, we condition grant of the application on Tampnet, Inc. abiding by the commitments and undertakings contained in the February 26, 2021 Letter of Assurances from David Heximer, Managing Director, Tampnet, Inc., to the Assistant Secretary for Trade and Economic Security, Office of Strategy, Policy and Plans, DHS (LOA). A failure to comply and/or remain in compliance with any of these commitments and undertakings shall constitute a failure to meet a condition of the underlying license, SCL-LIC-20061115-00010, and thus grounds for declaring the license terminated without further action on the part of the Commission. Failure to meet a condition of the license may also result in monetary sanctions or other enforcement action by the Commission. A copy of the Petition and the LOA are publicly available and may be viewed on the FCC website through the International Bureau Filing System (IBFS) by searching for SCL-ASG-20200805-00035 and accessing "Other filings related to this application" from the Document Viewing area.