

Regulations of Turks and Caicos Islands: /2005

Gazette Dated: 2005

Telecommunications Ordinance 2004
SPECTRUM FEE REGULATIONS 2005

Regulations made by the Governor in Council under section 64 of the Telecommunications Ordinance 2004

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Citation and commencement

1. These Regulations may be cited as the Spectrum Fee Regulations and shall come into operation on.

Interpretation

2. (1) In these Regulations unless the context otherwise requires –

“Ordinance” means the Telecommunications Ordinance 2004.

(2) Unless otherwise specified, terms used in these Regulations shall have the meanings assigned to them under the Ordinance.

Fees

3. (1) A person applying for a spectrum licence pursuant to section 5 of the Telecommunications and Frequency Licensing Regulations 2005 shall pay, under Schedule 1, for the several categories of applications set in Column I an annual fee set out in Column II.

(2) A person already holding a spectrum licence or a contract to be granted a spectrum licence in the 800 MHz bands in applying for a spectrum licence pursuant to section 5 of the Telecommunications and Frequency Licensing Regulations for additional frequency in the bands in which they already hold a licence or a contract shall pay, under Schedule 2, for the applications set in Column I –

- (a) the spectrum fee set out in Column II; and
- (b) an annual fee set out in Column III.

(3) A person applying for a spectrum licence pursuant to section 5 of the Telecommunications and Frequency Licensing Regulations 2005 shall pay, under Schedule 3, for the applications set out in Column I the spectrum fee set out in Column II.

(4) A person granted a spectrum licence in the 1800 or 1900 MHz bands shall pay, under Schedule 4, the spectrum fee set out in Column II,

(5) A person applying for a spectrum licence pursuant to section 5 of the Telecommunications and Frequency Licensing Regulations 2005 shall pay, under Schedule 5, for the several categories of applications set in Columns I and II the spectrum fee set out in Column III.

(6) A person applying for a spectrum licence pursuant to section 5 of the Telecommunications and Frequency Licensing Regulations 2005 shall pay, under Schedule 6, for the several categories of applications set in Column I –

(a) the application fee set out in Column II; and

(b) the spectrum fee set out in Column III.

Payment of fees

4. (1) An application fee payable pursuant to these Regulations is not refundable and shall accompany the application for a spectrum licence.

(2) An initial fee payable pursuant to these Regulations shall be paid within two weeks of the licensee being informed in writing of the grant of the spectrum licence and all further fees shall be paid as specified by the Commission upon notification of being granted the spectrum licence.

(3) An annual fee payable pursuant to these Regulations shall be paid on the anniversary date of the grant of the spectrum licence.

SCHEDULE 1

LICENCE CODE	DESCRIPTION	ANNUAL FEE (US\$)
	Column I	Column II
AR	Amateur Radio	15
ARF	Temporary Call-Sign	15
CBR	Citizen Band Radio	15
LM	Land Mobile Radio(Conventional two way communication)	
LMB	- Base Station	150
LMR	- Repeater	100
LMM	- Mobile	30
LMP	- Portable	15
MM	Maritime Mobile Radio General Category (excluding Ferry and Fishing Boats)	
MMB	- Base Station	FREE
MMR	- Repeater	FREE
MMM	- Mobile	FREE
MMP	- Portable	FREE
MMS	- Ship Station	FREE
MMFY	Maritime Mobile Radio Ferry Boats	FREE
MMFH	Maritime Mobile Radio Fishing Boats	FREE
MMRO	Marine Radio Operator's Licence	200
AM	Aeronautical Mobile Radio (each aircraft)	100

SCHEDULE 2

LICENCE CODE	DESCRIPTION	SPECTRUM FEE ONE YEAR (US\$)	ANNUAL FEE (US\$)
	Column I	Column II	Column III
PMTF	800 MHz Band	\$NA	\$NA
PMTF	900 MHz Band	\$NA	\$NA
PTMF	1800 MHz Band	\$NA	\$NA
PTMF	1900 MHz Band	\$NA	\$NA

SCHEDULE 3

CODE	DESCRIPTION	SPECTRUM FEE (Five years)
	Column I	Column II
PMTF	1800 MHz band (10 MHz)	\$200,000 (US)
PMTF	1900 MHz band (5 MHz)	\$390,000 (US)

SCHEDULE 4

CODE	DESCRIPTION	SPECTRUM FEE (Five years)
	Column I	Column II
PMTF	1800 MHz band (10 MHz)	\$200,000 (US)
PMTF	1900 MHz band (5 MHz)	\$390,000 (US)

SCHEDULE 5

LICENCE CODE	DESCRIPTION	TYPE (US\$)	SPECTRUM FEE (One year) (US\$)	
	Column I	Column II	Column III	
MMF	Maritime Mobile Radio (12.5kHz bandwidth)	a) General	Free/frequency	
		b) Ferry Boats	Free/frequency	
		c) Fishing Boats	Free/frequency	
AMF	Aeronautical Mobile Radio (12.5kHz bandwidth)		\$200/frequency	
BAM	Broadcast AM Radio station	AM-Commercial	\$3,000/frequency	
		AM-Community (Non- Commercial)	\$50/frequency	
BFM	Broadcast FM Radio station	FM-Commercial 1Kwatt or less	\$2,000/frequency	
		FM-Commercial More than 1Kwatt	\$5,000/frequency	
		FM-Community (Non- Commercial)	\$50/frequency	

LICENCE CODE	DESCRIPTION	TYPE (US\$)	SPECTRUM FEE (One year) (US\$)	
	Column I	Column II	Column III	
BSE	Broadcasting Special Events	AM/FM	\$5,000/frequency	
BTV	Broadcast Television Station		\$1,000/frequency	
STL1	Television STL Microwave (6 MHz link)		\$500/link	
STL2	Radio STL Microwave (15 MHz link)		\$500/link	
CTV	Cable Broadcasting		50 cents per subscriber per month	

SCHEDULE 6

LICENCE CODE	DESCRIPTION	APPLICATION FEE (US\$)	SPECTRUM FEE (One year) (US\$)
VST	VSAT (per antenna) < 55dBW EIRP	\$500	\$1,000/antenna
MBL	Radio Links		\$1,000 per frequency