

**TELECOMMUNICATIONS FEE STRUCTURE
(AMENDMENT) REGULATIONS 2012**

ARRANGEMENT OF REGULATIONS

REGULATION

1. Citation and commencement
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TELECOMMUNICATIONS FEE STRUCTURE (AMENDMENT) REGULATIONS 2012

(Legal Notice 27 of 2012)

MADE by the Governor under section 64 of the Telecommunications Ordinance.

Citation and commencement

1. These Regulations may be cited as the Telecommunications Fee Structure (Amendment) Regulations 2012 and shall come into operation on 21 May 2012.

Interpretation

2. In these Regulations “principal Regulations” means the Telecommunications Fee Structure Regulations.

Regulations 2 amended

3. Regulations 2 of the principal Regulations is amended by inserting in the appropriate alphabetical positions the following definitions—

“market share” means the percentage of the gross revenue of a licensee relative to the sum of the gross revenues of the licensees with individual licences;

“operating cost” means the annual operating budget of the Commission minus the minimum fixed amount collected as regulator fees for individual licences and the fixed regulator fees for class licences and frequency authorisation;

“regulator fee” means the regulatory fee referred to in section 46 of the Ordinance.

Regulations 3 amended

4. Regulations 3 of the principal Regulations is amended by inserting after paragraph (d) the following paragraph—

“(e) annually, the regulator fee.”.

Schedule 1 substituted

5. Schedule 1 to the principal Regulations is repealed and the following substituted—

SCHEDULE 1

(Regulation 3)

INDIVIDUAL LICENCES

CODE	DESCRIPTION	APPLICATION FEE	LICENSE FEES			REGULATOR FEES
			On grant of license	At end of first year	Annually	Annually
FPT	Fixed Public Telecommunications	\$2,500.00	\$250,000.00	7% of gross revenue	\$250,000.00 or 7% of gross revenue, whichever is greater.	\$75,000.00 or a percent of operating cost representing market share, whichever is greater
INS	Internet Networks/Service	\$1,250.00	\$75,000.00	7% of gross revenue	\$75,000.00 or 7% of operating cost representing market share, whichever is greater	\$25,000.00 or a percent of operating cost representing market share, whichever is greater
PMT	Subscriber Television	\$2,500.00	\$50,000.00	\$50,000.00 of \$1.00 per subscriber per month, whichever is greater	\$50,000.00 or \$1.00 per subscriber per month, whichever is greater	
PRP	Public Radio Paging	\$1,000.00	\$5,000.00	7% of gross revenue	\$5,000.00 or 7% of gross revenue, whichever is greater	\$1,000.00
SCL	Submarine Cable	\$1,000.00	\$50,000.00	7% of gross revenue	\$50,000.00 or 7% of gross revenue, whichever is greater	\$75,000.00 or a percent of operating cost representing market share, whichever is greater
MOB	Public Mobile Telecommunication	\$5,000.00	\$250,000.00	7% of gross revenue	\$250,000.00 or 7% of gross revenue, whichever is greater	\$75,000.00 or a percent of operating cost representing market share, whichever is greater
FTC	Full Telecommunication Service and Network	\$25,000.00	\$2,500,000.00	7% of gross revenue	\$2,500,000.00 or 7% of gross revenue, whichever is greater	\$75,000.00 or a percent of operating cost representing market share, whichever is greater
TRI-3	Triple Play Providers	\$15,000.00	\$1,500,000.00	7% of gross revenue	\$1,500,000.00 or 7% of gross revenue, whichever is greater	\$75,000.00 or a percent of operating cost representing market share, whichever is greater
QUAD-4	Quadruple Play Providers	\$20,000.00	\$2,000,000.00	7% of gross revenue	\$2,000,000.00 or 7% of gross revenue, whichever is greater	\$75,000.00 or a percent of operating cost representing market share, whichever is greater

MADE this 14 day of May 2012.



**DAMIAN RODERIC TODD
GOVERNOR**



EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend the Telecommunications Fee Structure Regulations to provide for the collection of regulator fees in respect of individual licences.