

BERMUDA

GOVERNMENT FEES AMENDMENT (NO. 4) REGULATIONS 2014

BR / 2014

The Minister of Finance, in exercise of the power conferred by section 2 of the Government Fees Act 1965, makes the following Regulations:

Citation

1 These Regulations, which amend the Government Fees Regulations 1976 (“the principal Regulations”) may be cited as the Government Fees Amendment (No. 4) Regulations 2014.

Amends Head 24

2 Head 24 (Electronic Communications Act 2011) of the Schedule to the principal Regulations is amended by, after paragraph (1) inserting—

- “ (2) Authorization to use a portion of the following bands, in each case at the specified percentage of the reference fee per Megahertz (MHz) of radio frequency: Reference fee per MHz is \$12,500 per year
- (a) 700 MHz band (698 to 806 MHz): 100% of reference fee;
 - (b) 850 MHz band (824 to 849 MHz and 869 to 894 MHz): 100% of the reference fee;
 - (c) 1900 MHz band (1850 to 1910 MHz and 1930 to 1990 MHz): 78% of the reference fee;
 - (d) 2100 MHz band (AWS-1) (1710 to 1755 MHz and 2110 to 2155 MHz): 39% of the reference fee;
 - (e) 2100 MHz band (AWS-3) (1695 to 1710 MHz, 1755 to 1780 and 2155 to 2180 MHz): 39% of the reference fee;
 - (f) 2500 MHz band (2496 to 2690 MHz): 33% of the reference fee;
 - (g) 3500 MHz band (3300 to 3700 MHz): 3% of the reference fee.

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Notes:

(i) Subject to notes (ii) and (iii), the fee is to be paid by quarterly instalments in arrears.

(ii) If authorization to use a particular radio frequency is granted to a COL holder that (at the time the authorization is granted) offers none of the following services: (A) a commercial mobile radio service, (B) a wireless cable service or (C) a fixed wireless access service, then (provided the frequency is used by the COL holder to establish any such service) the fee in respect of that frequency shall be waived for a period ending when the service becomes operational, or for a period ending six months after the grant of the authorization, whichever period ends first.

(iii) If authorization to use a particular radio frequency is granted during a quarter or (as the case may be) if the waiver period referred to in note (ii) ends during a quarter, the fee in respect of that frequency for that quarter shall be prorated.

Commencement

3 These Regulations shall come into operation on 1 January 2015.

Made this 18th day of December 2014



Minister of Finance