

L.N. 248 of 2000

**TELECOMMUNICATIONS (REGULATION) ACT
(CAP. 399)**

**Telecommunications Service (Modification and Provision in
respect of a Joint Venture and Shareholders Agreement)
Regulations, 2000**

IN exercise of the powers conferred upon him by article 38 of the Telecommunications (Regulation) Act, and for the purposes of article 44 of the said Act, the Minister for Transport and Communications, after consultation with the Competent Authority to regulate Telecommunications, has made the following regulations:—

1. The title of these regulations is the Telecommunications (Modification and Provision in respect of a Joint Venture and Shareholders Agreement) Regulations, 2000 and they shall be deemed to have come into force on the 29th November, 2000. Title and commencement.

2. In these regulations: Definitions.

“Act” means the Telecommunications Regulation Act and includes the First Schedule thereto;

“the Instrument of Modification” means the document issued by the Minister under article 46 of the Act on the 29th November, 2000 in respect of the Joint Venture and Shareholders Agreement, which instrument was laid on the Table of the House of Representatives on the 1st December, 2000;

“the Joint Venture and Shareholders Agreement” means the agreement entitled “Joint Venture and Shareholders Agreement between (1) Telemalta Corporation and (2) Racal Telecom PLC” entered into on the twenty first (21) day of July of the year one thousand nine hundred and eighty nine (1989) between Telemalta Corporation on the one part and Racal Telecom PLC of Western Road, Bracknell, Berkshire, England on the other part;

“The modified Joint Venture and Shareholders Agreement” means the Joint Venture and Shareholders Agreement as modified and as it results after provision was made in respect thereof by the Instrument of Modification.

**Modification of
Joint Venture and
Shareholders
Agreement and
provision in respect
of thereof.**

3. The terms and conditions of the Joint Venture and Shareholders Agreement shall, as from the 29th November, 2000 and for the purpose of putting into effect the provisions of the Act and of implementing the liberalisation of the Maltese telecommunications market in accordance with the Act and of implementing a new commercial and regulatory framework as has been deemed appropriate for the purpose of implementing the provisions of the Act, be modified to the terms and conditions included in the modified Joint Venture and Shareholders Agreement and in accordance therewith.

**Relationship with
Instrument of
Modification.**

4. These regulations shall complement the Instrument of Modification and nothing in these regulations shall be interpreted as prejudicing the force, effect and validity of the Instrument of Modification.