L.N. 454 of 2010

ELECTRONIC COMMUNICATIONS (REGULATION) ACT (CAP. 399)

Radiocommunications (Broadcast Receiving Licence Charges) Regulations, 2010

IN exercise of the powers conferred by article 36 of the Electronic Communications (Regulation) Act, the Minister for Infrastructure, Transport and Communications has made the following regulations:

Citation.

1. The title of these regulations is the Radiocommunications (Broadcast Receiving Licence Charges) Regulations, 2010.

Interpretation.

2. (1) Any reference in these regulations to "the Act" is a reference to the Electronic Communications (Regulation) Act, and any regulations made thereunder, unless the context otherwise requires and subject to the provisions of subregulation (2) of this regulation, the provisions of article 28 of the Act shall apply to these regulations.

(2) In these regulations and unless the context otherwise requires, "the Minister" means the Minister responsible for communications.

Fees for issue and renewal of broadcast receiving licences.

3. (1) On the issue and on each renewal of a broadcast receiving licence of a type and description specified in columns 1 and 2 respectively of the Schedule hereto the licensee shall pay a fee of the amount specified in relation to that type and description of licence in columns 3 and 4 of the said Schedule, whatever may be the duration of the licence.

(2) Licences shall be issued or renewed for such period as may be specified by the Minister in each case, provided that where the period for which the licence is issued or renewed as specified by the Minister is less than one year, the issue fee or the renewal fee, as the case may be, shall be reduced in proportion to the number of months, or part thereof, as is included in the period for which the licence is issued or renewed.

General provision.

4. On the revocation or variation of a licence to which these regulations apply no part of any fee already paid or due to be paid shall be refunded or cease to be due.

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Exemption.

5. The Minister may reduce or remit any fee prescribed by or under these regulations where he is satisfied that the payment of such fee would cause hardship to the person by whom the fee is payable.

Arrangements for spreading work of issuing and renewing licences.

6. For the purpose of securing that the work of issuing and renewing licences to which these regulations apply shall be evenly spread, the Minister may fix the periods during which licences of any one or more classes shall be issued or renewed, and notice of such periods shall be published in the Gazette.

Payment of fees.

7. The fees prescribed by the regulations in respect of broadcast receiving licences for apparatus in any area or in non-foreign going water craft shall be payable to such person or persons, in such place or places, and during such time or times as shall be specified by notice published in the Gazette.

SCHEDULE
(Regulation 3)

Issue and Renewal Fees on Broadcasting Receiving Licenses

Column 1 Type of licence	Column 2 Description of Licence	Column 3 Issue Fee €	Column 4 Renewal Fee €
1. Broadcast Receiving Licence - General Form	A licence to install and, or operate apparatus for the reception of visual images in colour sent by television, (not being a licence authorising the use of apparatus for radiocommunications for the purpose of the exhibition of visual images received by television to persons who are charged for viewing such exhibition)-		
	(a) for each colour television receiver which is not connected with a satellite television receiving terminal, to be used exclusively in bedrooms of hotels, aparthotels and tourists villages as defined in the Malta Travel and Tourism Services Act and regulations made thereunder	5	7
	(b) for each other colour television receiver used in hotels, aparthotels and tourists villages	35	35
	(c) for one colour television receiver belonging to any one person or his or her spouse and to be used in premises other than in hotels, aparthotels and tourists villages	35	35
	(d) for a second, third or fourth colour television receiver up to a total of four colour television receivers belonging to any one person or his or her spouse and to be used in premises other than in hotels, aparthotels and tourists villages	55	55
	(e) for each additional group of four colour television receivers or part thereof belonging to any one person or his or her spouse and to be used in premises other than hotels, aparthotels and tourists villages: Provided that in the case of the registration of a television receiver, there shall be paid once only a registration fee of €11.60 in respect of each television receiver: Provided further that no issue or registration fee shall be incurred in the case of the transfer either *inter vivos* or *causa mortis* of a licence from a person to his spouse, or other members of his or her family living in the same household.	55	55