

A BILL

entitled

GOVERNMENT FEES (SPECIAL WAIVER) ACT 2015

WHEREAS it is expedient to grant a waiver, for the period 1 January 2015 until the authorization is revoked or otherwise ceases to have effect, of the fee imposed by paragraph 2(a) of Head 24 of the Schedule to the Government Fees Regulations 1976 in respect of an authorization granted by the Regulatory Authority to use the 700 MHz radio frequency band where the licence holder is under an obligation to migrate out of that frequency band and is complying with its obligation to do so;

Be it enacted by The Queen's Most Excellent Majesty, by and with the advice and consent of the Senate and the House of Assembly of Bermuda, and by the authority of the same, as follows:

Citation

1 This Act may be cited as the Government Fees (Special Waiver) Act 2015.

Waiver of fee payable under Government Fees Regulations 1976

2 The fee otherwise payable by a COL holder under paragraph (2)(a) of Head 24 (Electronic Communications Act 2011) of the Schedule to the Government Fees Regulations 1976 in respect of an authorization by the Regulatory Authority to use the 700 MHz band shall be waived, for the period 1 January 2015 until the authorization is revoked or otherwise ceases to have effect, if the COL holder—

- (a) is, under the authorization, obliged to migrate out of the 700 MHz band;  
and
- (b) is complying with that obligation.

## GOVERNMENT FEES (SPECIAL WAIVER) BILL 2015

### EXPLANATORY MEMORANDUM

This Bill would grant a waiver of the fee imposed by paragraph 2(a) of Head 24 (Electronic Communications Act 2011) of the Schedule to the Government Fees Regulations 1976 in respect of an authorization granted by the Regulatory Authority to use the 700 MHz radio frequency band where the licence holder is under an obligation to migrate out of that frequency band and is complying with its obligation to do so.

Clause 1 is self-explanatory.

Clause 2 grants a waiver of the fee imposed by paragraph 2(a) of Head 24 of the Schedule to the Government Fees Regulations 1976. The fee, in respect of the authorization (spectrum licence) granted by the Regulatory Authority to use the 700 MHz radio frequency band, is waived for the period 1 January 2015 until the authorization is revoked or otherwise ceases to have effect. The fee is waived only if the spectrum licence obliges the licence holder to migrate out of the 700 MHz band, and the licence holder is complying with its obligation to do so (i.e. to move its radio spectrum usage from the 700 MHz band to another band or bands).