



BERMUDA

REGULATORY AUTHORITY (PROCESS FOR PAYMENT
OF REGULATORY AUTHORITY AND GOVERNMENT AUTHORIZATION FEES)
GENERAL DETERMINATION 2016

BR 109 / 2016

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The Regulatory Authority, in the exercise of the power conferred by section 62 of the Regulatory Authority Act 2011, as read with sections 44 and 52 of that Act and sections 11 and 19 of the Electronic Communications Act 2011, makes the following General Determination:

Citation

1 This General Determination may be cited as the Regulatory Authority (Process for Payment of Regulatory Authority and Government Authorization Fees) General Determination 2016.

Interpretation

2 In this General Determination, unless the context otherwise requires, terms shall have the meaning given in the Regulatory Authority Act 2011, the Electronic Communications Act 2011, and the Schedule to this General Determination.

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General purpose

3 This General Determination establishes the process (set out in the “Fee Filing Instructions” in Annex 1 to the Schedule) for the payment of Regulatory Authority fees and Government authorization fees.

Determination

4 (1) This General Determination is made pursuant to the Consultation entitled “Consultation on the Process of Payment of Regulatory Authority and Government Fees”, dated 6 September 2016, and the Regulatory Authority’s Decision on it.

(2) Taking into account the received responses to the Consultation and for the reasons given in the Decision, the Authority determines that the adoption and implementation of a process for the payment of Regulatory Authority fees and Government authorization fees will simplify the current payment process by establishing specific filing instructions for fees while allowing the Authority flexibility to review and, where appropriate, approve requests submitted by ICOL holders for revenue not generated by, or otherwise attributable to, the provision of electronic communications to be Exempted Revenues and therefore excluded from the assessment of the requisite Regulatory Authority fees and Government authorization fees.

(3) All ICOL holders shall comply with the process, terms and conditions established in the “Fee Filing Instructions” in Annex 1 to the Schedule.

Terms and conditions of General Determination

5 (1) The Schedule to this General Determination has effect.

(2) The Schedule is published on the Regulatory Authority’s website (www.rab.bm), and is also available for inspection at the offices of the Authority (1st Floor, Craig Appin House, 8 Wesley Street, Hamilton HM 11) during ordinary business hours.

(3) The “Fee Filing Instructions” in Annex 1 to the Schedule may be amended by a further General Determination.

Effective Date of General Determination

6 This General Determination shall become effective on the day it is published in the Official Gazette.

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Signed this 29th day of November 2016

Angela Berry
Chairman, Regulatory Authority