

L.N. 60 of 2014

Telecommunications (Method for Determining Spectrum Utilization Fees) (Third Generation Mobile Services) (Amendment) Regulation 2014

(Made by the Secretary for Commerce and Economic Development under section 32I of the Telecommunications Ordinance (Cap. 106))

1. Commencement

This Regulation comes into operation on 11 July 2014.

2. Telecommunications (Method for Determining Spectrum Utilization Fees) (Third Generation Mobile Services) Regulation amended

The Telecommunications (Method for Determining Spectrum Utilization Fees) (Third Generation Mobile Services) Regulation (Cap. 106 sub. leg. X) is amended as set out in section 3.

3. Section 3 amended (application)

(1) Section 3—

Re-number the section as section 3(1).

(2) After section 3(1)—

Add

“(2) This Regulation only applies in relation to the use of the spectrum referred to in subsection (1) for the period beginning on 22 October 2001 and ending on 21 October 2016.”.

Telecommunications (Method for Determining Spectrum Utilization Fees) (Third
Generation Mobile Services) (Amendment) Regulation 2014

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Godfrey LEUNG King-kwok
Acting Secretary for Commerce
and Economic Development

14 May 2014

Explanatory Note

The Telecommunications (Method for Determining Spectrum Utilization Fees) (Third Generation Mobile Services) Regulation (Cap. 106 sub. leg. X) (**Cap. 106X**) is a bespoke regulation designed to specify the method for determining the spectrum utilization fees to be paid by users of the spectrum (**relevant spectrum**) that falls within the frequency bands set out in Part 1 of the Schedule to the Telecommunications (Designation of Frequency Bands subject to Payment of Spectrum Utilization Fee) Order (Cap. 106 sub. leg. Y) when the relevant spectrum was assigned in 2001 for a period of 15 years.

2. A new regulation, namely the Telecommunications (Method for Determining Spectrum Utilization Fee) (Administratively Assigned Spectrum in the 1.9–2.2 GHz Band) Regulation, will be introduced to set out the new method for determining the spectrum utilization fee to be paid for the use of a certain part of the relevant spectrum when the existing assignment period expires. This Regulation amends Cap. 106X to make it clear that Cap. 106X only applies in relation to the use of the relevant spectrum for the existing assignment period.