

*Telecommunications (Frequency Fees) (Collection Mechanism)
Regulations*

SAINT LUCIA

STATUTORY INSTRUMENT, 2003, No. 24

[11th March, 2003]

In exercise of the power conferred under section 74 of the Telecommunications Act 2000, No. 27, the Minister responsible for Telecommunications makes these Regulations:

Citation

1. These Regulations may be cited as the Telecommunications (Frequency Fees) (Collection Mechanism) Regulations, 2003.

Interpretation

2. In these Regulations —

"bank" means a bank licensed under the Banking Act No.7 of 1991;

"bank account" means a bank account established for the purposes of regulation 6;

"Commission" has the meaning assigned under section 4 of the Telecommunications Act No. 27 of 2000;

"ECTEL" has the meaning assigned under section 4 of the Telecommunications Act No. 27 of 2000;

"frequency authorisation" has the meaning assigned under section 4 of the Telecommunications Act No. 27 of 2000;

"frequency fees" has the meaning assigned under section 4 of the Telecommunications Act No. 27 of 2000;

"Minister" means the Minister to whom responsibility for telecommunications is assigned.

Transmission of frequency authorisation

3. The Minister shall, on granting any frequency authorisation, immediately transmit to ECTEL and the Commission a copy of the frequency authorisation.

Invoices

4. ECTEL shall prepare and the Commission shall issue on behalf of ECTEL frequency authorisation invoices for the licensees.

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Payment of frequency fees

5. Licensees shall pay the frequency fees at the principal office of the Commission by a bank draft made payable to ECTEL.

Bank account

6. — (1) ECTEL shall open a bank account with a bank for the specific purpose of receiving frequency fees.

(2) The Chairperson of the Commission shall be notified by the Managing Director of ECTEL of the bank, branch and bank account number.

Collecting and depositing frequency fees

7.— (1) The Commission shall assign a responsible officer to collect and deposit all frequency fees.

(2) The responsible officer shall —

(a) issue an official receipt for all frequency fees received by the Commission;

(b) pay the whole amount of the fees collected into the bank account established under regulation 6.

(3) Frequency fees collected shall be deposited in the bank account established under regulation 6 at the earliest opportunity and in any event not later than midday of the next working day after receipt by the Commission and the Commission shall obtain a receipt for the amounts deposited.

(4) The receipts for frequency fees shall be properly accounted for in books or records of account as may be prescribed by the Managing Director of ECTEL.

Deposit receipts

8.— (1) Submissions of deposit receipts to ECTEL shall be supported by —

(a) the invoices quoting the serial numbers of the receipts issued by the responsible officer pursuant to regulation 7;

(b) the used receipt books from which the receipts were issued; or

(c) duplicate copies of receipts issued; or

(d) a certified statement of a computer printout showing details of all receipts issued.

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(2) Deposit receipts shall be submitted to the Managing Director of ECTEL not later than the seventh day of the month following the month of the deposit of the frequency fees.

Adoption of procedures

9. The Commission shall adopt the procedures in the financial provisions of the Ministry of Finance to meet the accountability requirements with respect to receipt books, receiving custody of receipt books and other similar matters.

Made this 18th day of February, 2003.

FELIX FINISTERRE,
Minister responsible for Communications.

