



THE  
**JAMAICA GAZETTE**  
**SUPPLEMENT**

**PROCLAMATIONS, RULES AND REGULATIONS**

61

---

---

Vol. CXL

WEDNESDAY, MARCH 22, 2017

No. 16

---

---

No. 16

**THE TELECOMMUNICATIONS ACT**

THE TELECOMMUNICATIONS (SPECTRUM REGULATORY FEES)  
(AMENDMENT) REGULATIONS, 2017

In exercise of the powers conferred upon the Minister by sections 26 and 72 of the Telecommunications Act, and of every other power hereunto enabling, the following Regulations are made:—

1. These Regulations may be cited as the Telecommunications (Spectrum Regulatory Fees) (Amendment) Regulations, 2017, and shall be read and construed as one with the Telecommunications (Spectrum Regulatory Fees) Regulations, 2003 (hereinafter referred to as the “principal Regulations”).

2. The principal Regulations are amended by deleting the Schedule and substituting therefor the following—

“ SCHEDULE (Regulation 2)

Spectrum Regulatory Fees

Licensees	Fees
1. Group I Licensees who derive no significant commercial benefit from the use of the spectrum:	35% of the spectrum licence fee.
2. Group II (Level I) Licensees whose business activities are wholly dependent upon the use of the spectrum:	$((x/y).5 + (d/c).5) * z$ , which is as follows—  c=aggregate derived annual value of spectrum licence fees paid by all Level 1 users.  d=derived annual value of spectrum licence fee paid by each Level 1 user.  x=the total mobile spectrum held by an operator.  y=the aggregate amount of mobile spectrum held by all operators.  z=the aggregate base regulatory fee to be paid by all Group II (Level I) users, which is \$207.195M in 2016/17, and is subject to an inflation factor each year thereafter (compounded) as determined by

SCHEDULE, *contd.*

Licensees	Fees
	Statistical Institute of Jamaica or the Bank of Jamaica.
3. Group II (Level II) Licensees who use the spectrum as a preferred means of communication:	70% of spectrum licensee fee.”.

Dated this 22nd day of March, 2017.

ANDREW WHEATLEY, MP  
Minister of Science, Energy  
and Technology.