



Telecommunications &
Radiocommunications
Regulator

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Statement of The Telecommunications and Radiocommunications Regulator as to the assessment of 1st July 2014 to 30th June 2015 UAP Levy contributions and the nominations of Payers and Players in accordance with the UAP Policy provisions

Section 19(6) of the Telecommunications and Radiocommunications Regulation Act 2009 (“the Act”) states the legal basis and the specific periods where a licensed service provider is liable to pay an *annual* levy as determined by the Regulator. The Act provides that the estimated levy amount determined by the Regulator must not exceed 4% of the service provider’s net revenue.

The Universal Access Policy (“the Policy”), adopted by the Government in November 2013, also states, in paragraph 3, that the Regulator is to determine other principles that, consistent with the Act, are necessary to implement the Policy. The Policy also calls for the Regulator to assist service providers in implementing the UAP in some equitable and non-discriminatory manner.

It is on this basis, and the principles as set out in the Policy, that the Regulator considers and then determines the Players and Payers, accordingly, each year; in this case for the period beginning from 1st July 2014 to 30th June 2015.

The Regulator has taken such an approach after consulting widely with industry and Government, and taking account of the plans submitted by service providers that intend to “play” in accordance with the Policy. The submissions formed the basis of the empirical evidence provided by the service providers that intend to “play” for the levy period from 1st July 2014 to 30th June 2015.

The Regulator has, thus, identified the Players for the period 1st July 2014 to 30th June 2015 as: Digicel, TVL and Telsat. These Players, however, like those service providers who have been deemed by TRR to be “payers” for the 1st July 2014 to 30th June 2015 period, will be charged a levy if they fail to fulfil and honour their commitment for each levy period for each respective calendar year.

The other licensed service providers have been deemed by TRR to be “payers” for the 1st July 2014 to 30th June 2015 period, and have been levied 4% of their net revenue and that amount, when paid, will be deposited into the UAP Fund to assist in implementation of the Policy.

The status of the current identified Players may change for future levy periods because the Regulator is required, under the Act, to make an assessment and levy determination annually for each year. Under the Policy, such determinations will be made until 1st January 2018.

Dated: 30th October 2014



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Telecommunications and Radiocommunications Regulator