



# **Telecommunications (Carrier Licence Charges) Amendment Act 2005**

**No. 46, 2005**

***An Act to amend the *Telecommunications (Carrier Licence Charges) Act 1997*, and for related purposes***

Note: An electronic version of this Act is available in SCALEplus  
(<http://scaleplus.law.gov.au/html/comact/browse/TOCN.htm>)



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**An Act to amend the *Telecommunications (Carrier Licence Charges) Act 1997*, and for related purposes**

[Assented to 1 April 2005]

The Parliament of Australia enacts:

## **1 Short title**

This Act may be cited as the *Telecommunications (Carrier Licence Charges) Amendment Act 2005*.

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## 2 Commencement

- (1) Each provision of this Act specified in column 1 of the table commences, or is taken to have commenced, in accordance with column 2 of the table. Any other statement in column 2 has effect according to its terms.

<b>Commencement information</b>		
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>
<b>Provision(s)</b>	<b>Commencement</b>	<b>Date/Details</b>
1. Sections 1 to 3 and anything in this Act not elsewhere covered by this table	The day on which this Act receives the Royal Assent.	1 April 2005
2. Schedules 1 and 2	At the same time as section 6 of the <i>Australian Communications and Media Authority Act 2005</i> commences.	1 July 2005

Note: This table relates only to the provisions of this Act as originally passed by the Parliament and assented to. It will not be expanded to deal with provisions inserted in this Act after assent.

- (2) Column 3 of the table contains additional information that is not part of this Act. Information in this column may be added to or edited in any published version of this Act.

## 3 Schedule(s)

Each Act that is specified in a Schedule to this Act is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this Act has effect according to its terms.

## **Schedule 1—Amendments**

### ***Telecommunications (Carrier Licence Charges) Act 1997***

#### **1 Section 5 (definition of ACA)**

Repeal the definition.

#### **2 Section 5**

Insert:

*ACMA* means the Australian Communications and Media Authority.

#### **3 Subsection 9(1)**

Omit “ACA”, substitute “ACMA”.

#### **4 Subsection 14(1)**

Omit “ACA”, substitute “ACMA”.

#### **5 Paragraph 15(1)(a)**

Omit “ACA”, substitute “ACMA”.

#### **6 Paragraph 15(1)(a)**

Omit “ACA’s” (wherever occurring), substitute “ACMA’s”.

#### **7 Paragraph 15(1)(c)**

Omit “ACA”, substitute “ACMA”.

#### **8 Subsection 15(4) (definition of *ACA’s telecommunications functions*)**

Repeal the definition.

#### **9 Subsection 15(4) (definition of *ACA’s telecommunications powers*)**

Repeal the definition.

#### **10 Subsection 15(4)**

Insert:

*ACMA's telecommunications functions* has the same meaning as in the *Telecommunications Act 1997*.

**11 Subsection 15(4)**

Insert:

*ACMA's telecommunications powers* has the same meaning as in the *Telecommunications Act 1997*.

**12 Subsection 15(4) (paragraph (a) of the definition of cost)**

Omit "ACA" (wherever occurring), substitute "ACMA".

**13 Part 4**

Repeal the Part.



## **Schedule 2—Transitional provisions**

### **1 Definitions**

In this Schedule:

*Imposition Act* means the *Telecommunications (Carrier Licence Charges) Act 1997*.

*transition time* means the commencement of this Schedule.

### **2 Continued effect of amount determinations**

A determination made by the ACA under subsection 9(1) or 14(1), or paragraph 15(1)(a) or (c), of the Imposition Act that was in force immediately before the transition time has effect on and after the transition time as if it had been made by the ACMA under that subsection or paragraph as amended by Schedule 1 to this Act.

### **3 ACMA's costs include ACA's costs**

- (1) For the purpose of paragraph 15(1)(a) of the Imposition Act as amended by this Schedule, a reference to the ACMA's costs for a financial year includes a reference to the ACA's costs for that financial year.
- (2) The ACA's costs for a financial year are to be determined as if the amendments made by Schedule 1 to this Act to the definition of *cost* in subsection 15(4) of the Imposition Act had not been made.

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*[Minister's second reading speech made in—  
House of Representatives on 2 December 2004  
Senate on 7 March 2005]*

(220/04)