



Radiocommunications (Transmitter Licence Tax) Amendment Determination 2006 (No. 1)

Radiocommunications (Transmitter Licence Tax) Act 1983

The AUSTRALIAN COMMUNICATIONS AND MEDIA AUTHORITY makes this Determination under subsection 7 (1) of the *Radiocommunications (Transmitter Licence Tax) Act 1983*.

Dated 2nd February 2006

LYN MADDOCK
Acting Chair

C. CHEAH
Member

Australian Communications and Media Authority

1 Name of Determination

This Determination is the *Radiocommunications (Transmitter Licence Tax) Amendment Determination 2006 (No. 1)*.

2 Commencement

This Determination commences on the day after it is registered.

3 Amendment of *Radiocommunications (Transmitter Licence Tax) Determination 2003 (No. 2)*

Schedule 1 amends the *Radiocommunications (Transmitter Licence Tax) Determination 2003 (No. 2)*.

Schedule 1 Amendments

(section 3)

[1] After Part 4

insert

Part 5 Transitional arrangements relating to the *Radiocommunications (Transmitter Licence Tax) Amendment Determination 2006 (No. 1)*

5.1 Definitions for Part 5

In this Part:

amendment day means the day on which the Amendment Determination commenced.

Note The Amendment Determination commenced on the day after it was registered on the Federal Register of Legislative Instruments.

Amendment Determination means the *Radiocommunications (Transmitter Licence Tax) Amendment Determination 2006 (No. 1)*.

pre-amendment Determination means this Determination as in force immediately before the commencement of the Amendment Determination.

5.2 Transitional arrangements after commencement of Amendment Determination

- (1) In spite of amendments made by the Amendment Determination, if:
 - (a) apparatus licence tax is imposed on the issue of a transmitter licence; and
 - (b) the licence is issued on or after the amendment day; and
 - (c) the licence comes into force on or after 4 April 2005 and before 3 April 2006;use the pre-amendment Determination to work out the amount of the transmitter licence tax.
- (2) In spite of amendments made by the Amendment Determination, if:
 - (a) apparatus licence tax is imposed on the anniversary of the day on which a transmitter licence came into force; and

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- (b) the anniversary of the day on which the licence came into force is on or after the amendment day but before 3 April 2006;
use the pre-amendment Determination to work out the amount of the transmitter licence tax.
- (3) In spite of the amendments made by the Amendment Determination, if:
- (a) apparatus licence tax is imposed on the holding of a transmitter licence;
and
- (b) the day when the tax is payable is on or after the amendment day but before 3 April 2006;
use the pre-amendment Determination to work out the amount of the transmitter licence tax.
- (4) If:
- (a) apparatus licence tax is imposed on the issue of a transmitter licence;
and
- (b) the licence is issued on or after the amendment day; and
- (c) the licence comes into force on or after 3 April 2006;
use this Determination, as amended by the Amendment Determination, to work out the amount of the transmitter licence tax.
- (5) If:
- (a) apparatus licence tax is imposed on the anniversary of the day on which a transmitter licence came into force; and
- (b) the anniversary of the day on which the licence came into force is on or after 3 April 2006;
use this Determination, as amended by the Amendment Determination, to work out the amount of the transmitter licence tax.
- (6) If:
- (a) apparatus licence tax is imposed on the holding of a transmitter licence;
and
- (b) the day when the tax is payable is on or after 3 April 2006;
use this Determination, as amended by the Amendment Determination, to work out the amount of the transmitter licence tax.

[2] Schedule 2, table 202, except the note*substitute***Table 202**

Frequency range	Amount (\$)				
	Area density				
	<i>Australia wide</i>	<i>High density</i>	<i>Medium density</i>	<i>Low density</i>	<i>Remote density</i>
MHz					
0–30	0.8845	0.8845	0.8845	0.8845	0.8845
>30–70	1.9980	0.7804	0.4151	0.0896	0.0447
>70–399.9	2.0499	0.8413	0.3850	0.0863	0.0430
>399.9–960	2.0499	1.1479	0.5252	0.0896	0.0447
>960–2 690	2.0468	0.4594	0.2124	0.1068	0.0533
GHz					
>2.69–5.0	2.0446	0.3798	0.1539	0.1275	0.0638
>5.0–8.5	1.7262	0.3192	0.1486	0.0676	0.0328
>8.5–14.5	0.7607	0.2739	0.0648	0.0047	0.0023
>14.5–31.3	0.7607	0.2025	0.0445	0.0047	0.0023
>31.3–51.4	0.2074	0.1105	0.0240	0.0008	0.0004
>51.4	0.0205	0.0020	0.0020	0.0002	0.0002

[3] Schedule 2, table 302, except the note*substitute***Table 302**

Frequency range	Amount (\$)				
	Area density				
	<i>Australia wide</i>	<i>High density</i>	<i>Medium density</i>	<i>Low density</i>	<i>Remote density</i>
MHz					
0–30	65.3992	65.3992	65.3992	65.3992	65.3992
>30–70	147.7278	57.6998	30.6914	6.6233	3.3041
>70–399.9	151.5623	62.2012	28.4634	6.3808	3.1828
>399.9–960	151.5623	84.8749	38.8303	6.6233	3.3041
>960–2 690	151.3350	33.9651	15.7019	7.8964	3.9406

Frequency range	Amount (\$)				
	Area density				
	<i>Australia wide</i>	<i>High density</i>	<i>Medium density</i>	<i>Low density</i>	<i>Remote density</i>
GHz					
>2.69–5.0	151.1683	28.0845	11.3823	9.4272	4.7136
>5.0–8.5	127.6307	23.5983	10.9883	5.0016	2.4250
>8.5–14.5	56.2448	20.2487	4.7894	0.3486	0.1667
>14.5–31.3	56.2448	14.9744	3.2889	0.3486	0.1667
>31.3–51.4	15.3381	8.1692	1.7733	0.0606	0.0303
>51.4	1.5156	0.1516	0.1516	0.0152	0.0152

[4] Schedule 2, table 402, except the note

substitute

Table 402

Frequency range	Amount (\$)				
	Area density				
	<i>Australia wide</i>	<i>High density</i>	<i>Medium density</i>	<i>Low density</i>	<i>Remote density</i>
MHz					
0–30	7.4743	7.4743	7.4743	7.4743	7.4743
>30–70	16.8834	6.5944	3.5076	0.7570	0.3776
>70–399.9	17.3217	7.1088	3.2530	0.7292	0.3638
>399.9–960	17.3217	9.7001	4.4378	0.7570	0.3776
>960–2 690	0.8943	0.2007	0.0928	0.0467	0.0233
GHz					
>2.69–5.0	0.8933	0.1660	0.0673	0.0557	0.0279
>5.0–8.5	0.7542	0.1395	0.0649	0.0296	0.0143
>8.5–14.5	0.3324	0.1197	0.0283	0.0021	0.0010
>14.5–31.3	0.3324	0.0885	0.0194	0.0021	0.0010
>31.3–51.4	0.0906	0.0483	0.0105	0.0004	0.0002
>51.4	0.0090	0.0009	0.0009	0.0001	0.0001

[5] Schedule 2, table 502, except the note
substitute

Table 502

Frequency range	Amount (\$)				
	Area density				
	<i>Australia wide</i>	<i>High density</i>	<i>Medium density</i>	<i>Low density</i>	<i>Remote density</i>
MHz					
0–30	27.8274	27.8274	27.8274	27.8274	27.8274
>30–70	62.8583	24.5513	13.0592	2.8182	1.4059
>70–399.9	64.4899	26.4666	12.1112	2.7150	1.3543
>399.9–960	64.4899	36.1143	16.5223	2.8182	1.4059
>960–2 690	0.8943	0.2007	0.0928	0.0467	0.0233
GHz					
>2.69–5.0	0.8933	0.1660	0.0673	0.0557	0.0279
>5.0–8.5	0.7542	0.1395	0.0649	0.0296	0.0143
>8.5–14.5	0.3324	0.1197	0.0283	0.0021	0.0010
>14.5–31.3	0.3324	0.0885	0.0194	0.0021	0.0010
>31.3–51.4	0.0906	0.0483	0.0105	0.0004	0.0002
>51.4	0.0090	0.0009	0.0009	0.0001	0.0001

[6] Schedule 2, table 602, except the note
substitute

Table 602

Frequency range	Amount (\$)				
	Area density				
	<i>Australia wide</i>	<i>High density</i>	<i>Medium density</i>	<i>Low density</i>	<i>Remote density</i>
MHz					
0–30	0.4538	0.4538	0.4538	0.4538	0.4538
>30–70	1.0250	0.4003	0.2130	0.0460	0.0229
>70–399.9	1.0516	0.4316	0.1975	0.0443	0.0221
>399.9–960	1.0516	0.5889	0.2694	0.0460	0.0229
>960–2 690	1.0500	0.2357	0.1089	0.0548	0.0273

Frequency range	Amount (\$)				
	Area density				
	Australia wide	High density	Medium density	Low density	Remote density
GHz					
>2.69–5.0	1.0489	0.1949	0.0790	0.0654	0.0327
>5.0–8.5	0.8856	0.1637	0.0762	0.0347	0.0168
>8.5–14.5	0.3903	0.1405	0.0332	0.0024	0.0012
>14.5–31.3	0.3903	0.1039	0.0228	0.0024	0.0012
>31.3–51.4	0.1064	0.0567	0.0123	0.0004	0.0002
>51.4	0.0105	0.0011	0.0011	0.0001	0.0001

[7] Schedule 2, table 702

substitute

Table 702

Item	Service	Amount
1	Broadcasting licence (other than a service operated in the frequency range 2.3 MHz–26.1 MHz)	\$30.07 per transmitter
2	Datacasting licence	\$30.07 per transmitter
3	Licence that authorises the operation of point to point (5.8 GHz band) stations	\$30.07 per pair of spectrum accesses
4	Licence that authorises the operation of point to point (58 GHz band) stations	\$180 per pair of spectrum accesses
5	Television outside broadcast network	\$302 218
6	Television outside broadcast system (Australia wide density area)	\$32 383
7	Television outside broadcast system (high density area)	\$5 988
8	Television outside broadcast system (medium density area)	\$2 788
9	Television outside broadcast system (low density area)	\$1 270
10	Television outside broadcast system (remote density area)	\$635
11	PABX cordless telephone service	\$30.07
12	Land mobile system (cellular configuration) (high density area)	\$2 287.46 per spectrum access

Item	Service	Amount
13	Land mobile system (cellular configuration) (medium density area)	\$1 136.34 per spectrum access
14	Land mobile system (cellular configuration) (low density area)	\$331.17 per spectrum access
15	Land mobile system (cellular configuration) (remote density area)	\$165.21 per spectrum access
16	PMTS Class B operated in the 900 MHz frequency band	\$2 451 922 for each MHz on which the service may be operated
17	PMTS Class B operated in the 1.8 GHz frequency band	\$0.01 for each paired MHz of spectrum on which the service may be operated multiplied by the population of the area to which the service relates as worked out in the 1991 Census
18	Non-geostationary orbit satellite system operated at a frequency of more than 8.5 GHz	\$214 for each MHz on which the service may be operated

[8] Schedule 2, table 802, except the note
substitute

Table 802

Item	Location of open narrowcasting service	Amount
1	Sydney	\$106 276
2	Gosford	\$14 392
3	Melbourne	\$94 098
4	Geelong	\$14 392
5	Adelaide	\$19 927
6	Perth	\$32 104
7	Hobart	\$1 218

[9] Schedule 2, table 902, except the note
substitute

Table 902

Item	Location of open narrowcasting service	Amount
1	Sydney	\$29 890
2	Melbourne	\$29 890
3	Brisbane	\$10 849
4	Adelaide	\$10 849
5	Perth	\$10 849
6	Perth City	\$10 849
7	Newcastle	\$2 767
8	Canberra	\$2 767
9	Wollongong	\$2 767
10	Gold Coast	\$2 767
11	Gosford	\$2 767
12	Penrith	\$2 767
13	Hobart	\$1 218
14	Geelong	\$1 218
15	Nambour	\$1 218
16	Townsville	\$1 218
17	Cairns	\$1 218
18	Any other location	\$719

[10] Schedule 2, item 904

omit each mention of
 \$703

insert
 \$719

[11] Schedule 2, table 1002*substitute***Table 1002**

Item	Station	Amount
1	Aeronautical non-assigned station	\$30.07
2	Amateur station	\$36.88
3	Limited coast marine rescue station	\$30.07
4	Limited coast non-assigned station	\$30.07
5	Outpost non-assigned station	\$30.07
6	Scientific non-assigned station	\$30.07
7	Ship station class B non-assigned	\$30.07
8	Ship station class C non-assigned	\$30.07
9	Sound outside broadcast station	\$30.07
10	Temporary fixed link station	\$1 675.80

[12] Further amendments

The following provisions are amended by omitting each mention of '\$29.39' and inserting '\$30.07':

- Schedule 2, item 205
- Schedule 2, item 304
- Schedule 2, item 403
- Schedule 2, item 504
- Schedule 2, item 603
- Schedule 3, table 103
- Schedule 3, table 104
- Schedule 3, table 105.