

Radiocommunications (Receiver Licence Tax) Amendment Determination 2020 (No. 1)

The Australian Communications and Media Authority makes the following determination under subsection 7(1) of the *Radiocommunications (Receiver Licence Tax) Act 1983*.

Dated: 27 February 2020

Nerida O’Loughlin

[signed]

Member

Chris Jose

[signed]

Member/~~General Manager~~

Australian Communications and Media Authority

1 Name

 This is the *Radiocommunications (Receiver Licence Tax) Amendment Determination 2020 (No. 1)*.

2 Commencement

 This instrument commences at the start of the day after the day it is registered on the Federal Register of Legislation.

Note: The Federal Register of Legislation may be accessed free of charge at [www.legislation.gov.au](http://www.legislation.gov.au).

3 Authority

 This instrument is made under subsection 7(1) of the *Radiocommunications (Receiver Licence Tax) Act 1983*.

4 Amendments

 The instrument that is specified in Schedule 1 is amended as set out in the applicable items in that Schedule.

Schedule 1—Amendments

Radiocommunications (Receiver Licence Tax) Determination 2015 (F2015L00321)

1 Section 3, definition of *minimum annual amount*

Omit “$41.17”, substitute “$41.83”.

2 Part 3

Repeal the Part, substitute:

Part 3 Transitional arrangements relating to the *Radiocommunications (Receiver Licence Tax) Amendment Determination 2020 (No. 1)*

7 Definitions for Part 3

In this Part:

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

***Amendment Determination*** means the *Radiocommunications (Receiver Licence Tax) Amendment Determination 2020 (No. 1)*.

***pre-amendment Determination*** means this Determination as in force immediately before the amendment day.

8 Transitional arrangements on or after commencement of the Amendment Determination

 (1) Despite Part 2 of this Determination, if:

(a) receiver licence tax is imposed on the issue of a receiver licence; and

(b) the licence is issued on or after the amendment day; and

(c) the licence comes into force before 5 April 2020;

use the pre-amendment Determination to work out the amount of receiver licence tax.

Note 1: If a licence is issued before the amendment day, the pre-amendment Determination is used to work out the amount of receiver licence tax, whether or not the licence comes into force before 5 April 2020.

Note 2: If a licence is issued on or after the amendment day, and comes into force on or after 5 April 2020, this Determination as amended by the Amendment Determination is used to work out the amount of receiver licence tax.

 (2) Despite Part 2 of this Determination, if:

(a) receiver licence tax is imposed on the anniversary of the day on which a receiver licence came into force (***anniversary day***); and

(b) the anniversary day is on or after the amendment day but before 5 April 2020;

use the pre-amendment Determination to work out the amount of receiver licence tax.

Note 1: If, for a receiver licence, the anniversary day is before the amendment day, the pre-amendment Determination is used to work out the amount of receiver licence tax.

Note 2: If, for a receiver licence, the anniversary day is on or after 5 April 2020, this Determination as amended by the Amendment Determination is used to work out the amount of receiver licence tax.

 (3) Despite Part 2 of this Determination, if:

(a) receiver licence tax is imposed on the holding of a receiver licence; and

(b) the day on which the tax is payable is on or after the amendment day but before 5 April 2020;

use the pre-amendment Determination to work out the amount of receiver licence tax.

Note 1: If tax is imposed on the holding of a receiver licence on a particular day, and that day is before the amendment day, the pre-amendment Determination is used to work out the amount of receiver licence tax.

Note 2: If tax is imposed on the holding of a receiver licence on a particular day, and that day is on or after 5 April 2020, this Determination as amended by the Amendment Determination is used to work out the amount of receiver licence tax.

Note 3: Subsections 6(5) and (6) of the Act impose tax on the holding of a licence.

3 Schedule 2, Table 202

Repeal the table and the note, substitute:

*Table 202*

| Frequency range | Amount ($) |
| --- | --- |
| *Area density*  |  |  |  |  |
| *Australia wide* | *High density* | *Medium density* | *Low density* | *Remote density* |
| MHz |
| 0–30 | 1.2308 | 1.2308 | 1.2308 | 1.2308 | 1.2308 |
| >30–70 | 2.7801 | 1.0859 | 0.5776 | 0.1246 | 0.0622 |
| >70–399.9 | 2.8523 | 1.1706 | 0.5357 | 0.1201 | 0.0599 |
| >399.9–403 | 2.8523 | 1.5973 | 0.7308 | 0.1246 | 0.0622 |
| >403–520 | 2.8523 | 2.1139 | 0.7308 | 0.1246 | 0.0000 |
| >520–960 | 2.8523 | 1.5973 | 0.7308 | 0.1246 | 0.0622 |
| >960–2 690 | 2.8480 | 0.6392 | 0.2955 | 0.1486 | 0.0742 |
| GHz |
| >2.69–5.0 | 2.8449 | 0.5285 | 0.2142 | 0.1774 | 0.0887 |
| >5.0–8.5 | 2.4019 | 0.4441 | 0.2068 | 0.0941 | 0.0456 |
| >8.5–14.5 | 1.0585 | 0.3811 | 0.0901 | 0.0066 | 0.0031 |
| >14.5–31.3 | 1.0585 | 0.2818 | 0.0619 | 0.0066 | 0.0031 |
| >31.3–51.4 | 0.2887 | 0.1537 | 0.0334 | 0.0011 | 0.0006 |
| >51.4 | 0.0285 | 0.0029 | 0.0029 | 0.0003 | 0.0003 |

*Note:* Schedule 1 sets out the area density types of spectrum accesses.

4 Schedule 2, Table 302

Repeal the table and the note, substitute:

*Table 302*

| Frequency range | Amount ($) |
| --- | --- |
| *Area density*  |  |  |  |  |
| *Australia wide* | *High density* | *Medium density* | *Low density* | *Remote density* |
| MHz |
| 0–30 | 22.7494 | 22.7494 | 22.7494 | 22.7494 | 14.4457 |
| >30–70 | 51.3879 | 20.0712 | 10.6762 | 2.3039 | 0.7298 |
| >70–399.9 | 52.7218 | 21.6370 | 9.9011 | 2.2196 | 0.7030 |
| >399.9–403 | 52.7218 | 29.5242 | 13.5073 | 2.3039 | 0.7298 |
| >403–520 | 52.7218 | 39.0742 | 13.5073 | 2.3039 | 0.0000 |
| >520–960  | 52.7218 | 29.5242 | 13.5073 | 2.3039 | 0.7298 |
| >960–2 690 | 1.2444 | 0.2793 | 0.1291 | 0.0649 | 0.0324 |
| GHz |
| >2.69–5.0 | 1.2430 | 0.2309 | 0.0936 | 0.0775 | 0.0388 |
| >5.0–8.5 | 1.0495 | 0.1940 | 0.0904 | 0.0411 | 0.0199 |
| >8.5–14.5 | 0.4625 | 0.1665 | 0.0394 | 0.0029 | 0.0014 |
| >14.5–31.3 | 0.4625 | 0.1231 | 0.0270 | 0.0029 | 0.0014 |
| >31.3–51.4 | 0.1261 | 0.0672 | 0.0146 | 0.0005 | 0.0002 |
| >51.4 | 0.0125 | 0.0012 | 0.0012 | 0.0001 | 0.0001 |

Note: Schedule 1 sets out the area density types of spectrum accesses.

5 Schedule 2, Table 402

Repeal the table and the note, substitute:

*Table 402*

| Frequency range | Amount ($) |
| --- | --- |
| *Area density*  |  |  |  |  |
| *Australia wide* | *High density* | *Medium density* | *Low density* | *Remote density* |
| MHz |
| 0–30 | 1.2308 | 1.2308 | 1.2308 | 1.2308 | 1.2308 |
| >30–70 | 2.7801 | 1.0859 | 0.5776 | 0.1246 | 0.0622 |
| >70–399.9 | 2.8523 | 1.1706 | 0.5357 | 0.1201 | 0.0599 |
| >399.9–403 | 2.8523 | 1.5973 | 0.7308 | 0.1246 | 0.0622 |
| >403–520 | 2.8523 | 2.1139 | 0.7308 | 0.1246 | 0.0000 |
| >520–960 | 2.8523 | 1.5973 | 0.7308 | 0.1246 | 0.0622 |
| >960–2 690 | 2.8480 | 0.6392 | 0.2955 | 0.1486 | 0.0742 |
| GHz |
| >2.69–5.0 | 2.8449 | 0.5285 | 0.2142 | 0.1774 | 0.0887 |
| >5.0–8.5 | 2.4019 | 0.4441 | 0.2068 | 0.0941 | 0.0456 |
| >8.5–17.3 | 1.0585 | 0.3811 | 0.0901 | 0.0066 | 0.0031 |
| >17.3–31.3 | 0.7409 | 0.1973 | 0.0309 | 0.0033 | 0.0000 |
| >31.3–51.4 | 0.2021 | 0.1076 | 0.0167 | 0.0006 | 0.0000 |
| >51.4 | 0.0285 | 0.0029 | 0.0029 | 0.0003 | 0.0003 |

Note: Schedule 1 sets out the area density types of spectrum accesses.