

The Australian Communications and Media Authority makes the following determination under subsection 60(1) of the *Australian Communications and Media Authority Act 2005*.

Dated: 16 August 2024

Adam Suckling [signed] Member

Michael Brealey [signed] Member/General Manager

Australian Communications and Media Authority

1 Name

This is the Radiocommunications (Charges) Amendment Determination 2024 (No. 1).

2 Commencement

This instrument commences on 1 September 2024.

Note: The Federal Register of Legislation may be accessed free of charge at <u>www.legislation.gov.au</u>.

3 Authority

This instrument is made under subsection 60(1) of the Australian Communications and Media Authority Act 2005.

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 (Charges) Determination 2022 (F2022L01245)

1 Subsection 5(1)

Insert:

body scanner means a scanner that is capable of detecting items on a person by using millimetre-wave radio frequency technology.

Note: A body scanner is, or includes, a radiocommunications transmitter.

2 Subsection 5(1) (definition of *Exemption Determination*)

Repeal the definition, substitute:

Exemption Determination means:

- (a) the Radiocommunications (Exemption) Determination 2024; or
- (b) if a later determination replaces that instrument the later determination.

3 Subsection 5(1)

Insert:

fixed licence (television outside broadcast network) means a fixed licence that authorises the operation of a television outside broadcast network station.

4 Subsection 5(1) (definition of *outpost licence* (*outpost non assigned station*))

Repeal the definition.

5 Subsection 5(1)

Insert:

PTS Licence Determination means:

- (a) the *Radiocommunications Licence Conditions (PTS Licence) Determination 2024*; or
- (b) if a later determination replaces that instrument the later determination.

6 Subsection 5(1) (definitions of PTS licence (PMTS Class B) and PTS licence (PMTS Class C))

Repeal the definitions, substitute:

PTS licence (PMTS Class B) has the same meaning as in the PTS Licence Determination.

PTS licence (PMTS Class C) has the same meaning as in the PTS Licence Determination.

7 Subsection 5(1)

Insert:

radiodetermination (body scan) licence means a radiodetermination licence that authorises the operation of a body scanner.

8 Subsection 5(1) (definitions of scientific licence (scientific non assigned station) and special hourly rate B)

Repeal the definitions.

9 Subsection 5(1) (Note 2)

Insert:

• television outside broadcast network

10 Paragraph 9(2)(a)

Omit "\$255", substitute "\$241".

11 Paragraph 9(2)(b)

Omit "\$255", substitute "\$241".

12 Subsection 9(3)

Repeal the subsection.

13 Subsection 10(4)

Omit "items 2.4.1, 2.4.2, 2.4.3, 2.6.1, 2.8.1, 3.1.1, 3.2.1, 3.2.2, 3.2.3, 6.1.1, 7.3.1, 7.3.2, 7.5.1, 7.5.2, 7.5.3 and 7.5.4 of Schedule 1", substitute "table items 2.1.18, 2.1.19, 2.1.20, 2.2.1, 2.2.4, 3.1.1, 3.2.1, 3.2.2, 3.2.3, 3.4.1, 3.4.2, 6.1.1, 7.3.1, 7.3.2, 7.5.1, 7.5.2, 7.5.3, 7.5.4, 7.5.5, 7.5.6, 7.5.6, 7.5.8 and 7.5.9 of Schedule 1".

14 Subsection 10(5)

Omit "an item in Tables 1, 2 or 5 of Part 2 of Schedule 1, or in items 2.7.1, 2.7.2, 2.7.3, 2.7.4, 2.7.6 or 2.7.7 of Schedule 1", substitute "a table item in Table 1 of Part 2 of Schedule 1 (other than a table item mentioned in subsection 10(4) or subsection 10(6)), and table items 2.2.2, 2.2.3, 2.2.5, 2.2.7, 2.2.8, 2.2.9 and 2.2.19 of Schedule 1".

15 Subsection 10(6)

Omit "items 1.1.1, 2.4.4, 2.4.5 2.6.2, 2.7.5, 3.3.1, 5.1.1, 5.1.2, 6.1.2, 6.1.3, 6.1.4, or an item in Tables 2 or 4 of Part 7 of Schedule 1", substitute "table item 2.1.21, 2.1.22, 2.2.10, 2.2.11, 3.3.1, 3.3.3, 3.3.4, 5.1.1, 5.1.2, 6.1.2, 6.1.3, 6.1.4 or a table item in Table 2 or 4 of Part 7 of Schedule 1".

16 Subsection 10(7)

Omit "item 2.3.1", substitute "table item 2.2.6".

17 Subsection 10(8)

Omit "item 3.3.2", substitute "table item 3.3.2".

18 Subsection 10(9)

Omit "Part 4 of Schedule 1", substitute "table item 3.4.3 of Schedule 1".

19 Subsection 10(10)

Omit "item 7.1.1", substitute "table item 7.1.1".

20 Subparagraph 13(1)(a)(i)

Omit "column 2 of an item in Tables 1, 2, 3 or 4 of Part 2 of Schedule 1", substitute "column 2 of a table item in Table 1 of Part 2, or table item 2.2.6 of Schedule 1".

21 Subparagraph 13(1)(a)(ii)

Omit "column 2 of an item in Table 6 of Part 2 of Schedule 1", substitute "column 2 of table item 2.2.1 or 2.2.11 of Schedule 1".

22 Subparagraph 14(1)(a)(i)

Omit "column 2 of an item in Table 5 of Part 2 of Schedule 1", substitute "column 2 of a table item in Table 1 of Part 2 of Schedule 1".

23 Subparagraph 14(1)(a)(ii)

Omit "column 2 of an item in Table 6 of Part 2 of Schedule 1", substitute "column 2 of table item 2.2.1 or 2.2.11 of Schedule 1".

24 Section 16 (paragraph (a) of the note)

Repeal the paragraph, substitute:

(a) paragraphs 9(1)(b) and 9(2)(b);

25 Part 3

Repeal the Part.

26 Part 1 of Schedule 1

Repeal the Part.

27 Part 2 of Schedule 1 (table 1)

Repeal the table, substitute:

Table 1 Charges relating to applications for the issue of a licence

Column 1	Colum	1 2	Column 3
Item	Service/Matter		Charge
Assigned	licences		
2.1.1	applicat Act for than a li 2.1.3), v	ering each frequency assignment requested in an ion under section 99 of the Radiocommunications the issue of an assigned apparatus licence (other cence of a type mentioned in table item 2.1.2 or where the application is accompanied by a cy assignment certificate issued by an accredited	\$26 per spectrum access
	Note:	All frequency assignments associated with transmitter licences are chargeable.	
2.1.2	applicat	ring each frequency assignment requested in an ion under section 99 of the Radiocommunications the issue of any of the following assigned	\$26 per licence

Column 1	Column	2	Column 3
Item	Service/Matter		Charge
	apparatus licences, where the application is accompanied by a frequency assignment certificate issued by an accredited person:		
	(a) amat	teur licence (amateur beacon station);	
	(b) amat	teur repeater (amateur repeater station);	
	(c) fixed	d licence (sound outside broadcast station);	
	(d) fixed	d licence (television outside broadcast network);	
	(e) fixed	d licence (television outside broadcast system);	
	(f) mari	time ship licence (ship station class B assigned);	
	(g) mari	time ship licence (ship station class C assigned)	
	Note:	All frequency assignments associated with transmitter licences are chargeable.	
2.1.3	Considering each frequency assignment requested in an application under section 99 of the Radiocommunications Act for the issue of any of the following licences, where the application is accompanied by a frequency assignment certificate issued by an accredited person:		\$102 per spectrum access
	(a) earth	n licence (fixed earth station);	
	(b) earth	n licence (mobile earth station);	
	(c) spac	e licence;	
	(d) spac	e receive licence	
	Note:	All frequency assignments associated with transmitter licences, and all frequency assignments associated with receiver licences, are chargeable.	
2.1.4	Radiocon following the appli	ring an application under section 99 of the mmunications Act for the issue of any of the g licences, and issuing it (if applicable), where cation is not accompanied by a frequency ent certificate issued by an accredited person:	\$177 per licence
	(a) amat	teur licence (amateur beacon station);	
	(b) amat	teur licence (amateur repeater station)	
2.1.5	Considering an application under section 99 of the Radiocommunications Act for the issue of any of the following licences, and issuing it (if applicable), where the application is not accompanied by a frequency assignment certificate issued by an accredited person:		\$226 per licence

Column 1	Column 2	Column 3	
Item	Service/Matter	Charge	
	(b) maritime ship licence (ship station class C assigned)		
2.1.6	Considering an application under section 99 of the Radiocommunications Act for the issue of any of the following licences, and issuing it (if applicable), where the application is not accompanied by a frequency assignment certificate issued by an accredited person:	\$226 per spectrum access	
	 (a) land mobile licence (ambulatory station), in circumstances where the licensee has already been issued a land mobile licence (ambulatory station) for the same frequency, bandwidth and area or site; 		
	(b) land mobile licence (paging system – interior paging)		
	Note: See table item 2.1.9 for charges relating to applications that require the ACMA to perform coordination procedures to minimise the risk of interference.		
2.1.7	Considering an application under section 99 of the Radiocommunications Act for the issue of any of the following licences and issuing it (if applicable), where the application is not accompanied by a frequency assignment certificate issued by an accredited person:	\$264 per spectrum access	
	(a) space licence;		
	(b) space receive licence		
2.1.8	Considering an application under section 99 of the Radiocommunications Act for the issue of a PTS licence (PMTS Class C), and issuing it (if applicable), where the application is not accompanied by a frequency assignment certificate issued by an accredited person	\$471 per licence	
2.1.9	Considering each frequency assignment requested in an application under section 99 of the Radiocommunications Act for the issue of any of the following licences, where the application is not accompanied by a frequency assignment certificate issued by an accredited person:	\$471 per spectrum access	
	 (a) fixed licence (900 MHz studio to transmitter link station); 		
	(b) fixed licence (point to multipoint – land mobile spectrum);		
	(c) fixed licence (point to multipoint station);		
	(d) fixed licence (point to multipoint system);		
	(e) fixed licence (point to point (5.8 GHz band) station);		

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Column 1	Column 2	Column 3	
Item	Service/Matter	Charge	
	(f) fixed licence (point to point (self-coordinated) station);		
	(g) fixed licence (point to point station);		
	 (h) land mobile licence (ambulatory station), where, in considering the issue of the licence the ACMA performs coordination procedures to minimise the risk of interference; 		
	 (i) land mobile licence (ambulatory system), where, in considering the issue of the licence the ACMA performs coordination procedures to minimise the risk of interference; 		
	(j) land mobile licence (CB repeater station);		
	(k) land mobile licence (land mobile system greater than 30 MHz);		
	 land mobile licence (PABX cordless telephone service); 		
	(m) land mobile licence (paging system – exterior);		
	(n) maritime coast licence (limited coast assigned system);		
	(o) maritime coast licence (major coast A station);		
	(p) maritime coast licence (major coast B station);		
	(q) major coast receive licence;		
	(r) narrowband area service station licence		
2.1.10	Considering an application under section 99 of the Radiocommunications Act for the issue of any of the following licences, and issuing it (if applicable), where the application is not accompanied by a frequency assignment certificate issued by an accredited person:	\$482 per spectrum access	
	(a) fixed licence (television outside broadcast station);		
	(b) outpost licence (outpost assigned station);		
	(c) radiodetermination (body scan) licence		
2.1.11	Considering an application under section 99 of the Radiocommunications Act for the issue of any of the following licences, and issuing it (if applicable), where the application is not accompanied by a frequency assigned certificate issued by an accredited person:	\$482 per licence	
	(a) fixed licence (television outside broadcast network);		

Column 1	Column 2	Column 3
Item	Service/Matter	Charge
	(b) fixed licence (television outside broadcast system)	
2.1.12	Considering each frequency assignment requested in an application under section 99 of the Radiocommunications Act for the issue of any of the following licences, and issuing it (if applicable) where the application is not accompanied by a frequency assignment certificate issued by an accredited person:	\$490 per spectrum access
	(a) broadcasting licence (high frequency);	
	(b) land mobile licence (land mobile system $0 - 30$ MHz)	
2.1.13	Considering an application for the issue of an assigned apparatus licence under section 99 of the Radiocommunications, and issuing it (if applicable), where:	\$500 per licence
	 (a) the application is not accompanied by a frequency assignment certificate issued by an accredited person; and 	
	(b) the application is one of a group of 2 or more applications, all of which relate to either:	
	(i) an event with a duration of less than 2 weeks; or	
	 (ii) military or other defence manoeuvres involving simulated wartime operations carried out to train and evaluate personnel that happen for a period of not more than 3 months; and 	
	(c) each application in the group is made on the same day; and	
	(d) each application in the group is processed using an abridged frequency coordination procedure; and	
	(e) each licence the subject of each application is applied for on the basis that the use of the licence:	
	(i) is not to cause interference; and	
	(ii) will not be afforded protection from interference caused by other services	
2.1.14	Considering each frequency assignment requested in an application under section 99 of the Radiocommunications Act for the issue of any of the following licences, where the application is not accompanied by a frequency assignment certificate issued by an accredited person:	\$500 per station

Column 1	Column 2	Column 3
Item	Service/Matter	Charge
	 (a) aeronautical licence (aeronautical assigned system station); 	
	(b) aircraft licence (aircraft assigned station)	
2.1.15	Considering each frequency assignment requested in an application under section 99 of the Radiocommunications Act for the issue of any of the following licences, where the application is not accompanied by a frequency assignment certificate issued by an accredited person:	\$420 per spectrum access
	(a) fixed receive licence;	
	(b) PTS licence (PMTS Class B);	
	(c) radiodetermination licence;	
	(d) scientific licence (scientific assigned station)	
2.1.16	Considering each frequency assignment requested in an application under section 99 of the Radiocommunications Act for the issue of any of the following licences, where the application is not accompanied by a frequency assignment certificate issued by an accredited person:	\$546 per spectrum access
	(a) earth licence (fixed earth station);	
	(b) earth licence (mobile earth station);	
	(c) earth receive licence	
Non-assig	gned licences	
2.1.17	Considering an application under section 99 of the Radiocommunications Act for the issue of any of the following licences, and issuing the licence (if applicable):	\$36
	(a) fixed licence (sound outside broadcast station);	
	(b) fixed licence (temporary fixed link station);	
	(c) maritime coast licence (limited coast marine rescue station);	
	(d) maritime coast licence (limited coast non assigned station);	
	(e) maritime ship licence (ship station class B non assigned);	
	(f) maritime ship licence (ship station class C non assigned)	

		Column 3
Service/I	Matter	Charge
e licences d	and area-wide receive licences	
	č 11	\$696
	0 11	\$847
		\$847
area-wide ACMA is one or m	e licence (the <i>first application</i>), where the s required to assess the first application against ore other applications for a standard area-wide	The amount worked out using the following formula: $\frac{THR}{N+1}$ where: THR (short for total hourly rate) means the amount worked out by multiplying the hourly rate by the time taken to assess each of the first application and any other application against which the first application is assessed; N means the number of applications against which the first application is assessed
receive li is require more oth	cence (the <i>first application</i>), where the ACMA ed to assess the first application against one or er applications for a standard area-wide licence	The amount worked out using the following formula: $\frac{THR}{N+1}$ where: THR (short for total hourly rate) means the amount worked out by multiplying the hourly rate by the time taken to assess each of the first application and any other application against which the first application is assessed; N means the number of applications against which the first application is
	Consider area-widd Consider licence, a Consider area-widd ACMA is one or mulicence o Note: Note:	application, the ACMA will apportion the charge so that all applications that are assessed against each other will incur the same additional charge, determined using the hourly rate Considering an application for the issue of an area-wide receive licence (the <i>first application</i>), where the ACMA is required to assess the first application against one or more other applications for a standard area-wide licence or an area-wide receive licence Note: If this further charge is applicable in relation to an application, the ACMA will apportion the charge so that all applications that are assessed against each other will incur the same additional charge,

28 Part 2 of Schedule 1 (table 2)

Repeal the table, substitute:

Table 2 Other charges relating to apparatus licences

Column 1	Column 2	Column 3	
Item	Service/Matter	Charge	
2.2.1	Considering an application under section 129 of the Radiocommunications Act for the renewal of an assigned apparatus or a non assigned apparatus licence that does not include a renewal statement or a renewal application period statement, and renewing it (if applicable), where the application for renewal is made no later than 60 day after the expiry of the licence:	\$4	
	 (a) for a fixed receive licence – for each frequency assigned for the purpose of reception; 		
	 (b) for a broadcasting licence for the operation of a broadcast service station – per licence; 		
	 (c) for a fixed licence (point to point (self-coordinated) station) – per spectrum access; 		
	(d) for a fixed licence (point to point (5.8 GHz band) station) – per spectrum access;		
	 (e) for an amateur licence (amateur beacon station) or a amateur licence (amateur repeater station) – per licence; 	an	
	(f) for a PTS licence (PMTS Class B) – per spectrum access;		
	(g) for a PTS licence (PMTS Class C) – per licence;		
	 (h) for a space receive licence or defence receive licence – per spectrum access; 	ce	
	 (i) for any other assigned licence – for each frequency assigned for the purpose of transmission; 		
	(j) for any other non assigned licence – per licence		
	Note: Subsection 129(1) of the Radiocommunications A specifies circumstances in which an application for renewal is deemed to have been made		
2.2.2	Considering an application to vary, under section 111 of the Radiocommunications Act, the conditions of an assigned licence of a kind mentioned in an item of Table or table item 2.2.6 of Part 2 of Schedule 1, and varying (if applicable), where the application is accompanied by frequency assignment certificate issued by an accredited person	or paired frequency assigned to e 1 which the application relates it	

Column 1	Column 2	Column 3	
Item	Service/Matter	Charge	
2.2.3	Considering an application to vary, under section 111 of the Radiocommunications Act, the conditions of an assigned licence or non-assigned licence, and varying it (if applicable), where:	\$36	
	(a) the licence is of a kind mentioned in an item of Table 1 or table item 2.2.6 of Part 2 of Schedule 1; and		
	(b) the licence is not of a type mentioned in any other item of this table that relates to applications to vary, under section 111 of the Radiocommunications Act, the conditions of a licence; and		
	(c) the ACMA has not performed any technical coordination		
2.2.4	Considering an application under section 131AA of the Radiocommunications Act for the transfer of an apparatus licence, and transferring it (if applicable)	\$94	
2.2.5	Considering an application to vary, under section 111 of the Radiocommunications Act, the conditions of any of the following licences, and varying it (if applicable), where the application is accompanied by a frequency assignment certificate issued by an accredited person:	\$102 for each frequency assignment or paired frequency assignment to which the application relates	
	(a) earth licence (fixed earth station);		
	(b) earth licence (mobile earth station);		
	(c) space licence;		
	(d) space receive licence		
2.2.6	Considering an application to participate in the price- based allocation of an HPON licence in accordance with the HPON Determination	\$471	
2.2.7	Considering an application to vary, under section 111 of the Radiocommunications Act, the conditions of a FSS only area-wide licence, and varying it (if applicable)	\$696	
2.2.8	Considering an application to vary, under section 111 of the Radiocommunications Act, the conditions of any of the following licences, and varying it (if applicable):	\$847	
	(a) area-wide receive licence;		
	(b) standard area-wide licence		

Schedule	1

Column 1	Column 2		Column 3
Item	Service/M	atter	Charge
2.2.9	the Radioc assigned li (if applical (a) the lice	ng an application to vary, under section 111 of communications Act, the conditions of an cence or non-assigned licence, and varying it ble), where: ence is of a kind mentioned in an item of 1 or table item 2.2.6 of Part 2 of Schedule 1;	The applicable charge for considering an application under section 99 of the Radiocommunications Act for that kind of licence, as specified in the relevant item in Table 1 or table item 2.2.6 of Part 2 of Schedule 1
		plication is not accompanied by a frequency ment certificate issued by an accredited person;	
	(c) the AC	CMA has performed technical coordination	
2.2.10	Considering an application to vary, under section 111 of the Radiocommunications Act, the conditions of an LPON licence, and varying it (if applicable), where the application is not accompanied by a frequency assignment certificate issued by an accredited person		hourly rate
2.2.11	Radiocomi apparatus o includes a	ng an application under section 129 of the munications Act for the renewal of an assigned or a non assigned apparatus licence that renewal statement or a renewal application ement, and renewing it (if applicable)	hourly rate
	:	Subsection 129(10) of the Radiocommunications Act specifies circumstances in which an application for renewal is deemed to have been made	

29 Part 2 of Schedule 1 (table 3, table 4, table 5, table 6, table 7 and table 8) Repeal the tables.

30 Part 3 of Schedule 1 (table 1, table item 3.1.1, column 2)

Before "Radiocommunications Act", insert "the".

31 Part 3 of Schedule 1 (table 3, heading)

Repeal the heading, substitute:

Table 3 Charges relating to applications under the Exemption Determination or under section 193 of the Radiocommunications Act

32 Part 3 of Schedule 1 (at the end of table 3)

Add:

3.3.3 Considering an application for written permission to be hourly rate given under subsection 193(1) of the

	Radiocommunications Act (whether or not the application is granted)	
3.3.4	Giving written permission (the <i>new permission</i>) under section 193(1) of the Radiocommunications Act to a person where a written permission (the <i>previous</i> <i>permission</i>) has already been given to the same person, and the new permission is given either while the previous permission is still in force, or within 3 months after the previous permission has ceased to be in force	hourly rate

33 Part 3 of Schedule 1 (table 4)

Repeal the table, substitute:

Table 4 Charges relating to amateur and marine radio examinations and certificates

Column 1	Column 2		Column 3
Item	Service/Matt	er	Charge
3.4.1	Considering an application for, and giving (if applicable), an ACMA recognition certificate, except where the applicant has both:		\$45.20
	 (a) applied for a written exemption from completing an examination under clause 4 of Schedule 5 to the Amateur Class Licence; and 		
	(b) paid the charge set out in table item 3.4.2		
	com Sch	te applicant has a written exemption from apleting an examination under clause 4 of edule 5 to the Amateur Class Licence, no charge aposed by this table item	
3.4.2	Considering an application for, and giving (if applicable), a written exemption from completing an examination under clause 4 of Schedule 5 to the Amateur Class Licence		\$188.35
3.4.3	Conducting an examination of a kind specified in paragraph 122(1)(b) of the Radiocommunications Act in relation to any of the following kinds of certificates of proficiency:		\$490
	(a) Long Range Operator Certificate of Proficiency;		
	(b) Short Range Certificate of Proficiency;		
	(c) Marine Sa	atellite Communications Endorsement	

34 Part 3 of Schedule 1 (table 5)

Repeal the table.

35 Part 4 of Schedule 1

Repeal the Part.

36 Part 5 of Schedule 1 (table 1, table item 5.1.2)

Repeal the table item, substitute:

5.1.2	Processing any information provided about an assignment of all or part of a spectrum licence under section 86 of the Radiocommunications Act to enable the ACMA to update the Register of Radiocommunications Licences under section 146 of the Radiocommunications Act, including doing anything the ACMA considers necessary or convenient to do in order to give effect to the assignment in accordance with section 87 of the Radiocommunications Act	hourly rate
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37 Part 7 of Schedule 1 (at the end of table 5)

Add:

7.5.5	Assigning a replacement call sign under the Amateur Class Licence	\$0
7.5.6	Considering an application made under the Amateur Class Licence for the re-assignment of a special event call sign	\$34
7.5.7	Considering an application made under the Amateur Class Licence for the re-assignment of a contest call sign	\$15
7.5.8	Considering an application made under the Amateur Class Licence for the re-assignment of a call sign with the prefix VK9 or VK0	\$34
7.5.9	Considering an application that the assignment of a call sign to a person be cancelled and the call sign be assigned to another person	\$15
	Note: This may be described as a 'transfer' of the call sign.	