

GOVERNMENT OF FIJI GAZETTE SUPPLEMENT

No. 19

FRIDAY, 27th MAY

2016

[LEGAL NOTICE NO. 39]

TELECOMMUNICATIONS PROMULGATION 2008
(PROMULGATION NO. 1 OF 2008)

Telecommunications (Trust Fund) Regulations 2016

IN exercise of the powers conferred upon me under section 82 of the Telecommunications Promulgation 2008, I hereby make these Regulations—

Short title and commencement

1.—(1) These Regulations may be cited as the Telecommunications (Trust Fund) Regulations 2016.

(2) These Regulations are deemed to have come into force on the date the Telecommunications Promulgation 2008 came into force.

Interpretation

2. In these Regulations, words and phrases have the same meaning as under the Telecommunications Promulgation 2008 unless the context otherwise requires.

Levies

3.—(1) The Minister may impose a levy on interconnection to fund national developments in telecommunications and a carrier is liable to pay to the Ministry a levy at such rate as may be specified by order to be published in the Gazette; and different rates may be specified in respect of different types of interconnection.

(2) The amount of any levy payable under this regulation is recoverable as a civil debt due to the Ministry.

Telecommunications Development Trust Fund

4.—(1) This section establishes a trust fund called the Telecommunications Development Trust Fund, which the following money is to be paid into—

- (a) any money appropriated by Parliament for the purposes of the Telecommunications Development Trust Fund;
- (b) any grant, contribution or loan from any international organisation or donor;
- (c) any money paid to the Ministry in relation to a levy imposed under regulation 3;
- (d) such sums of money as accrue from interest and profits from money placed in the Telecommunications Development Trust Fund; and
- (e) such sums of money received for the purposes of the Telecommunications Development Trust Fund from any other source approved by the Minister.

(2) Money which has accumulated in the Telecommunications Development Trust Fund may be invested by the Ministry in such manner as may be determined by the Ministry.

(3) Money from the Telecommunications Development Trust Fund may be utilised for national development in relation to information, communication and technology projects as approved by the Minister.

(4) The permanent secretary of the Ministry must authorise all payments from the Telecommunications Development Trust Fund.

(5) The management and administration costs of the Telecommunications Development Trust Fund are to be paid from the Telecommunications Development Trust Fund, or if there are insufficient funds from the annual budget of the Ministry.

Made this 24th day of May 2016.

A. SAYED-KHAIYUM
Attorney-General and Minister for Communications