

1990-91

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

Presented and read a first time, 7 May 1991

(Minister for Transport and Communications)

A BILL

FOR

An Act to provide for the payment of fees for certain applications made under the *Telecommunications Act 1991*

The Parliament of Australia enacts:

Short title

1. This Act may be cited as the *Telecommunications (Application Fees) Act 1991*.

5 Commencement

2. (1) Subject to this section, this Act commences on 1 July 1991.

(2) Sections 1 and 2 commence on the day on which this Act receives the Royal Assent.

Interpretation

10 3. An expression has in this Act the same meaning as it has in the *Telecommunications Act 1991*.

Application fees

15 4. (1) Where a person makes an eligible application of a kind for which the regulations fix a fee, the person must pay that fee to the Commonwealth.

(2) The following applications made to AUSTEL under the *Telecommunications Act 1991* are eligible applications:

- (a) an application for an authorisation under section 108 of that Act;
- (b) an application for variation of a class licence under section 214 of that Act; 5
- (c) an application for registration of an eligible service under section 222 of that Act;
- (d) an application for enrolment under section 227 of that Act as a supplier of public access cordless telecommunications services; 10
- (e) an application for a permit under section 257 of that Act;
- (f) an application for variation of a permit under section 261 of that Act;
- (g) where regulations made because of section 266 of the *Telecommunications Act 1991* provide for the payment of a fee for an application for the accreditation of a test house—an application for accreditation under regulations so made; 15
- (h) an application for a cabling licence under section 270 of that Act;
- (i) an application for variation of a cabling licence under section 274 of that Act. 20

Regulations

5. (1) The Governor-General may make regulations, not inconsistent with this Act, fixing, for the purposes of subsection 4 (1), fees for eligible applications. 25

(2) The regulations may fix different fees for different kinds of applications (specified in the regulations) even though all those applications are applications of a kind referred to in the same paragraph of subsection 4 (2).

(3) The regulations must not fix a fee of more than \$20,000 for an application of a kind referred to in paragraph 4 (2) (d). 30

(4) The regulations must not fix a fee of more than \$2,000 for an application of any other kind.

