



Radiocommunications (Receiver Licence Tax) Amendment Determination 2018 (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: 23 February 2018

Nerida O'Loughlin
[signed]
Member

James Cameron
[signed]
Member/~~General Manager~~

Australian Communications and Media Authority

1 Name

This is the *Radiocommunications (Receiver Licence Tax) Amendment Determination 2018 (No. 1)*.

2 Commencement

This instrument commences on the day after it is registered.

Note: The Federal Register of Legislation may be accessed at www.legislation.gov.au.

3 Authority

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

4 Amendments

Schedule 1 amends the *Radiocommunications (Receiver Licence Tax) Determination 2015* [F2015L00321].

Schedule 1—Amendments to the *Radiocommunications (Receiver Licence Tax) Determination 2015* (F2015L00321)

[1] **Section 3, (definition of *minimum annual amount*)**

Omit “\$39.57”, substitute “\$40.32”.

[2] **Part 3**

Repeal the Part, substitute:

Part 3 Transitional arrangements relating to the *Radiocommunications (Receiver Licence Tax) Amendment Determination 2018 (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 2018 (No. 1)*.

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

8 Transitional arrangements after commencement of 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 2018;

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

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 2018.

Note 2: If a licence is issued after the amendment day, and comes into force on or after 5 April 2018, 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; and
- (b) the anniversary of the day on which the licence came into force is on or after the amendment day but before 5 April 2018;

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

Note 1: If the anniversary of the day on which the licence came into force is before the amendment day, the pre-amendment Determination is used to work out the amount of receiver licence tax.

Note 2: If the anniversary of the day on which the licence came into force is on or after 5 April 2018, 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 2018;

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 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 licence on a particular day, and that day is on or after 5 April 2018, 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] Table 202 (including the note) of Schedule 2

Repeal the table (including 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	1.1865	1.1865	1.1865	1.1865	1.1865
>30–70	2.6800	1.0468	0.5568	0.1202	0.0599
>70–399.9	2.7496	1.1284	0.5164	0.1158	0.0577
>399.9–403	2.7496	1.5398	0.7045	0.1202	0.0599
>403–520	2.7496	2.0378	0.7045	0.1202	0.0000
>520–960	2.7496	1.5398	0.7045	0.1202	0.0599
>960–2 690	2.7455	0.6162	0.2849	0.1433	0.0715
GHz					
>2.69–5.0	2.7425	0.5095	0.2065	0.1710	0.0855
>5.0–8.5	2.3155	0.4281	0.1993	0.0907	0.0440
>8.5–14.5	1.0204	0.3673	0.0869	0.0063	0.0030
>14.5–31.3	1.0204	0.2717	0.0597	0.0063	0.0030
>31.3–51.4	0.2783	0.1482	0.0322	0.0011	0.0005
>51.4	0.0275	0.0027	0.0027	0.0003	0.0003

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

[4] Table 302 (including the note) of Schedule 2

Repeal the table (including 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	21.9306	21.9306	21.9306	21.9306	14.2182
>30–70	49.5383	19.3488	10.2919	2.2210	0.7183
>70–399.9	50.8242	20.8582	9.5448	2.1397	0.6920
>399.9–403	50.8242	28.4615	13.0212	2.2210	0.7183
>403–520	50.8242	37.6678	13.0212	2.2210	0
>520–960	50.8242	28.4615	13.0212	2.2210	0.7183
>960–2 690	1.1996	0.2692	0.12450	0.0626	0.0312
GHz					
>2.69–5.0	1.1983	0.2226	0.0902	0.0747	0.0374
>5.0–8.5	1.0117	0.1871	0.0871	0.0396	0.0192
>8.5–14.5	0.4458	0.1605	0.0380	0.0028	0.0013
>14.5–31.3	0.4458	0.1187	0.0261	0.0028	0.0013
>31.3–51.4	0.1216	0.0648	0.0141	0.0005	0.0002
>51.4	0.0120	0.0012	0.0012	0.0001	0.0001

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

[5] Table 402 (including the note) of Schedule 2

Repeal the table (including 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	1.1865	1.1865	1.1865	1.1865	1.1865
>30–70	2.6800	1.0468	0.5568	0.1202	0.0599
>70–399.9	2.7496	1.1284	0.5164	0.1158	0.0577
>399.9–403	2.7496	1.5398	0.7045	0.1202	0.0599
>403–520	2.7496	2.0378	0.7045	0.1202	0.0000
>520–960	2.7496	1.5398	0.7045	0.1202	0.0599

>960–2 690	2.7455	0.6162	0.2849	0.1433	0.0715
GHz					
>2.69–5.0	2.7425	0.5095	0.2065	0.1710	0.0855
>5.0–8.5	2.3155	0.4281	0.1993	0.0907	0.0440
>8.5–17.3	1.0204	0.3673	0.0869	0.0063	0.0031
>17.3–31.3	0.7143	0.1902	0.0298	0.0032	0.0000
>31.3–51.4	0.1948	0.1037	0.0161	0.0006	0.0000
>51.4	0.0275	0.0027	0.0027	0.0003	0.0003

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