



**BROADCASTING (LICENCE FEES) REGULATIONS
2015**

SAMOA

Arrangement of Provisions

- | | |
|------------------------------------|------------------------------------|
| 1. Citation and commencement | 5. Penalty for non-payment |
| 2. Interpretation | 6. Licensee to provide information |
| 3. Application fees | |
| 4. Annual licence fees and payment | Schedule |
-

PURSUANT to sections 9 and 73 of the Broadcasting Act 2010 ("Act"), I, TUI ATUA TUPUA TAMASESE EFI, Head of State, acting on the advice of Cabinet, MAKE these Regulations—

DATED this 18th day of August 2015.

..... Tui Atua Tupua Tamasese
(Tui Atua Tupua Tamasese Efi)
HEAD OF STATE

1. Citation and commencement – (1) These Regulations may be cited as the Broadcasting (Licence Fees) Regulations 2015.

(2) These Regulations commence on the date they are signed by the Head of State.

2. Interpretation – In these Regulations, unless the context otherwise requires:

“annual licence fee” means the annual licence fee for a licence year specified in the Schedule for a particular category of licence;

“applicant” means the person making the application for a licence;

“application” means an application for a particular category of licence;

“licence year” means the period from 1 January to 31 December in a year.

3. Application fees – (1) The applicant for a licence must pay the application fee specified in the Schedule for that licence.

(2) The Regulator may refuse to process an application until the application fee is paid.

(3) The application fees paid are non-refundable.

4. Annual licence fees and payment – (1) The annual licence fees are specified in the Schedule.

(2) When an application is granted, the applicant must pay the initial licence fee within 30 days from the date the invoice is issued.

(3) Subject to subregulation (2), the licensee for an individual licence must pay the annual licence by 31 January in each licence year.

5. Penalty for non-payment – If the licence fee is not paid:

(a) by period specified in regulation 4(2) or (3), the licensee must also pay a surcharge of 10% of the licence fee, in addition to the licence fee; and

(b) after the expiry of a period of 90 days from the time period specified in regulation 4(2) or (3)—

(i) the licence may be revoked by the Regulator under section 27 of the Act; and

(ii) the Regulator may take any action as is necessary to recover the licence fees under section 9(3) of the Act.

6. Licensee to provide information – (1) The Regulator may, in writing, request a licensee to provide to the Regulator any information that is reasonably necessary to verify the calculation of annual fees due and payable by the licensee

(2) Section 66 of the Act applies to subregulation (1).

SCHEDULE
(Regulations 3 and 4)

LICENCE FEES

Category of licences	Application fees (\$)	Annual licence fees (\$)
Commercial Broadcasting Licence (TV)	130.00	6,500.00
Non Commercial Broadcasting Licence (TV)	130.00	3,900.00
Non-Commercial Radio Licence	100.00	1,000.00
Community Broadcasting Licence (TV)	130.00	0.00
Commercial Radio (AM) Licence	130.00	3,900.00
Commercial Radio (FM) Licence	130.00	3,900.00
Subscriber TV Licence	130.00	9,100.00
Commercial Broadcasting Licence (TV) - Renewal	100.00	6,500.00
Non Commercial Broadcasting Licence (TV)- Renewal	100.00	3,900.00
Non-Commercial Radio Licence- Renewal	100.00	1,000.00
Community broadcasting Licence (TV)- Renewal	100.00	0.00
Commercial Radio (AM) Licence- Renewal	100.00	3,000.00
Commercial Radio (FM) Licence- Renewal	100.00	3,000.00
Subscriber TV- Renewal	100.00	9,100.00