

Radiocommunications Amendment Act 2002

Public Act 2002 No 74
Date of assent 18 December 2002

Contents

| | Page |
|--|------|
| 1 Title | 1 |
| 2 Commencement | 2 |
| 3 New section 11B inserted | 2 |
| 11B Variation of conditions in record of management rights | 2 |
| 4 Content of record of management rights | 2 |
| 5 Modification of spectrum licence where 2 or more managers | 2 |
| 6 Part to apply to frequencies where no record of management rights registered | 2 |
| 7 Regulations prescribing fees | 3 |

The Parliament of New Zealand enacts as follows:

1 Title

- (1) This Act is the Radiocommunications Amendment Act 2002.
- (2) In this Act, the Radiocommunications Act 1989 is called “the principal Act”.

2 Commencement

This Act comes into force on the day after the date on which it receives the Royal assent.

3 New section 11B inserted

The principal Act is amended by inserting, after section 11A, the following section:

“11B Variation of conditions in record of management rights

- “(1) The conditions that apply to licences created in relation to a record of management rights may be varied, added to, or removed at any time by mutual agreement between the manager and the Secretary.
- “(2) The Registrar must be notified of any agreement referred to in subsection (1) in the prescribed form.
- “(3) Nothing in this section affects the operation of sections 57, 57A, 57B, and 57C.
- “(4) No variation, addition, or removal of a condition made under subsection (1) applies to a licence that was registered before the date of that variation, addition, or removal.”

4 Content of record of management rights

Section 34 of the principal Act is amended by inserting, after paragraph (e), the following paragraph:

- “(ea) any variation, addition, or removal of a condition that applies to the licences created in relation to the record of management rights; and.”

5 Modification of spectrum licence where 2 or more managers

Section 57C of the principal Act is amended by omitting the expression “45(3)”, and substituting the expression “45(2)”.

6 Part to apply to frequencies where no record of management rights registered

- (1) The heading to section 110 of the principal Act amended by omitting the words “where no record of management rights registered”, and substituting the words “unless or until record of management rights registered and rights commence”.

- (2) Section 110 of the principal Act is amended by repealing subsection (1), and substituting the following subsection:
- “(1) This Part applies to every radio frequency unless or until a record of management rights is registered and the rights have commenced under Part II in respect of that radio frequency.”
- (3) Section 110(2) is amended by inserting, after the word “registered”, the words “and commenced”.

7 Regulations prescribing fees

Section 135(1) of the principal Act is amended by inserting, after the words “and providing for the waiver”, the words “or refund”.

Legislative history

12 December 2002

Divided from Statutes Amendment Bill (No 2)
(Bill 198-2), third reading
