

1987/75



THE RADIO REGULATIONS 1970, AMENDMENT NO. 18

PAUL REEVES, Governor-General

ORDER IN COUNCIL

At Wellington this 23rd day of March 1987

Present:

THE HON. R. O. DOUGLAS PRESIDING IN COUNCIL

PURSUANT to the Post Office Act 1959, His Excellency the Governor General, acting by and with the advice and consent of the Executive Council, hereby makes the following regulations.

ANALYSIS

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| 1. Title and commencement | 12. Record to be kept |
| 2. Interpretation | 13. Television broadcast receiving apparatus as prizes or gifts |
| 3. Licence or construction permit required for station | 14. Radiotelephone public correspondence service |
| 4. Classes of licences that may be granted | 15. Transitional |
| 5. Commencing date for licensing year | 16. Fees payable in respect of licences issued under the Radio Regulations 1970 |
| 6. Short term licence | 17. Charges payable in respect of Radfone calls and special ancillary services |
| 7. Competition with Government communication services prohibited | 18. Revocations |
| 8. Inspection of stations | Schedules |
| 9. Television broadcast receiving stations | |
| 10. Radio hirers | |
| 11. Demonstration | |

REGULATIONS

1. Title and commencement—(1) These regulations may be cited as the Radio Regulations 1970, Amendment No. 18 and shall be read together with and deemed part of the Radio Regulations 1970^{*} (hereinafter referred to as the principal regulations).

(2) These regulations shall come into force on the 1st day of April 1987.

2. Interpretation—Regulation 2 of the principal regulations is hereby amended—

- (a) By revoking the definition of the expression “colour television broadcast receiving apparatus” (as inserted by regulation 2 (1) of the Radio Regulations 1970, Amendment No. 4);
- (b) By revoking the definition of the expression “monochrome television broadcast receiving apparatus” (as inserted by regulation 2 (2) of the Radio Regulations 1970, Amendment No. 4);
- (c) By amending the definition of the expression “radio dealer” (as substituted by regulation 2 (2) of the Radio Regulations 1970, Amendment No. 7) by inserting after the word “radiocommunication” the words “but not apparatus for the reception of radiocommunications in the broadcasting service”;
- (d) By revoking the definition of the expression “television hirer” (as inserted by regulation 2 (6) of the Radio Regulations 1970, Amendment No. 7).

3. Licence or construction permit required for station—Regulation 9 (3) of the principal regulations (as amended by regulation 2 (2) of the Telephone Regulations 1976, Amendment No. 9) is hereby further amended—

- (a) By omitting the word “sound”;
- (b) By omitting the words “and apparatus for the transmission and reception of radiocommunications in the telepaging service prescribed in regulation 85A of the Telephone Regulations 1976”, and substituting the words “and pocket telepaging receivers”.

4. Classes of licences that may be granted—Regulation 11 of the principal regulations is hereby amended—

- (a) By revoking paragraph (c) (as substituted by regulation 3 (1) of the Radio Regulations 1970, Amendment No. 4);
- (b) By revoking paragraph (d) (as substituted by regulation 3 (1) of the Radio Regulations 1970, Amendment No. 7).

5. Commencing date for licensing year—Regulation 22 of the principal regulations is hereby amended by revoking subclause (1) (c) (as

^{*}S.R. 1970/40 (Reprinted with Amendments Nos. 1 to 6: S.R. 1976/145)

Amendment No. 7: S.R. 1977/79
 Amendment No. 8: S.R. 1977/256
 Amendment No. 9: S.R. 1979/197
 Amendment No. 10: S.R. 1979/209
 Amendment No. 11: S.R. 1982/7
 Amendment No. 12: S.R. 1982/115
 Amendment No. 13: S.R. 1983/203
 Amendment No. 14: S.R. 1985/137
 Amendment No. 15: S.R. 1986/35
 Amendment No. 16: S.R. 1986/114
 Amendment No. 17: S.R. 1986/245

amended by regulation 5 of the Radio Regulations 1970, Amendment No. 1, and regulation 6 of the Radio Regulations 1970, Amendment No.4).

6. Short-term licence—Regulation 23 of the principal regulations (as substituted by regulation 5 of the Radio Regulations 1970, Amendment No. 7) is hereby amended by omitting from the proviso the words “television broadcast receiving stations, television hirers and”.

7. Competition with Government communication services prohibited—Regulation 31 of the principal regulations is hereby amended by omitting the words “Post Office”, and substituting the words “Telecom Corporation of New Zealand Limited”.

8. Inspection of stations—Regulation 60 of the principal regulations is hereby amended by omitting the words “not being a sound broadcast receiving station or a television broadcast receiving station”.

9. Television broadcast receiving stations—The principal regulations are hereby amended by revoking Part XIII.

10. Radio hirers—The principal regulations are hereby amended by revoking Part XV.

11. Demonstration—Regulation 192 of the principal regulations (as amended by regulation 16 of the Radio Regulations 1970, Amendment No. 1) is hereby revoked.

12. Record to be kept—Regulation 196 of the principal regulations (as amended by regulation 22 of the Radio Regulations 1970, Amendment No. 4, and regulation 26 of the Radio Regulations 1970, Amendment No. 7) is hereby further amended—

(a) by revoking subparagraphs (2) (a) (ii) and (2) (a) (iii):

(b) By inserting in subclause (4), after the expression “(a)”, the expression “(i) and (iv)”.

13. Television broadcast receiving apparatus as prizes or gifts—Regulation 196A of the principal regulations (as inserted by regulation 27 of the Radio Regulations 1970, Amendment No. 7) is hereby revoked.

14. Radiotelephone public correspondence service—The principal regulations are hereby amended by revoking Part XVI A (as inserted by regulation 9 of the Radio Regulations 1970, Amendment No. 13).

15. Transitional—(1) Notwithstanding the provisions of regulation 4 (b) and regulation 10 hereof, any television hirer who is the holder of a current television hirers licence as at the 31st day of March 1987 shall not be absolved from any liability to make a return of sets let out on hire by him during the month of March 1987, and to make payment of the hirers licence fees for March 1987 in accordance with that return, as would have been required under the terms of regulation 178 and regulation 181 of the principal regulations but for the revocation of the said regulation 178 and regulation 181 by regulation 10 hereof.

(2) The return of sets let out on hire and payment for licence fees referred to in subclause (1) of this regulation shall be made to the Broadcasting Corporation of New Zealand, or its designated agent, in the same way as if the said Corporation or its agent were the Director-General of the Post Office.

16. Fees payable in respect of licences issued under the Radio Regulations 1970—(1) The principal regulations are hereby amended by revoking the First Schedule (as substituted by regulation 2 (1) of the Radio Regulations 1970, Amendment No. 15, and amended by regulation 2 (1) of the Radio Regulations 1970, Amendment No. 17) and substituting the new First Schedule set out in the Schedule to these regulations.

(2) The fees specified in the new First Schedule referred to in subclause (1) of this regulation shall apply in respect of licence fees due on or after the 1st day of April 1987 irrespective of the date of payment.

17. Charges payable in respect of Radfone calls and special ancillary services—The principal regulations are hereby amended by revoking the Fourth Schedule (as substituted by regulation 4 of the Radio Regulations 1970, Amendment No. 15).

18. Revocations—The regulations specified in the Second Schedule hereto are hereby consequentially revoked.

SCHEDULES

FIRST SCHEDULE

Reg. 16

NEW FIRST SCHEDULE TO PRINCIPAL REGULATIONS

“FIRST SCHEDULE

Reg. 21 (1)

FEES PAYABLE IN RESPECT OF LICENCES ISSUED UNDER THE RADIO REGULATIONS 1970

1. For a ship station licence	..	..	\$35 per annum
2. For an aircraft station licence	..	..	\$35 per annum
3. For a fixed station licence	..	..	\$35 per annum
4. For a land station licence	..	..	\$35 per annum
5. For a land mobile station licence	..	..	\$35 per annum
6. For a short-term licence under the terms of regulation 23 hereof	..	..	\$9 for each station
7. For a citizen station licence	..	..	\$35 per annum
8. For a telecontrol and telemetry station licence	..	..	\$35 per annum
9. For a telecontrol and telemetry station licence where the transmitter power output does not exceed 0.5 watts (mean)	..	..	\$35
10. For a paging station licence	..	..	\$35 per annum
11. For an experimental station licence	..	..	\$35 per annum
12. For an amateur station licence	..	..	\$35 per annum
13. For a broadcasting station licence	..	..	\$35 per annum
14. For a radio dealers licence	..	..	\$35 per annum
15. For a duplicate copy of any licence	..	..	\$9”

Reg. 18

SECOND SCHEDULE
REVOKED REGULATIONS

Regulation No.	Title of Amendment
5, 11, 16	The Radio Regulations 1970, Amendment No. 1
7 (1)	The Radio Regulations 1970, Amendment No. 2
2, 3 (1), 6,	} The Radio Regulations 1970, Amendment No. 4
12, 13, 14, 19,	
21 (1)	
2 (6), 3 (1),	
13 (1), 14 (1),	
15, 16 (1),	} The Radio Regulations 1970, Amendment No. 7
17 (1), 17 (2),	
18, 19, 21, 27	
9	The Radio Regulations 1970, Amendment No. 13
2, 4	The Radio Regulations 1970, Amendment No. 15
All regulations	The Radio Regulations 1970, Amendment No. 17
2 (2)	The Telephone Regulations 1976, Amendment No. 9

P. G. MILLEN,
Clerk of the Executive Council.

EXPLANATORY NOTE

This note is not part of the regulations, but is intended to indicate their general effect.

These regulations come into effect on 1 April 1987.

Regulations 2 to 6 and 8 to 13 reflect the transfer of responsibility for setting fees for the reception of public broadcasting services to the Broadcasting Corporation of New Zealand, by deleting all references to television licensing and television hiring from the Radio Regulations 1970.

Regulation 7 amends regulation 31 of the principal regulations by substituting a reference to the Telecom Corporation of New Zealand Limited in place of the Post Office.

Regulation 15 makes transitional arrangements to ensure that television hirers' licence fees, which would normally have been payable to the Post Office on 7 April 1987 in its role of agent of the Broadcasting Corporation, are now paid direct to the Corporation.

Regulations 14 and 17 remove from the Radio Regulations 1970 the provisions for setting conditions and charges for a commercial radiotelephone public correspondence service to be operated by the Telecom Corporation of New Zealand from 1 April 1987.

Regulation 16 amends the fees payable for radio transmitting station licences issued under the Radio Regulations 1970.

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 26 March 1987.

These regulations are administered in the Post Office.