

Telecommunications (Class Licences) Regulations

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Legislative History

TELECOMMUNICATIONS ACT

(CHAPTER 323, SECTION 74)

TELECOMMUNICATIONS (CLASS LICENCES) REGULATIONS

Rg 3

G.N. No. S 187/2000

REVISED EDITION 2002

(30th September 2002)

[1st April 2000]

PART I

PRELIMINARY

Citation

1. These Regulations may be cited as the Telecommunications (Class Licences) Regulations.

Definitions

2. In these Regulations —

[Deleted by S 485/2016 wef 01/10/2016]

“class licence” means a licence deemed to be granted under regulation 3;

[S 685/2011 wef 28/12/2011]

“Facilities-Based Operator” or “FBO” means a person who is granted a specific licence under section 5 of the Act to run any telecommunication system for the purpose of offering to other persons all or any of the following:

- (a) telecommunication switching capacity;
- (b) telecommunication switching services;
- (c) telecommunication transmission capacity; or
- (d) telecommunication transmission services;

“Facilities-Based Operator licence” or “FBO licence” means a licence specifically granted by the Authority to a Facilities-Based Operator under section 5 of the Act;

[S 685/2011 wef 28/12/2011]

“licensee” means a person who is deemed to have been granted a class licence;

“operator” means a person who runs any of the specified telecommunication systems and services;

“Services-Based Operator” or “SBO” means a person who leases from an FBO any telecommunication system (including telecommunication network elements such as transmission capacity, switching services, ducts and fibre) to provide telecommunication services to third parties or to resell the telecommunication services of FBOs;

“Services-Based Operator (Individual) licence” or “SBO (Individual) licence” means a licence specifically granted by the Authority to a Services-Based Operator under section 5 of the Act;

[S 685/2011 wef 28/12/2011]

“specified telecommunication systems and services” means the telecommunication systems and services described in the First, Second, Third, Fourth, Fifth, Sixth, Seventh and Eighth Schedules.

[S 685/2011 wef 28/12/2011]

PART II

GRANT OF CLASS LICENCE

Class licence

3.—(1) An operator shall, upon compliance with regulations 4 and 5, be deemed to have been granted a class licence under section 5 of the Act for the running of the types of specified telecommunication systems and services appropriate to the telecommunication systems and services run by him.

(2) The class licence is granted subject to the conditions set out in the First, Second, Third, Fourth, Fifth, Sixth, Seventh or Eighth Schedule, as the case may be.

(3) The holder of a FBO licence or SBO (Individual) licence shall not need a class licence for the running of any specified telecommunication systems or services which are specified in his FBO or SBO (Individual) licence.

[S 685/2011 wef 28/12/2011]

Registration

4. An operator shall —

- (a) register with the Authority in such form; and
- (b) submit to the Authority upon registration such information in writing relating to his particulars and the description and scope of

telecommunication systems and services run by him,
as the Authority may require.

Fees payable upon registration

5. An operator shall upon registration pay the fee specified in the Ninth Schedule, if any, appropriate to the type of specified telecommunication systems and services run by him.

*[S 476/2005 wef 21/07/2005]
[S 685/2011 wef 28/12/2011]*

Duration and cancellation of licence

6.—(1) A class licence shall remain valid unless it is cancelled in accordance with the provisions of the Act or these Regulations.

(2) The Authority may cancel a class licence where the holder of such licence —

- (a) gives notice to the Authority in such form and manner as the Authority may determine that he has ceased to be an operator; or
- (b) has ceased to carry on any business or trade as an operator and the registration of the business under the Business Registration Act (Cap. 32) is cancelled; or
- (c) being a company incorporated under the Companies Act (Cap. 50) or a limited liability partnership registered under the Limited Liability Partnerships Act 2005 (Act 5 of 2005), has gone into liquidation other than for the purpose of amalgamation or reconstruction.

(3) A cancellation of a class licence of a person shall not operate so as to —

- (a) prejudice any liability incurred by such person under these Regulations and any such liability may be enforced against him as if the cancellation had not taken place; or
- (b) prevent such person from subsequently being deemed a holder of such licence under these Regulations.

[S 476/2005 wef 21/07/2005]

Conditions in addition to codes of practice

7. The conditions set out in these Regulations are in addition to any code of practice or standard of performance issued or approved under section 26 of the Act which applies to the licensee.