

Telecommunications (Dealers) (Amendment) Regulations 2005

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TELECOMMUNICATIONS ACT
(CHAPTER 323)

TELECOMMUNICATIONS (DEALERS)
(AMENDMENT) REGULATIONS 2005

In exercise of the powers conferred by section 74 of the Telecommunications Act, the Info-communications Development Authority of Singapore, with the approval of the Minister for Information, Communications and the Arts, hereby makes the following Regulations:

Citation and commencement

1. These Regulations may be cited as the Telecommunications (Dealers) (Amendment) Regulations 2005 and shall come into operation on 21st July 2005.

Amendment of regulation 2

2. Regulation 2 of the Telecommunications (Dealers) Regulations (Rg 6) (referred to in these Regulations as the principal Regulations) is amended —

- (a) by deleting the words “regulation 21 (1)” in the definition of “registered equipment” and substituting the words “regulation 20 (6)”;
- (b) by deleting the semi-colon at the end of the definition of “telecommunication equipment” and substituting a full-stop; and
- (c) by deleting the definition of “type-approved equipment”.

Amendment of regulation 3

3. Regulation 3 of the principal Regulations is amended —

- (a) by deleting paragraph (5) and substituting the following paragraph:

“(5) Any holder of a Dealer’s Class Licence who is carrying on any business or trade as a dealer shall register with the Authority in such form and manner as the Authority may determine each of the premises under his control or occupation where he manufactures, imports, lets for hire, sells, or offers or possesses for sale any registered equipment or telecommunication equipment set out in the First Schedule.”; and

- (b) by deleting paragraph (11) and substituting the following paragraphs:

“(11) A Dealer’s Class Licence shall remain valid unless it is cancelled in accordance with the provisions of the Act or these Regulations.

(12) The Authority may cancel a Dealer’s 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 carry on any business or trade as a dealer;
- (b) has ceased to carry on any business or trade as a dealer 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.

(13) A Dealer’s Class Licence held by a person who is not carrying on any business or trade as a dealer shall be deemed to be cancelled upon the expiry of 30 days after the day on which he ceases to sell or offer or possess for sale any registered equipment or telecommunication equipment set out in the First Schedule.

(14) A cancellation of a Dealer’s 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.”.

Amendment of regulation 4

4. Regulation 4 (1) of the principal Regulations is amended by deleting sub-paragraph (a).

Amendment of regulation 7

5. Regulation 7 of the principal Regulations is amended by inserting, immediately after paragraph (b), the following paragraph:

“(ba) a limited liability partnership registered under the Limited Liability Partnerships Act 2005 (Act 5 of 2005);”.

Amendment of regulation 10

6. Regulation 10 of the principal Regulations is amended —

(a) by deleting paragraph (2) and substituting the following paragraph:

“(2) The fee payable for a Dealer’s Class Licence held by any person who is carrying on any business or trade as a dealer shall be \$50.”;

(b) by deleting paragraph (4) and substituting the following paragraph:

“(4) Payment of fees in respect of a Dealer’s Class Licence shall be made within 90 days of the date of the registration under regulation 3 (5).”; and

(c) by deleting the words “or (4)(b)” in paragraph (5).

Deletion and substitution of regulations 20 and 21

7. Regulations 20 and 21 of the principal Regulations are deleted and the following regulations substituted therefor:

“Approval for sale

20.—(1) Subject to paragraph (2) and regulation 4(7), it shall be a condition of a licence that the licensee shall not sell —

(a) any type of telecommunication equipment to be used for connection to any telecommunication system or equipment belonging to a telecommunication system licensee; or

(b) any type of radio-communication equipment to be used in Singapore, unless the type of equipment has been approved for sale by way of registration with the Authority.

(2) No approval for sale under paragraph (1) is required for any telecommunication equipment which is —

(a) set out in the First Schedule; and

(b) designed and constructed in accordance with such standards and