

**L.N. 60 of 2021**

**Telecommunications (Method for Determining Spectrum Utilization Fee) (Spectrum for Auction) (Amendment) Regulation 2021**

(Made by the Secretary for Commerce and Economic Development under section 32I of the Telecommunications Ordinance (Cap. 106))

**1. Commencement**

This Regulation comes into operation on 2 July 2021.

**2. Telecommunications (Method for Determining Spectrum Utilization Fee) (Spectrum for Auction) Regulation amended**

The Telecommunications (Method for Determining Spectrum Utilization Fee) (Spectrum for Auction) Regulation (Cap. 106 sub. leg. AG) is amended as set out in sections 3 and 4.

**3. Section 9 amended (payment of spectrum utilization fee)**

Section 9(2)(b)—

**Repeal**

“2.5%.”

**Substitute**

“—

- (i) for a spectrum that falls within a frequency band set out in Part 1 of the Schedule—2.5%; or
- (ii) for a spectrum that falls within a frequency band set out in Part 2 of the Schedule—2%.”.

**4. Schedule substituted**

The Schedule—

**Repeal the Schedule**

**Substitute**

**“Schedule**

[ss. 3, 4 & 9]

**Frequency Bands**

**Part 1**

MHz

3300–3400

3400–3600

4840–4920

**Part 2**

MHz

617–652

663–698

703–738

758–793

825–832.5

870–877.5

2500–2515

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Section 4

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MHz

2540–2570

2620–2635

2660–2690

4800–4840

4920–4960”.

Edward YAU  
Secretary for Commerce and  
Economic Development

4 May 2021

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### **Explanatory Note**

This Regulation amends the Telecommunications (Method for Determining Spectrum Utilization Fee) (Spectrum for Auction) Regulation (Cap. 106 sub. leg. AG) (*principal Regulation*)—

- (a) to add certain frequency bands to the Schedule to the principal Regulation; and
- (b) to provide for the payment of spectrum utilization fee for using a spectrum that falls within those frequency bands.