

TELECOMMUNICATIONS ACT 2009
(No. 20 of 2009)

IN exercise of the powers conferred upon it by section 36 of the Telecommunications Act 2009 (“Act”), the Telecommunications Commission of the Solomon Islands (TCSI) makes this order to exempt service providers that provide service only to themselves from the licensing requirements in the Act –

Title of the Order

1. This Order is to be referred to as the Telecommunications Commission (Self Provision) Exemption Order 2011 (TCSI Order No. 2 of 2011).

Commencement

2. This Order commences on the date it is published in the Gazette.

Exemption for Self Provision

3. Any person is exempt from the licensing requirements set out in the Act (except any licensing requirements in respect of the use of radio spectrum as set out in Part 7 of the Act) that:

- a. self provides a telecommunication service; and
- b. does not provide any telecommunications service except in accordance with clause a. above.

Interpretation

4. In this Order:
- a. “self provide” in respect of a telecommunications service means:
 - i. to provide that telecommunications service only for the person’s own use as an end user of the service; or
 - ii. to provide a retail service or bundle of retail services which includes complementary or incidental elements of a telecommunications service, but where the primary retail service is not a telecommunications service.
 - b. “telecommunications network” and “telecommunications service” have the meanings given to those terms under section 2 of the Act.
 - c. “person” includes a body corporate.

MADE AT HONIARA this 11th day of May 2011.



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NICHOLAS WILLIAMS

COMMISSIONER FOR THE TELECOMMUNICATIONS COMMISSION