

1992

THE PARLIAMENT OF THE COMMONWEALTH
OF AUSTRALIA

SENATE

RADIOCOMMUNICATIONS BILL 1992

SUPPLEMENTARY EXPLANATORY MEMORANDUM

(Amendment to be moved on behalf of the Government)

The amendment to clause 100 of the Radiocommunications Bill 1992 is a minor technical amendment consequential upon an amendment to the Radiocommunications Act 1983 being moved as a Government amendment to the Transport and Communications legislation Amendment Bill (No. 3) 1992. The amendment ensures that apparatus licences can be issued under that clause for transmitters used by national broadcasting services in those parts of the broadcasting services bands that have been reserved for those services.

Paragraph 31(1)(a) of the *Broadcasting Services Act 1992* enables the Minister to notify the Australian Broadcasting Authority that capacity in the broadcasting services bands is to be reserved for national broadcasting services.

Clause 100(2) of the Radiocommunications Bill prevents the SMA issuing a licence under clause 100 that uses a frequency within the broadcasting services bands, except in a specified circumstance.

The amendment inserts a new clause 100(2A) which ensures that the prohibition in clause 100(2) does not prevent licences being issued under clause 100 of the Radiocommunications Act authorising operation of transmitters used by national broadcasting services in those parts of the broadcasting services bands that have been reserved for those services.

The amendment has no financial impact on Commonwealth expenditure or revenue.

(Circulated by the authority of the Minister for Transport and Communications, Senator the Hon. Bob Collins)

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