

Modalities of Payment for Authorisations under the Postal Services Act, (Amendment) Directive, 2007

IN exercise of its powers conferred by Article 4 of the Malta Communications Authority Act, the Malta Communications Authority has made the following Directive:

Title	1. The title of this Directive is the Modalities of Payment for Authorisations under the Postal Services Act, (Amendment) Directive 2017, and it shall be read and construed as one with the Modalities of Payment for Authorisations under the Postal Services Act, Directive Number 1 of 2005.
Purpose	2. The purpose for this Directive is to amend the Modalities of Payment for Authorisations under the Postal Services Act, Directive Number One of 2005, (hereinafter referred to as the “principal Directive”), to enable the Malta Communications Authority (hereinafter referred to as the “Authority”) to take appropriate measures if an undertaking fails to submit its projected gross revenues for a given year and, or fails to make any payments as may be required in accordance with the Directive.
Amends article 1 of the principal Directive	3. In the marginal note to article 1 of the principal Directive before the words “Cap. 254” there shall be added the words “Title”.
Amends article 2 of the principal Directive	4. Article 2 of the principal Directive shall be amended as follows: (a) The words in the marginal note “L.N. 328 of 2005” shall be substituted with the words “S.L. 254.01”; (b) The words “to ensure compliance with regulations 45(3), 46(3) and 47(5) of the aforesaid Regulations.” shall be substituted with the words “to ensure compliance with regulations 46 and 47 of the aforesaid Regulations.”.
Amends article 3 of the principal Directive	5. Article 3 of the principal Directive shall be amended as follows: (a) In the marginal note after the word “Interpretation” there shall be added the words “Cap. 254 and S.L. 254.01”; (b) The word “2005” wherever it occurs shall be deleted.
Amends article 4 of the principal Directive	6. Article 4 of the principal Directive shall be amended as follows: (a) Article 4.1.1 shall be deleted; (b) Article 4.1.2 shall be renumbered as article 4.1.; (c) Article 4.1. as renumbered shall be substituted with the following:

	<p>“The fees established in paragraphs (a) and (b) of the First Schedule to the Regulations shall be payable to the Authority on the first day of every year during which an authorised provider is authorised to provide such postal services. A pro-rated proportion of the fee due for the first year, or part thereof, for which the authorised provider is authorised to provide postal services, shall be paid to the Authority immediately upon notification of the intention to provide services in accordance with article 8 of the Act and regulations 46 or 47 of the Regulations:</p> <p>Provided that any fees due under paragraph (a) of the First Schedule shall be payable to the Authority in quarterly instalments on the first day of every quarter during which an authorised provider is authorised to provide postal services. Such fees due for the first three quarters during which an authorised provider is authorised to provide postal services shall be paid on the first day of the third quarter following the grant of a licence in accordance with article 8 of the Act and regulation 46 of the Regulations.”;</p> <p>(d) In article 4.2 the words “fixed fees” shall be substituted by the word “fees”.</p>
Deletion of articles 5,6 and 7 of the principal Directive	7. Articles 5, 6 and 7 of the principal Directive shall be deleted.
Amendment of article 8 of the principal Directive	8. In article 8 of the principal Directive the words “30 th November of the previous year” shall be substituted with the words “30 th September of the previous year”.