



## **Telecommunications Operators (Commerce Commission Costs) Levy Amendment Regulations 2022**

Cindy Kiro, Governor-General

### **Order in Council**

At Wellington this 23rd day of May 2022

Present:

The Right Hon Jacinda Ardern presiding in Council

These regulations are made under section 11 of the Telecommunications Act 2001—

- (a) on the advice and with the consent of the Executive Council; and
- (b) on the recommendation of the Minister for the Digital Economy and Communications made in accordance with section 13 of that Act.

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## Regulations

### 1 Title

These regulations are the Telecommunications Operators (Commerce Commission Costs) Levy Amendment Regulations 2022.

### 2 Commencement

These regulations come into force on 1 July 2022.

### 3 Principal regulations

These regulations amend the Telecommunications Operators (Commerce Commission Costs) Levy Regulations 2019.

### 4 Regulation 4 amended (Levy on telecommunications operators)

- (1) In regulation 4(2), replace “For the financial years beginning on 1 July 2018, 1 July 2019, 1 July 2020, and 1 July 2021” with “For the financial year beginning on 1 July 2022 and each subsequent financial year”.
- (2) Revoke regulation 4(3).

### 5 Regulation 6 amended (Minister must notify levy amount)

In regulation 6, delete “, or Schedule 2, as applicable”.

### 6 Schedule 1 amended

- (1) In the Schedule 1 heading, delete “**for financial years beginning 1 July 2018, 2019, 2020, and 2021**”.
- (2) In Schedule 1, clause 1, table, item relating to information disclosure regulation, replace “Northpower Fibre Limited, Northpower LFC2 Limited, UltraFast Fibre Limited” with “Northpower Fibre Limited, Tuatahi First Fibre Limited”.

### 7 Schedule 2 revoked

Revoke Schedule 2.

Michael Webster,  
Clerk of the Executive Council.

## Explanatory note

*This note is not part of the regulations, but is intended to indicate their general effect.*

These regulations, which come into force on 1 July 2022, amend the Telecommunications Operators (Commerce Commission Costs) Levy Regulations 2019 (the **principal regulations**).

The principal regulations impose levies on telecommunications operators regulated under the Telecommunications Act 2001, including a sub-levy that applies to all such operators. Telecommunications operators who are subject to information disclosure and price-quality regulation are subject to additional sub-levies that relate to those functions.

Currently, the sub-levy structure will end on 30 June 2022, so that from 1 July 2022 a single levy will apply.

The effect of this amendment is to preserve the existing sub-levy structure under Schedule 1.

Schedule 2, which would have implemented the single levy structure, is revoked.

Issued under the authority of the Legislation Act 2019.

Date of notification in *Gazette*: 26 May 2022.

These regulations are administered by the Ministry of Business, Innovation, and Employment.