
STATUTORY INSTRUMENTS

1992 No. 1875

TELECOMMUNICATIONS

The Telecommunication Apparatus (Approval Fees) (British Approvals Board for Telecommunications) Order 1992

<i>Made</i>	- - - -	<i>29th July 1992</i>
<i>Laid before Parliament</i>		<i>3rd August 1992</i>
<i>Coming into force</i>	- -	<i>1st September 1992</i>

Whereas certain licences granted under section 7 of the Telecommunications Act 1984⁽¹⁾ (“the Act ”) include provisions framed by reference to apparatus for the time being approved under section 22 of the Act for connection to telecommunication systems to which the licences relate:

Whereas, then, for the purposes of those provisions, apparatus may be approved for connection to those systems under the said section 22 by the Secretary of State:

Whereas the functions conferred on the Secretary of State by subsections (1), (2), (3), (4) and (10) (in so far as they relate to the approval of apparatus) of the said section 22 are, pursuant to an appointment⁽²⁾ for that purpose under section 25 of the Act, exercisable by the British Approvals Board for Telecommunications (“BABT ”) to the extent and subject to the conditions specified in the appointment:

And whereas that appointment authorises BABT to retain any fees received by it:

Now, therefore, the Secretary of State, in exercise of the powers conferred on him by sections 22(12) and 104 of the Act, and of all other powers enabling him in that behalf, hereby makes the following Order:—

Citation and commencement

1. This Order may be cited as the Telecommunication Apparatus (Approval Fees) (British Approvals Board for Telecommunications) Order 1992 and shall come into force on 1st September 1992.

(1) 1984 c. 12.

(2) The appointment was made on 10th September 1990.

Revocation

2. The Telecommunication Apparatus (Approval Fees) (British Approvals Board for Telecommunications) Order 1990(3) is hereby revoked.

Interpretation

3.—(1) In this Order—

“the Act” means the Telecommunications Act 1984;

“application fee” means the fee payable to BABT by an applicant for an approval at the time of making application to BABT therefor in respect of the exercise by BABT of the Secretary of State’s function of determining the application;

“approval” means an approval of apparatus under section 22 of the Act;

“BABT” means the British Approvals Board for Telecommunications;

“continuation fee” means, in relation to an approval which specifies relevant conditions, the fee payable to BABT by that person upon each relevant anniversary in respect of the exercise by BABT of the function of satisfying itself that those conditions are being complied with;

“relevant anniversary” means, in relation to a continuation fee, the anniversary of the date upon which the approval was given (whether that date was before or after the coming into force of this Order) being an anniversary on which the approval remains in force; and

“relevant conditions” mean conditions specified by an approval pursuant to section 22(4) of the Act which must be complied with if the approval is to apply, imposing on the person to whom the approval is given a requirement from time to time to satisfy BABT with respect to any matter.

(2) A reference in this Order to the function of—

(a) the determination of applications for approval; or

(b) being satisfied that relevant conditions are being complied with,

includes, without prejudice to the generality thereof, a reference to the consideration by BABT of whether the apparatus to which the application relates conforms or continues to conform as the case may be with a standard designated under section 22(6) of the Act.

(3) In this Order—

“master product” means the primary design of apparatus to which an application for approval relates;

“sister product” means a variant of the master product which has some features differing therefrom to an extent such that there are differences in the testing and evaluation involved in the determination of the application for approval; and

“brand-name product” means a variant of a master product or sister product which differs therefrom only in the name of the product (and in the marking and literature), where the application for approval is made in reliance upon the approval of the product from which it is derived,

and the application fees specified in Schedule 1 hereto in relation to a sister product or a brand-name product shall be payable whether application for the approval thereof is made at the same time as, or subsequently to, the application for the approval of the master product.

Application

4. This Order applies to—

- (a) the application fees for applications for approval of apparatus of descriptions listed in Column 1 of Schedule 1 hereto received by BABT on or after 1st September 1992; and
- (b) the continuation fees for approvals of apparatus of descriptions listed in Column 1 of Schedule 2 hereto payable on relevant anniversaries falling on or after 1st September 1992 whether the approval was granted before or after the coming into force of this Order.

Application fees

5.—(1) The application fee in respect of each description of apparatus listed in Column 1 of Schedule 1 hereto shall be the sum of—

- (a) the relevant amounts specified in Columns 2 to 7 of Schedule 1 hereto in relation to that description; and
- (b) an amount equal to the value added tax chargeable on the supply of the function of the determination of the application for approval.

(2) For the purposes of this article, the value of the supply made by BABT in the exercise of the function of the determination of the application for approval by reference to which value added tax is chargeable shall be the amounts referred to in paragraph (1)(a) above.

Continuation Fees

6.—(1) The continuation fee to be paid on each relevant anniversary for an approval of apparatus of a description specified in Column 1 of Schedule 2 hereto which specifies relevant conditions shall be the sum of—

- (a) the amount specified in Columns 2 and 3 of Schedule 2 hereto in relation to that description; and
- (b) an amount equal to the value added tax chargeable on the supply of exercising the function of satisfying itself that relevant conditions are being complied with.

(2) For the purposes of this article, the value of the supply made by BABT in the exercise of the function of satisfying itself that relevant conditions are being complied with by reference to which value added tax is chargeable shall be the amounts referred to in paragraph (1)(a) above.

29th July 1992 (Landscape Table)

E. Leigh
Parliamentary Under Secretary of State for
Technology
Department of Trade and Industry

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

SCHEDULE 1

Articles 4(a) and 5

APPLICATION FEES

DESCRIPTION OF APPARATUS	BASIC APPLICATION FEE			SUPPLEMENTARY APPLICATION FEES			
	(1)	(2) Master Product	(3) Sister Product	(4) Brand Name Product	(5) Master Product	(6) Sister Product	(7) Brand Name Product
1. CELLULAR MOBILE RADIO (CMR) APPARATUS							
Apparatus incorporating the feature of—							
Hands-Free Unit (CMR)	£3,000		£1,500	£750	£500		
Voice Recognition Unit (CMR)					£200		
Battery Charger (CMR)					£300		
Additional Control Unit (CMR)					£200		
Modem (CMR)					£100		
Payphone (CMR)							
Recording/Announcing (CMR)							
2. CALL ROUTING APPARATUS							
Number of ports—							

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DESCRIPTION OF APPARATUS (1)	BASIC APPLICATION FEE			SUPPLEMENTARY APPLICATION FEES		
	(2) Master Product	(3) Sister Product	(4) Brand Name Product	(5) Master Product	(6) Sister Product	(7) Brand Name Product
16 or less	£600	£300	£150			
more than 16 but not more than 64	£1,200	£600	£300			
more than 64 but not more than 256	£2,400	£1,200	£600			
more than 256	£4,800	£2,400	£1,200			
Apparatus (irrespective of number of ports) incorporating the feature of enrule;						
Public Switched Telecommunications Network (PSTN) Connection—						
— loop calling, unguarded clear				£600	£300	£150
— direct dialling in				£1,600	£800	£400
— other analogue				£800	£400	£200
— digital				£2,400	£1,200	£600
Private Circuit Network Connection—						
— analogue				£600	£300	£150

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DESCRIPTION OF APPARATUS	BASIC APPLICATION FEE			SUPPLEMENTARY APPLICATION FEES			
	(1)	(2) Master Product	(3) Sister Product	(4) Brand Name Product	(5) Master Product	(6) Sister Product	(7) Brand Name Product
— digital					£1,000	£500	£250
Integrated Terminating Station—							
— operator’s console					£800	£400	£200
— first type of ITS-A					£800	£400	£200
— subsequent type of ITS-A					£200	£100	£50
					per type	per type	per type
— first type of ITS-D					£800	£400	£200
— subsequent type of ITS-D					£200	£100	£50
3. APPARATUS		£200	£100				
OTHER THAN CELLULAR MOBILE RADIO (CMR) APPARATUS OR CALL ROUTING APPARATUS							
Apparatus incorporating the feature of—							
— handset telephone					£300		

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DESCRIPTION OF APPARATUS (1)	BASIC APPLICATION FEE			SUPPLEMENTARY APPLICATION FEES		
	(2) Master Product	(3) Sister Product	(4) Brand Name Product	(5) Master Product	(6) Sister Product	(7) Brand Name Product
— loudspeaker telephone				£300		
— monitor				£100		
— simple modem				£300		
— payphone or payment unit				£200		
— digital network interface with—				£300		
— ISDN supplement				£200		
— auto calling				£100		
— auto answer				£100		
— recording/ announcing				£100		

SCHEDULE 2

Articles 4(b) and 6

CONTINUATION FEES

DESCRIPTION OF APPARATUS (1)	CONTINUATION FEES	
	Basic Fee (2)	Supplementary Fee (3)
1. CELLULAR MOBILE RADIO(CMR) APPARATUS—		
master product	£1,200	
sister product	£300	

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DESCRIPTION OF APPARATUS (1)	CONTINUATION FEES	
	Basic Fee (2)	Supplementary Fee (3)
brand name product	£300	
2. CALL ROUTING APPARATUS—		
master product—	— number of ports—	
— 16 or less	£300	
— more than 16 but	£600	
— not more than 64		
— more than 64 but	£1,200	
— not more than 256		
— more than 256	£2,400	
— apparatus (irrespective of number of ports) incorporating the feature of—		
— Public Switched Telecommunications Network (PSTN) Connection—		
— loop calling, unguarded clear		£300
— direct dialling in		£800
— other analogue		£400
— digital		£1,000
Private Circuit Network Connection—		
— analogue		£300
— digital		£500
— Integrated Terminating Station—		
— operator's console		£400
— first type of ITS-A		£400
— subsequent type of ITS-A		£100
		per type
— first type of ITS-D		£400
— subsequent type of ITS-D		£100
		per type

DESCRIPTION OF APPARATUS (1)	CONTINUATION FEES	
	Basic Fee (2)	Supplementary Fee (3)
sister product	£500	
brand name product	£500	
3. APPARATUS OTHER THAN CELLULAR MOBILE RADIO (CMR) APPARATUS OR CALL ROUTING APPARATUS		
master product	£240	
sister product	£50	
brand name product	£50	

EXPLANATORY NOTE

(This note is not part of the Order)

This Order provides for the charging of fees in respect of the approval of telecommunication apparatus under section 22 of the Telecommunications Act 1984.

The [Telecommunication Apparatus \(Approval Fees\) \(British Approvals Board for Telecommunications\) Order 1990 \(S.I. No. 1679\)](#) is revoked (article 2); that Order set fees for cellular mobile radio (CMR) apparatus and apparatus other than CMR apparatus. This Order sets specific fees for call routing apparatus, and re-imposes the fees for CMR apparatus and apparatus other than CMR and call routing apparatus set by the revoked Order at the same or lower levels.

The Secretary of State, after carrying out the consultation required by the Act, appointed the British Approvals Board for Telecommunications (BABT) on 10th September 1990 under section 25 of the Act, to the extent and subject to the conditions set out in the appointment, to carry out the functions conferred on him in respect of the approval of apparatus. The appointment authorises BABT to retain the fees which are provided for in this Order and which BABT will charge in respect of exercising the Secretary of State's approval functions under section 22.

The fees provided for in this Order are payable in respect of the activities of BABT necessary for the exercise of the approval function. The application fee (articles 4(a) and 5 and Schedule 1) covers the consideration of applications for approval, which includes assessment of the apparatus against a standard designated under section 22(6) of the Act. The continuation fee (articles 4(b) and 6 and Schedule 2) covers the monitoring of apparatus subsequent to the grant of approval in accordance with conditions imposed under section 22(4).

The letter of appointment of BABT, and standards designated under section 22(6) of the Act, may be inspected at the Office of Telecommunications, Export House, 50 Ludgate Hill, London EC4M 7JJ.

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