

THIRD SUPPLEMENT TO THE GIBRALTAR GAZETTE

No. 5182 GIBRALTAR Thursday 17th October 2024

B. 27/24

BILL

FOR

AN ACT to amend the Communications Act 2006.

ENACTED by the Legislature of Gibraltar.

Title.

1. This Act may be cited as the Communications (Amendment) Act 2024.

Commencement.

2. This Act comes into operation on the day of publication.

Amendment of the Communications Act 2006.

3. After section 60 of the Communications Act 2006, insert—

“Prohibition on issuing certain licences.

60A.(1) On or after the operative date, the Minister must not—

- (a) issue a radiocommunications licence under this Part which authorises a person to operate a mobile public telephone network in Gibraltar using the technology known as 2G, 3G, 4G or IMT/LTE and including but not limited to any of the standards known as GSM, UMTS and LTE; or
- (b) permit any person appointed by the Minister under section 60(3) to issue such a licence.

(2) Nothing in subsection (1) prevents—

- (a) the renewal or further renewal of a licence of the kind described in that subsection which was issued before the operative date and was in force immediately before that date; or

- (b) the issue of an additional licence of the kind described in that subsection to the holder of a licence to which paragraph (a) applies.
- (3) This prohibition in subsection (1) overrides any other provision of this Act, or any provision made under it, to the extent that the provision conflicts with or is contrary to subsection (1).
- (4) Without limiting subsection (3), that subsection applies in particular to any provision which imposes an obligation on the Minister which conflicts with or is contrary to the Minister's obligations under subsection (1).
- (5) In subsection (1), the "operative date" means the day on which the Communications (Amendment) Act 2024 comes into operation."

EXPLANATORY MEMORANDUM

This Act amends the Communications Act 2006. It prohibits the issue of new radiocommunications licences for the operation of public mobile telephone networks in Gibraltar.