

On grounds of the provisions of Article 7 (1), (3) and (5) of the Government Emergency Ordinance no.134/2006 on the establishment of the National Regulatory Authority for Communications and Information Technology, of Article 5 (1) of the Government Emergency Ordinance no.25/2007 on the implementation of some reorganizing measures of the Government work apparatus, with the subsequent amendments and completions, of Article 19 (1) and (3) of the Government Emergency Ordinance no. 79/2002 on the general regulatory framework for communications, approved, with amendments and completions by Law no. 591/2002, with the subsequent amendments and completions, as well as of Article 62 (1) and (4) of the Audio-visual Law no. 504/2002, with the subsequent amendments and completions,

**THE PRESIDENT OF THE NATIONAL REGULATORY AUTHORITY FOR  
COMMUNICATIONS AND INFORMATION TECHNOLOGY**

issues the present:

**DECISION on amending the Decision of the President of the Inspectorate  
General for Communications and Information Technology no. 686/2005  
approving the Procedure of charging tariffs and the List of tariffs for the use  
of the radio spectrum, which are to be paid, annually, to the Inspectorate  
General for Communications and Information Technology**

**Art. I.** – Decision of the President of the Inspectorate General for Communications and Information Technology no. 686/2005 approving the Procedure of charging tariffs and the List of tariffs for the use of the radio spectrum, which are to be paid, annually, to the Inspectorate General for Communications and Information

Technology, published in the Romanian Official Journal, Part I, no. 1.166 of December 22, 2005, with the subsequent amendments, shall be amended as follows:

**1. In Article 2 (2), letter c) shall be amended and shall read as follows:**

"c) *decision* – administrative act issued by the President of the National Regulatory Authority for Communications and Information Technology, hereinafter referred to as *ANRCTI*, specifying the amounts of the tariffs owed by the licence holders, on grounds of Article 19 (1) of the Government Emergency Ordinance no. 79/2002 and of Article 62 (1) and (4) of Law no. 504/2002, as the case may be, and which are deemed receivables as per Government Ordinance no. 92/2003 on the Fiscal procedure code, republished, with the subsequent amendments and completions;"

**2. Paragraph (3) of Article 3 shall be amended and shall read as follows:**

„(3) The tariffs in the annex herewith attached shall be cancelled.”

**3. Paragraph (1) of Article 4 shall be amended and shall read as follows:**

„Art. 4. – (1) The tariffs shall be charged on an annual basis, excepting the tariffs provided at Chapter I, indents 3, 4 and 5.2, Chapter II indents 1, 2, 3.1, 3.2 and 3.3, Chapters III, IV and V, Chapter VI indent 1, Chapter VII and VIII of the Annex, which shall be charged on a quarterly basis.”

**4. Paragraph (3) of Article 4 shall be amended and shall read as follows:**

„(3) The tariffs, irrespective of the period for which they are specified, shall be paid on grounds of the decisions issued by the ANRCTI President. The ANRCTI President may mandate the subordinated personnel to sign, for and on his/her behalf, the decisions specifying the amount of certain tariffs for the use of the radio spectrum, to be paid to ANRCTI, listed in the annex herewith enclosed.”

**5. Paragraph (4) of Article 4 shall be repealed.**

**6. Paragraph (1) of Article 6 shall be amended and shall read as follows:**

„Art. 6. – (1) the payment deadline for the tariffs provided at Article 5 is the 20<sup>th</sup> day of the month following that of the decision issuance, but not sooner than 15 days from the date of communicating it.”

**7. Article 14 shall be amended and shall read as follows:**

„Art. 14. – The amount of the tariff for the use of the radio spectrum charged in case of licences for electronic communications networks assigned to tests or occasional transmissions shall be calculated according to the relevant methodology for the application envisaged by the respective licence, in direct proportion with the licence period of validity. The tariff for the use of radio frequencies to be paid to ANRCTI is calculated for a period of one non-calendar month, for each month begun.”

**8. Paragraph (4) of Article 18 shall be amended and shall read as follows:**

„(4) The tariffs provided in Chapter VI, indent 2, of the Annex, shall be valid for each holder of licence for the use of radio frequencies for GMPCS/S-PCS systems, including the case when, at the decision issuance moment, several licences for the same GMPCS/S-PCS system is in force.”

**Art. II.** – The decisions specifying the amount of the tariffs for the use of radio spectrum to be paid by the licence holders for the quarters III and IV of 2007 shall be issued not later than November 30, 2007.

**Art. III.** – The present decision shall be published in the Romanian Official Journal, Part I.

**PRESIDENT,  
DAN CRISTIAN GEORGESCU**

Bucharest, September 20, 2007

