



Merger Control – *Regulation on Fees*

ECS COMP. 3

18 September 2009

Introduction

Under Section 76 of the Communications Act (“Comms Act”), which came into force on 1 September, 2009, URCA has the power to require, by regulation, the payment of a fee in connection with the exercise of its functions to regulate changes in control in relation to licensees. Section 76 allows for two different possible fees, namely fees that cover URCA’s investigations to the point of making an adjudication and, if applicable, an order under section 75(1); and fees for processing applications made under section 70.

This document contains the level of **fees applicable for merger control** as at **18 September 2009**.

Although entitled to do so under section 76, URCA does not intend at the present time to charge different fees based on the length of the investigation to be carried out, nor does it intend to charge a fee for “Basic” and “Simplified” Notifications.

For an explanation of those circumstances when merging parties are entitled to submit a Basic or a Simplified Notification, please see ECS COMP.1, Merger Control, Procedural Guidance.

URCA reserves the right to review the fees imposed for merger control.

Please e-mail us at info@urcabahamas.bs any comments on how we can improve this guidance. Alternatively, comments may be delivered, posted or faxed to the address below:

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Fees for review of change in control under sections 70 to 75 of the Comms Act:

Combined Relevant Turnover of Acquiring Parties and Target Licensee	Fee
Basic notification	TBD
Simplified notification	TBD
Full notification	
Less than \$5m	\$5,000
\$5m - \$10m	\$10,000
\$10m – \$50m	\$15,000
\$50m - \$100m	\$25,000
\$100m or over	\$35,000