

S.I. 2003 No. 132

Telecommunications Act, 2001
(Act 2001-36)

**TELECOMMUNICATIONS (RADIO-COMMUNICATION
SHIP STATION) REGULATIONS, 2003**

The Minister in exercise of the powers conferred on him by sections 61(4) and 110(1) of the *Telecommunications Act*, makes the following Regulations:

1. These Regulations may be cited as the *Telecommunications (Radio-Communication Ship Station) Regulations, 2003*.

2. In these Regulations,

"earth station" means a station located either on the Earth's surface or within the major portion of the earth's atmosphere and intended for communication

(a) with one or more space stations; or

(b) with one or more stations of the same kind by means of one or more reflecting satellites or other objects in space;

"maritime earth station" means an earth station operating in the maritime band of frequencies;

"radio-communication ship station" means a ship station using telecommunication by radio waves;

"radio-communication station" means a station using telecommunication by means of radio waves;

"space station" means a station located on an object which is beyond, is intended to go beyond, or has been beyond the major portion of the Earth's atmosphere.

3. (1) Every application for a licence to establish a radio-communication ship station on board any ship under 150 tonnes that is registered in Barbados shall be in the form set out in Part I of the *First Schedule*.

(2) Every application to establish a radio-communication ship station or a maritime earth station with respect to ships listed on the international ships' registry in accordance with section 9 of the *Shipping Act* shall be in the relevant form set out in the *Schedule*.

4. Every licence to establish a radio-communication ship station other than that referred to in regulation 3(2), shall be in the form set out in Part II of the *First Schedule* and shall be granted subject to the terms and conditions specified in the licence.

5. (1) There shall be paid by the licensee immediately on the issue of a licence under these Regulations the fees set out in the *Second Schedule*.

(2) Subject to section 22(3), a licence issued in accordance with these Regulations shall expire on the 31st day of December following the date of issue and is renewable annually on the 1st day of January on production of the licence and on payment of the appropriate fee specified in the *Second Schedule*.

(3) An endorsement by the Chief Telecommunications Officer on a licence to the effect that the appropriate sum specified in paragraph 1 has been paid shall be sufficient proof of its payment for the issue or renewal, as the case may be.

6. The Minister may revoke any licence renewed under these Regulations.

7. The Minister may modify a licence granted pursuant to these Regulations by making an endorsement on the licence.

8. When a radio-communication ship station is licensed under these Regulations, the station shall be assigned a call sign in the series where there may be a combination of a letter and a number or two letters of the alphabet.

9. Where there is a change in ownership of the station referred to in regulation 8, it is the duty of the new owner to inform the Chief Telecommunications Officer of that owner's name and address, and any changes to the Station's Registration number and name.

10. Where a radio-communication station is destroyed or taken out of service, the owner must inform the Chief Telecommunications Officers as soon as possible thereafter.

FIRST SCHEDULE

(Regulation 3)

PART I

**APPLICATION FOR RADIO-COMMUNICATION
SHIP STATION LICENCE
(FOR SHIPS UNDER 150 TONNES)**

APPLICANT INFORMATION

(Please read the Notes provided at the back of this Form before completion)

COMPANY/SHIP OWNER

Name:

Address:

Nationality:

Telephone No.:

Facsimile No.:

"E-mail" address:

PART I - *Cont'd*

Nature of business	
Proposed use of system	
Is Application Submitted with Cheque	<input type="radio"/> Yes <input type="radio"/> No
SHIP INFORMATION	
Name:	
Type:	
Registration Number:	
Tonnage:	
Call sign:	
Length:	
Breadth:	
Month/Year built:	
Area of operation:	

PART I - *Cont'd*

TYPE OF COMMUNICATIONS EQUIPMENT	FREQUENCY	SIGNAL LETTERS (IF ANY)

We declare that we have not commenced provision or operation of the telecommunication stations or networks applied for and all the information in this application form is true and correct. We understand that approval from the Minister for this application is based on information declared in this application. We further acknowledge that, should any of the information declared herein be found to be untrue, inaccurate or incorrect, any license granted by the Minister will be rendered null and void. The Minister reserves the right to impose penal sanctions against us under any applicable laws and regulations in force and this is without prejudice to any civil remedies that the Minister has against us if any of the information declared in this application be found to be untrue.

Date of application
(DD/MM/YY)

Name/Signature of Applicant
(Company Stamp, if applicable)

PART I - *Concl'd*

The Telecommunications Unit
Ministry Responsible for Telecommunications
"The Business Centre"
Upton
St. Michael
Tel. No.: 430-2200 Fax: 426-0960

IMPORTANT INFORMATION

1. The applicant must provide a copy of the Certificate of Registry for his ship, and, if applicable, a copy of a Licence or Permit to Ply for Hire.
2. Payment for a licence may be by cheque or cash. Please forward cheque separately by mail to the above address.

PART II

(Regulation 4)

RADIO-COMMUNICATION SHIP STATION LICENCE

Number: _____ Period of validity: _____

In accordance with the *Telecommunications (Radio-Communication Ship Station) Regulations, 2003* made under the *Telecommunications Act, 2001-36*, and with the Radio Regulations which complement the *Constitution* and the Convention of the International Telecommunications Union now in force, this authorisation is herewith issued for the installation and for the use of the radio equipment described below:

1 Name of ship	2 Identification of ship station		3 Holder of licence	4 Fee paid
	Call sign	MMSI	Name & address	
	Other identification (optional)			

PART II - Cont'd

	Equipment	Type or description of equipment	Frequencies
5	Transmitters		
6	Other equipment (optional)		

FOR OFFICIAL USE ONLY

Chief Telecommunications Officer

Date issued

PART II - *Cont'd*

ENDORSEMENTS
Applies to Fishing Boats Only

The sum of _____ dollars having been received, this Licence is hereby renewed until the 31st day of December, _____

Date: _____

Chief Telecommunications Officer

The sum of _____ dollars having been received, this Licence is hereby renewed until the 31st day of December, _____.

Date: _____

Chief Telecommunications Officer

The sum of _____ dollars having been received, this Licence is hereby renewed until the 31st day of December, _____.

Date: _____

Chief Telecommunications Officer

PART II - Concl'd

The sum of _____ dollars having been received, this Licence is hereby renewed until the 31st day of December, _____.

Date: _____

Chief Telecommunications Officer

The sum of _____ dollars having been received, this Licence is hereby renewed until the 31st day of December, _____.

Date: _____

Chief Telecommunications Officer

The sum of _____ dollars having been received, this Licence is hereby renewed until the 31st day of December, _____.

Date: _____

Chief Telecommunications Officer

PART III

(Regulation 3)

**Licence to Establish Radio-Communication Ship Radio
Station or Maritime Earth Station**

No.: _____ Date: _____

Pursuant to the provisions of the *Telecommunications Act, 2001-36* and in conformity with the Telecommunication Convention:*Name and address of owner or manager*

(herein referred to as the Licensee) is hereby licensed to establish a radio communication sending and receiving station in the ship specified below, subject to the conditions stated on the back hereof.

PARTICULARS OF STATION

Name of Ship: _____

Call Sign: _____

Class of Station: _____

HF/MF Transmitter power: _____

Satellite Communication: _____

MMSI (if applicable): _____

The Licensee is authorized to use the power frequencies and types of emission which for the time being appear against the name of the ship in the International List of Coast and Ship Stations published by the office of the International Telecommunications Union and any additions which shall have been notified in conformity with clause 10 of the conditions overleaf.

Frequencies in KHz: _____

Type of Emission: _____

**THIS LICENCE IS VALID FROM
THE DATE OF ISSUE UNTIL REVOKED**

CONDITIONS

1. The Licensee shall comply with all the provisions of the Telecommunication Convention which relate to mobile stations and the station shall be worked in conformity with such provisions, and also in conformity with the relative provisions of the International Telecommunications Regulations.
2. This Licence is issued subject to the provisions of the *Wireless Telegraphy Act, 1940* and any Regulations now in force or which may hereafter be in force under the same.
3. The station shall only be used to send messages and signals to other stations of the mobile service and to receive messages and signals from other stations of the mobile service.
4. The Licensee shall keep the station and in particular the headgear receivers thereof in a clean and sanitary condition.
5. The Licensee shall screen all lights emanation from the station and screen or isolate all dangerous parts thereof in such a manner as may be necessary to ensure the reasonable comfort and health of the operators.
6. The station shall be worked only by operators holding certificates issued by a duly recognized authority.
7. The Licensee shall not receive by means of the station messages not intended for receipt thereby and if any such messages shall involuntarily be received at the station the Licensee shall not divulge the existence or the contents thereof to any person.
8. The Licensee shall keep full accounts, records and registers of all messages sent and received by means of the station and in such registers each of such messages shall be accompanied by its identifying number and date and full particulars of its place of origin and of ultimate destination and such further particulars as the Principal Registrar shall from time to time reasonably require to be shown. The Licensee shall preserve all used message forms, written and printed and transcripts of messages and all other papers for such period as is from time to time prescribed by the International Telecommunications Regulations and

such registers and message papers shall be open to the inspection of the Principal Registrar at the registered office for that time being of the Licensee or at such other place as the Principal Registrar shall determine.

9. The Licensee shall render to the appropriate AAIC such accounts in respect of all charges due or payable under the International Radio Communication Regulations in respect of messages exchanged between the station and coast stations and shall pay direct all sum which shall be due from the Licensee under such accounts.
10. The Licensee shall notify the Principal Registrar of any alterations which may be made from time to time in the power or frequencies or type or types of waves used from transmission.
11. The Principal Registrar may at all reasonable times enter upon the station for the purpose of inspecting and may inspect any apparatus fixed or being in the station for the purpose of sending and receiving messages and all other instruments and apparatus fixed or being in the station and the working and user of such apparatus and instruments respectively.
12. The present Licence, the Telecommunications Convention and the Postmaster General's handbook for Wireless Operators shall be carried on board the ship in the wireless room together with any documents which the Principal Registrar may prescribe as necessary for carrying on the work of the station. The Licence shall be available for inspection when required by competent authorities of the countries where the ship calls.
13. The Licensee shall pay the sum of BDS \$200.00 forthwith to the Principal Registrar for and in respect of the Licence hereby granted and a sum of BDS \$200.00 on the 1st day of January in each year during which the Licence remains valid.
14. This Licence may be revoked and determined at any time by notice in writing to the Licensee and shall therefrom cease, determine and become void but without prejudice to any right of action or remedy which shall have accrued or shall thereafter accrue under any condition or provision herein contained.

15. Any notice request or consent, whether expressed to be in writing or not, to be given under the Licence may be signed by the Principal Registrar and may be served by being sent in a registered letter addressed to the Licensee, if a Company, at its registered office for the time being or if not a Company at his last known address or by delivery to the master of the ship upon which the station is installed and any notice to be given by the Licensee under this Licence may be served by being sent in a registered letter addressed to the Principal Registrar.

16. The expression "Telecommunication Convention" means the Convention signed in Madrid on the 9th day of December, 1932 and the Radiocommunication Regulations annexed thereto and includes any Convention and/or Regulations which may from time to time be in force in substitution for or in amendment of the said Convention and/or regulations.

The expression "International Telegraph Regulations" means the Telegraph Regulations annexed to the Telecommunication Convention and includes any Regulation which may from time to time be in force in substitution therefor or in amendment thereof.

The expression "Principal Registrar" means the Principal Registrar of Ships designated pursuant to the *Shipping Act, Cap. 296*.

17. The expressions used in this Licence have the same meaning as in the Telecommunications Convention unless there is something in the subject or context repugnant to such construction.

18. This Licence covers the installation and maintenance of apparatus for radio communication in lifeboats carried by the ship and the use of such apparatus during the voyage of the ship or during an emergency subject to the conditions contained in the Licence. Such apparatus shall comply in all respects with any rules relating to radio installation on ships' lifeboats which may be made by the International Maritime Organization from time to time.

19. Any Licence or Permit heretofore granted by or on behalf of Barbados to the Licensee in respect of the station is hereby revoked.
20. This Licence does not authorize the Licensee to do, or to cause or allow to be done, any act or thing which is in infringement of any copyright which may exist in the matter transmitted.

**PRINCIPAL REGISTRAR OF SHIPS
(for) PERMANENT SECRETARY,
MINISTRY RESPONSIBLE FOR
TELECOMMUNICATIONS**

SECOND SCHEDULE

(Regulation 5(1))

Column 1	Column 2
<i>Type of Licence</i>	<i>Fees</i> \$
1. Radio-communication ship station on a ship not exceeding 16 metres (fishing boats)	20.00
2. Radio-communication ship station on a ship not exceeding 16 metres (non-fishing boats)	60.00
3. Radio-communication ship station on any ship exceeding 16 metres (under 150 tonnes)	180.00
4. Ship coast station or maritime earth station	200.00

Made by the Minister this 26th day of September, 2003.

ANTHONY P. WOOD
Minister responsible for Telecommunications.