

(Georgian Legislative Bulletin, 31.10.2005 No 127 Art. 1415)

Registered at the
Georgian Ministry of
Justice
Registration code
320.110.000.17.010.007.829

Resolution No 12
of
Georgian National Communications Commission
Tbilisi, October 28, 2005

**“Concerning the Procedure of Determination and Payment of
Regulation Fee”**

In conformity with Article 12 of the Law of Georgia on Electronic Communications, Article 12 of the Law of Georgia on Broadcasting, and paragraph 2, Article 3 of the Law of Georgia on Regulation Fee, the Commission has resolved:

1. Regulation fee shall be the main source of the formation of the budget of the Georgian National Communications Commission and it is in direct connection with public and independent execution of regulatory function, assigned to it under the Georgian Legislation. Annual regulation fee shall cover the expenses provided for by the budget of the Commission.
2. Regulation fee in the field of electronic communications shall be paid by authorized persons.
3. The amount of regulation fee shall be 1 percent of the difference between the total cost (without VAT) of the regulated provision of goods (services) and/or the execution of work, undertaken by authorized persons on the one hand, and the recognized charge for the rendering by other authorized persons in the same reporting month of the service of giving access and/or mutual connection on the other hand.
4. Regulation fee in the field of broadcasting shall be paid by the holders of licences for community-level and private broadcasting.
5. The amount of regulation fee shall be 1 percent of the total cost (without VAT) of regulated provision of goods (services) and/or the execution of work, undertaken by holders of licences.
6. Authorized persons and holders of broadcasting licences shall be obliged monthly, no later than the 20th day of the month following the reporting month, in the form determined by this Resolution (Annex 1 and Annex 2) to submit to the Commission the information concerning calculated regulation fee, and to transfer the regulation fee to the account of the Commission.
7. In case of an adjustment of the annual income as indicated in the Balance by the payer of regulation fee, the amount of regulation fee shall be also subject to adjustment.
8. In case of failure to pay regulation fee or failure to pay on time, the payer of regulation fee will be brought to justice in accordance of the Georgian Legislation.
9. In case of going out of business on the part of a payer of regulation fee, he/she must within 30 days from the date of going out of business submit to the Commission the information concerning the amount of regulation fee.
10. The Agency of Legal Issues of the administrative staff of the Commission (K. Kurashvili) shall be assigned to record the present Resolution in the Georgian State Registry of Normative Acts through the procedure established by the Legislation.
11. The Resolution shall take effect from the moment of publication.

D. Kitoshvili

Chairman of the Commission

Annex 1

Calculation of Regulation fee for the holders of broadcasting licences

.....
(Denomination of Reporting period)

.....
(Name and surname of the person in charge)

.....
(Title of the holder of licence) (Telephone number)

1. Total income without VAT	
2. Regulation fee – 1% of line I	
3. Actually paid	
4. The sum payable in the reporting period (Lines II --III)	

Director:

Chief accountant:

Annex 2

Calculation of Regulation fee for the authorized persons

.....
 (Denomination of Reporting period)

.....
 (Name and surname of the person in charge)

.....
 (Name of the authorized person) (Telephone number)

1. Income	
2. The charges (without VAT) recognized by the authorized person for the rendered services of giving access and/or mutual connection	
3. Regulation fee (Line 1- line 2) * 1%	
4. Actually paid	
5. The sum payable in the reporting period (Line 3 - line 4)	

Director:

Chief accountant: