ANGUILLA

REVISED REGULATIONS OF ANGUILLA

under

TELECOMMUNICATIONS ACT
R.S.A. c. T6

Showing the Law as at 31 December 2022

This Edition was prepared under the authority of the Revised Statutes and Regulations Act, R.S.A. c. R55 by the Attorney General as Law Revision Commissioner.

Regulation	Citation	Page
TELECOMMUNICATIONS ADMINISTRATIVE PROCEDURES REGULATIONS *Revises R.A. 21/2004, in force 6 September 2004*	R.R.A. T6-1 *(15/12/2004)* *(15/12/2014)*	3
TELECOMMUNICATIONS AND FREQUENCY LICENSING REGULATIONS *Revises R.A. 10/2004, in force 21 May 2004*	R.R.A. T6-2 *(15/12/2006)* *(15/12/2014)*	19
TELECOMMUNICATIONS FREQUENCY MANAGEMENT REGULATIONS *Revises R.A. 20/2004, in force 31 August 2004* *Consolidates R.A. 27/2004, in force 1 October 2004*	R.R.A. T6-3 *(15/12/2004)* *(15/12/2014)*	27
TELECOMMUNICATIONS INTERCONNECTION AND ACCESS TO FACILITIES REGULATIONS *Revises R.A. 11/2004, in force 21 May 2004*	R.R.A. T6-4 *(15/12/2006)* *(15/12/2014)*	31
TELECOMMUNICATIONS NUMBERING REGULATIONS *Revises R.A. 17/2004, in force 23 August 2004*	R.R.A. T6-5 *(15/12/2004)* *(15/12/2014)*	43
TELECOMMUNICATIONS PRICING REGULATIONS *Revises R.A. 19/2004, in force 23 August 2004*	R.R.A. T6-6 *(15/12/2004)* *(15/12/2014)*	55
UNIVERSAL SERVICE AND PUBLIC TELECOMMUNICATIONS REGULATIONS *Revises R.A. 18/2004, in force 23 August 2004*	R.R.A. T6-8 *(15/12/2004)* *(15/12/2014)*	63
LICENCE FEE REGULATIONS *Revises R.A. 50/2013, in force 1 January 2014*	R.R.A. T6-10 *(15/12/2014)*	75

Continued on the Inside Cover…

Published by the
Attorney General's Chambers
Printed under Authority by
The Regional Law Revision Centre Inc.
ANGUILLA

© Government of Anguilla
Copying/unauthorised distribution strictly prohibited
Printed by Authority by
The Regional Law Revision Centre Inc
www.lawrevision.ai

© Government of Anguilla
Copying/unauthorised distribution strictly prohibited
Printed by Authority by
The Regional Law Revision Centre Inc
www.lawrevision.ai

ANGUILLA

REVISED REGULATIONS OF ANGUILLA

under

TELECOMMUNICATIONS ACT
R.S.A. c. T6

Showing the Law as at 31 December 2022

This Edition was prepared under the authority of the Revised Statutes and Regulations Act, R.S.A. c. R55 by the Attorney General as Law Revision Commissioner.

Regulation	Citation	Page
TELECOMMUNICATIONS ADMINISTRATIVE PROCEDURES REGULATIONS *Revises R.A. 21/2004, in force 6 September 2004*	R.R.A. T6-1 *(15/12/2004)* *(15/12/2014)*	3
TELECOMMUNICATIONS AND FREQUENCY LICENSING REGULATIONS *Revises R.A. 10/2004, in force 21 May 2004*	R.R.A. T6-2 *(15/12/2006)* *(15/12/2014)*	19
TELECOMMUNICATIONS FREQUENCY MANAGEMENT REGULATIONS *Revises R.A. 20/2004, in force 31 August 2004* *Consolidates R.A. 27/2004, in force 1 October 2004*	R.R.A. T6-3 *(15/12/2004)* *(15/12/2014)*	27
TELECOMMUNICATIONS INTERCONNECTION AND ACCESS TO FACILITIES REGULATIONS *Revises R.A. 11/2004, in force 21 May 2004*	R.R.A. T6-4 *(15/12/2006)* *(15/12/2014)*	31
TELECOMMUNICATIONS NUMBERING REGULATIONS *Revises R.A. 17/2004, in force 23 August 2004*	R.R.A. T6-5 *(15/12/2004)* *(15/12/2014)*	43
TELECOMMUNICATIONS PRICING REGULATIONS *Revises R.A. 19/2004, in force 23 August 2004*	R.R.A. T6-6 *(15/12/2004)* *(15/12/2014)*	55
UNIVERSAL SERVICE AND PUBLIC TELECOMMUNICATIONS REGULATIONS *Revises R.A. 18/2004, in force 23 August 2004*	R.R.A. T6-8 *(15/12/2004)* *(15/12/2014)*	63
LICENCE FEE REGULATIONS *Revises R.A. 50/2013, in force 1 January 2014*	R.R.A. T6-10 *(15/12/2014)*	75

Continued on the Inside Cover…

Published by the
Attorney General's Chambers
Printed under Authority by
The Regional Law Revision Centre Inc.
ANGUILLA

© Government of Anguilla
Copying/unauthorised distribution strictly prohibited
Printed by Authority by
The Regional Law Revision Centre Inc
www.lawrevision.ai

© Government of Anguilla
Copying/unauthorised distribution strictly prohibited
Printed by Authority by
The Regional Law Revision Centre Inc
www.lawrevision.ai

Revised Regulations of Anguilla: T6-1

TELECOMMUNICATIONS ACT (R.S.A. c. T6)

TELECOMMUNICATIONS ADMINISTRATIVE PROCEDURES REGULATIONS

Note: These Regulations are enabled under section 51 of the Telecommunications Act, R.S.A. c. T6.

TABLE OF CONTENTS

PART 1

PRELIMINARY

SECTION

1. Interpretation
2. Scope of application

PART 2

GENERAL

3. Time
4. Form of documents
5. Consultative procedure
6. Directions on procedure
7. Service
8. Evidence
9. Statutory declarations and affidavits
10. Verification
11. Stay of proceeding
12. Formulation of issues
13. Questions of law
14. Conference
15. Production of documents
16. Interrogatories
17. Responses to interrogatories
18. Confidentiality
19. Subpoenas
20. Hearing
21. Examination
22. Sittings
23. Argument
24. Adjournment

© Government of Anguilla
Copying/unauthorised distribution strictly prohibited
Printed by Authority by
The Regional Law Revision Centre Inc
www.lawrevision.ai

25. Defects in form
26. Amendments
27. Dispensing with procedure

PART 3

APPROVAL OF AGREEMENTS

28. Applications for approval of agreements
29. Filing and effective dates
30. Comments
31. Determination of application

PART 5

COMPLAINTS BY USERS

32. User complaints

PART 6

MISCELLANEOUS

33. Withdrawal
34. Determinations of the Commission
35. Citation
SCHEDULE: Forms

© Government of Anguilla
Copying/unauthorised distribution strictly prohibited
Printed by Authority by
The Regional Law Revision Centre Inc
www.lawrevision.ai

PART 1

PRELIMINARY

Interpretation

1. (1) In these Regulations, unless the context otherwise requires—

"Act" means the Telecommunications Act;

"Executive Director" means the Executive Director of the Commission;

"interrogatory" means any request in writing for information or particulars made to a party in a proceeding;

"proceeding" means any inquiry, complaint or other proceeding commenced by an application to the Commission or initiated by the Commission of its own motion by a public notice or order;

"PUC Act" means the Public Utilities Commission Act.

(2) Unless otherwise specified, terms used in these Regulations shall have the meanings assigned to them under the Act.

Scope of application

2. These Regulations apply to all proceedings before the Commission in relation to complaints by users, the submission of agreements required by the Act to be submitted for approval and other matters under the Act as may be specified by the Commission in the Code.

PART 2

GENERAL

Time

3. Whenever a time limit or deadline calculated under these Regulations falls on a Saturday, Sunday or statutory holiday, the time limit or deadline is extended to the next following working day.

Form of documents

4. All applications and other documents made or submitted by any party in connection with any proceeding shall, unless special circumstances otherwise require, be on "letter size" paper.

Consultative procedure

5. (1) Subject to the provisions of section 13 of the Public Utilities Commission Act[1], the Commission shall give to persons who are or who are likely to be affected by a decision of the Commission an opportunity to make submissions to the Commission, or otherwise consult with such persons in good faith.

(Am. in L.R. 15/12/2014)

(2) The opportunity referred to in subsection (1) above shall, unless otherwise determined by the Commission, be provided by putting out to a public consultation any significant substantive or procedural decision of the Commission that may affect persons.

[1] This section has been corrected to reflect the renumbering of the Public Utilities Commission Act, R.S.A. c. P175 *(15/12/2014)*.

© Government of Anguilla
Copying/unauthorised distribution strictly prohibited
Printed by Authority by
The Regional Law Revision Centre Inc
www.lawrevision.ai

(3) The objectives of public consultation are to—

(a) obtain input, information and feedback from persons affected by the proposed decision, other stakeholders and the public so as to ensure that consumers have the best telecommunication services possible in terms of choice, quality and value for their money;

(b) acquire substantive information and knowledge from stakeholders, regulatory and industry professionals and other similar regulatory institutions so as to effect an orderly transition to a fully liberalized and competitive marketplace;

(c) ensure that the Commission has investigated all aspects of an issue; and

(d) ensure transparency of decisions of the Commission.

(4) The Commission shall determine the form of the consultative process to take place in respect of any decision proposed to be taken by the Commission depending on the nature of the issue, the number of parties potentially affected by a decision, the impact on the marketplace and the consequences to the consumer. The public consultation may take the form of—

(a) an invitation to affected persons to submit written submissions;

(b) individual meetings with one or more interested parties;

(c) meetings, seminars, and workshops with representative groups and other interested parties;

(d) issuing draft documents containing the preliminary view of the Commission and soliciting comments from the public at large before a final decision is taken; or

(e) a public hearing.

(5) Except in case of an emergency, the Commission shall allow respondents at least 4 weeks in which to respond to any request for information or draft documents issued by the Commission in the course of a consultative process.

(6) The Commission shall publish all responses received and allow participants in the process a further opportunity to comment except such information that is confidential information under the Act or these Regulations.

(7) The Commission shall consider all responses and comments received before making a final decision.

(8) In case the Commission decides to hold a public hearing, the Commission shall prescribe and publish the rules for the hearing having regard to such of the factors listed in subsection (4).

Directions on procedure

6. (1) Where it deems it appropriate in any proceeding, the Commission may issue directions on procedure, which shall govern the conduct of the proceeding and prevail over any provision of these Regulations that is inconsistent with those directions.

(2) Any person intending to make an application to the Commission may, prior to filing the application, apply *ex parte* to the Commission for the issuing of directions on procedure relating thereto.

© Government of Anguilla
Copying/unauthorised distribution strictly prohibited
Printed by Authority by
The Regional Law Revision Centre Inc
www.lawrevision.ai

Service

7. (1) Subject to subsection (2), service of any notice or other document, including a document originated by the Commission, shall be effected either by personal service, in which case service shall be deemed to have been made on the date of delivery, by facsimile, in which case service shall be deemed to have been made on the date of transmission or by mail, in which case service shall be deemed to have been made when the notice or other document is deposited in a post office.

(2) In addition to any conditions contained in these Regulations, any document served by facsimile must include a cover page stating—

(a) the name, address and telephone number of the sender;

(b) the date and time of transmission;

(c) the total number of pages transmitted, including the cover page;

(d) the number of the facsimile machine at which documents may be received; and

(e) the name and telephone number of a person to contact if problems occur in transmission.

(3) Proof of service by affidavit shall, at the request of the Commission, be filed with the Executive Director in respect of any document required to be served.

Evidence

8. (1) Where under these Regulations evidence may be filed, it shall be by statutory declaration or affidavit.

(2) The Registrar may, if he thinks fit, in any particular case, take oral evidence in lieu of or in addition to such evidence and shall allow any witness to be cross-examined on his affidavit or declaration.

Statutory declarations and affidavits

9. (1) Affidavits in proceedings before the Commission shall be filed with the Executive Director.

(2) Where an affidavit is made as to belief, the grounds on which the belief is based shall be set out in the affidavit.

(3) Any statutory declaration or affidavit filed under the Act or these Regulations shall be made before any officer authorized by law in any part of Anguilla to administer an oath for the purpose of any legal proceedings.

(4) Statutory declarations or affidavits made outside Anguilla shall be made before a Consul or Notary Public.

Verification

10. (1) The Commission may, at any time, require the whole or any part of any application, answer, intervention or reply or a response to an interrogatory to be verified by affidavit by giving a notice to that effect to the party from whom such verification is required.

(2) If a notice given under subsection (1) is not complied with, the Commission may set aside the application, answer, intervention or reply or the response to an interrogatory or strike out any part thereof not verified in accordance with the notice.

© Government of Anguilla
Copying/unauthorised distribution strictly prohibited
Printed by Authority by
The Regional Law Revision Centre Inc
www.lawrevision.ai

Stay of proceeding

11. Where a party to a proceeding has not complied with any requirement of these Regulations or any direction on procedure issued under section 6, the Commission may stay the proceeding until satisfied that such requirement has been complied with or take such other steps as it considers just and reasonable.

Formulation of issues

12. If it appears to the Commission at any time that the statements in an application, answer, intervention or reply do not sufficiently raise or disclose the issue of fact in dispute between the parties, the Commission may direct the parties to prepare issues that shall, if not agreed to by the parties, be settled by the Commission.

Questions of law

13. If it appears to the Commission at any time that there is a question or issue of law, of jurisdiction or of practice and procedure that should be decided before a proceeding is continued, the Commission may direct the question or issue to be referred to the Attorney General's Chambers for opinion and the Commission may, pending such decision, order the whole or any part of the proceeding to be stayed.

Conference

14. The Commission may, orally or in writing, direct parties or their solicitor to appear before a member or an officer of the Commission at a specified time and place for a conference or to submit suggestions in writing to the Commission for the purpose of formulating issues and assisting the Commission in the consideration of the simplification of issues, amending an application, answer, intervention or reply for the purpose of clarification or any other matters that may aid in the simplification of the evidence and disposition of the proceedings.

Production of documents

15. (1) Any party to a proceeding may, at any time before the hearing of the proceeding, give notice in writing to any other party in whose application, answer, intervention or reply or response to an interrogatory reference has been made to a document to produce that document for inspection by the party giving the notice or his solicitor and to permit him or his solicitor to make copies thereof.

(2) Any party who fails to comply with a notice given to him pursuant to subsection (1) within 10 days from the receipt thereof shall not thereafter be at liberty to put the document referred to in the notice in evidence on his behalf in the proceeding, unless he satisfies the Commission that he had sufficient cause for not complying with the notice.

Interrogatories

16. (1) Where in any proceeding the Commission permits interrogatories to be directed to a party, such interrogatories shall be—

(a) addressed to the party;

(b) numbered consecutively, but a series of numbers may be used for interrogatories relating to the same subject-matter;

(c) identified with the name for the party from whom the response is sought, the name in parentheses for the party seeking the response, the date is the date on which the interrogatory was sent, and the number of the particular interrogatory; and

(d) served within the time limit directed by the Commission.

(2) A copy of any interrogatories directed to a party pursuant to subsection (1) shall be filed with the Executive Director.

© Government of Anguilla
Copying/unauthorised distribution strictly prohibited
Printed by Authority by
The Regional Law Revision Centre Inc
www.lawrevision.ai

Responses to interrogatories

17. (1) Subject to subsection (2), where in any proceeding the Commission permits interrogatories to be directed to a party and interrogatories have been served on the party within the time limit directed by the Commission, the party shall—

(a) within the time limit directed by the Commission, provide a full and adequate response to each interrogatory on a separate page or pages, headed as indicated in Form 1 of the Schedule; and

(b) file a copy of the responses with the Executive Director.

(2) A party who is unable or unwilling to provide a full and adequate response to an interrogatory shall—

(a) where the party contends that the interrogatory is not relevant, provide a response that sets out reasons in support of that contention;

(b) where the party contends that the information necessary to provide a response is not available, provide a response that sets out the reasons for the unavailability of such information and provide an alternative available information that the party considers would be of assistance to the person directing the interrogatory;

(c) where the party contends that the information sought is of an unduly burdensome nature provide a response that sets out the reasons why the provision of such information is unduly burdensome and not necessary; or

(d) where the party contends that the information sought is of a confidential nature, provide a response that sets out the reasons therefor as required by section 18(2), and file with the Executive Director a copy of the response provided.

Confidentiality

18. (1) Where a document is filed with the Commission by a party in relation to any proceeding such document shall generally not be considered information subject to the restrictions on disclosure of information set forth in section 44 of the PUC Act[2].

(Am. in L. R. 15/12/2014)

(2) Notwithstanding subsection (1), the Commission shall, as provided in section 44(3)(b) of the PUC Act[3], consider representations from applicants or other persons submitting information that may fall within the scope of section 44(1)(b) of the PUC Act[4] that such information should not be made available to the public or otherwise be disclosed.

(Am. in L. R. 15/12/2014)

(3) Any claim for confidentiality made in accordance with subsection (2) shall be accompanied by the reasons therefor, and, where it is asserted that specific direct harm would be caused to the party claiming confidentiality, sufficient details shall be provided as to the nature and extent of such harm.

(4) A party claiming confidentiality in connection with a document shall file with the Commission an abridged version of the document to be placed on the public record or his reasons for objecting to the filing of an abridged version thereof.

[2] This section has been corrected to reflect the renumbering of the Public Utilities Commission Act, R.S.A. c. P175 *(15/12/2014)*.
[3] This section has been corrected to reflect the renumbering of the Public Utilities Commission Act, R.S.A. c. P175 *(15/12/2014)*.
[4] This section has been corrected to reflect the renumbering of the Public Utilities Commission Act, R.S.A. c. P175 *(15/12/2014)*.

© Government of Anguilla
Copying/unauthorised distribution strictly prohibited
Printed by Authority by
The Regional Law Revision Centre Inc
www.lawrevision.ai

(5) A claim for confidentiality referred to in subsection (2) shall be placed on the public record and a copy thereof shall be provided on request to any party.

(6) Any party wishing the public disclosure of a document in respect of which there has been a claim for confidentiality may file with the Commission—

(a) a request for such disclosure setting out the reasons therefore, including the public interest in the disclosure of all information relevant to the Commission's regulatory responsibilities; and

(b) any material in support of the reasons for public disclosure.

(7) A copy of a request for the public disclosure of a document shall be served on the party claiming confidentiality and that party may, unless the Commission otherwise determines, file a reply with the Commission within 10 days after the date of service of the request and shall, where a reply is filed, serve a copy thereof on the party requesting public disclosure.

(8) Where the Commission of its own motion requests that a document be placed on the public record, the party claiming confidentiality shall have 10 days to file a reply.

(9) Where the Commission has determined that no specific direct harm would be likely to result from disclosure, or where any such specific direct harm is shown the document shall be placed on the public record.

(10) Where the Commission is of the opinion that, based on all the material before it, the specific direct harm likely to result from public disclosure justifies a claim for confidentiality, the Commission may—

(a) order that the document not be placed on the public record;

(b) order disclosure of an abridged version of the document; or

(c) order that the document be disclosed to parties at a hearing to be conducted *in camera*.

Subpoenas

19. (1) A subpoena shall be sealed by the Executive Director with the Commission's seal and may be served in any part of Anguilla.

(2) A subpoena may be issued in blank, may be completed by the solicitor or party on whose behalf it is issued and may contain the names of any number of persons required to appear before the Commission.

Hearing

20. (1) Witnesses at a hearing shall be examined *viva voce* on oath unless otherwise provided by these Regulations.

(2) The Commission may, at any time, order that—

(a) any particular facts be proved by affidavit;

(b) the affidavit of any witness be read at a hearing on such conditions as the Commission thinks reasonable; and

(c) any witness be examined before a Commissioner, an officer of the Commission or any other person appointed by it for that purpose.

© Government of Anguilla
Copying/unauthorised distribution strictly prohibited
Printed by Authority by
The Regional Law Revision Centre Inc
www.lawrevision.ai

(3) Where memoranda of evidence have been furnished prior to the commencement of a hearing, the Commission may permit the introduction of those memoranda as evidence in chief by a witness who—

(a) testifies as to his qualifications; and

(b) confirms that the memoranda were prepared under his direction or control and are accurate to the best of his knowledge and belief.

Examination

21. The Commission has the authority to administer oaths to any witness ordered to do so by the Commission.

Sittings

22. When a hearing is commenced, it shall proceed, as far as may be practicable in the opinion of the Commission, from day to day.

Argument

23. The Commission may, whenever it deems it advisable to do so, order written briefs to be submitted by the parties in addition to or in lieu of oral argument.

Adjournment

24. The Commission may, at any time, adjourn any proceeding before it.

Defects in form

25. No proceeding shall be defeated by any objections based solely on defects in form.

Amendments

26. The Commission may, on terms or otherwise—

(a) make or allow any amendments in any proceeding; or

(b) order to be amended or struck out any matters that, in the opinion of the Commission, may tend to prejudice, embarrass or delay a fair hearing of the proceeding on the merits, and may order any other amendments as may, in the opinion of the Commission, be necessary for the purpose of hearing and determining the real question in issue between the parties.

Dispensing with procedure

27. In respect of any proceeding, the Commission may, where appropriate, dispense with, vary or supplement any of the provisions of these Regulations.

PART 3

APPROVAL OF AGREEMENTS

Applications for approval of agreements

28. (1) This Part applies to all applications by licensees for approval of agreements and limitations of liability in agreements required to be approved by the Commission under the Telecommunications Act and the

© Government of Anguilla
Copying/unauthorised distribution strictly prohibited
Printed by Authority by
The Regional Law Revision Centre Inc
www.lawrevision.ai

regulations therein. Applications for approval under this Part shall be made by filing the following documentation with the Commission—

(a) a letter requesting approval and setting out fully—

(i) the circumstances leading up to the execution of the agreement;

(ii) the purpose and effect of the agreement;

(iii) the proposed effective date of the agreement;

(iv) the reasons why approval would be in the public interest; and

(v) any other comments that may be of assistance in reviewing the application;

(b) a copy of the proposed agreement, as executed by the parties; and

(c) any supporting documentation required by the practice of the Commission.

Filing and effective dates

29. (1) The filing date of an application under this Part shall—

(a) where the application is delivered by hand to the Commission, be the date it is so delivered; or

(b) where the application is mailed to the Commission, the date it is deposited in a post office.

(2) Subject to subsection (3), the proposed effective date of the agreement shall be at least 60 days after the filing date.

(3) The proposed effective date of the agreement may be less than 60 days after the filing date where—

(a) the agreement follows a standard form of agreement that has been approved by the Commission;

(b) the agreement is intended to replace an earlier agreement that expired while negotiations for the new agreement were continuing;

(c) the agreement is an interconnection agreement; or

(d) there are, in the opinion of the Commission, special circumstances warranting a lesser period after the filing date.

(4) Nothing in these Regulations precludes the Commission from approving an agreement or limitation of liability in an agreement and ordering that it comes into force on a date before the date of the Commission's order or decision.

Comments

30. (1) Any interested person may comment in respect of an application under this Part in accordance with the Act by mailing or delivering by hand the comments to the Commission and serving a copy thereof on the licensee—

(a) within 30 days of the filing date; or

© Government of Anguilla
Copying/unauthorised distribution strictly prohibited
Printed by Authority by
The Regional Law Revision Centre Inc
www.lawrevision.ai

(b) where a public notice has been issued, on or before the date specified in the notice.

(2) A licensee—

(a) may file a reply with the Commission—

(i) within 10 days after receiving comments, or

(ii) where a public notice is issued, within 10 days after the final date for comments; and

(b) shall, where a reply is filed, serve a copy of the reply on the interested party.

Determination of application

31. The Commission may determine of an application under this Part on the basis of the written documentation before it or may—

(a) require further information to be furnished by one or more of the parties; or

(b) issue directions on procedure if an oral hearing or other form of proceeding is warranted.

PART 5

COMPLAINTS BY USERS

User complaints

32. (1) This Part applies to any application or complaint made by a user or a potential user of a licensee or provider of value added services in connection with—

(a) quality of service;

(b) accessibility of service;

(c) the application of one or more provisions of the company's tariffs to the user;

(d) disconnection or reconnection of service or facilities; or

(e) any other matter respecting the relations between the company and the user, but does not apply to a complaint made as part of a letter of comment filed in connection with a proceeding under Part 3.

(2) An application or complaint under this Part may be made by mailing or delivering by hand a letter to the Commission identifying the parties concerned, setting out the facts, including relevant correspondence, demonstrating that the applicant or complainant has made a prior attempt to resolve the matter concerned with the licensee or provider of value added services concerned and identifying and requesting the specific relief sought, which letter need not be served on the regulated company.

(3) Where the Commission considers that an application or complaint warrants investigation, it shall forward a copy of the letter received under subsection (2) or a summary thereof to the regulated company requesting comment, and the company shall reply within 20 days or such longer period as the Commission may specify.

© Government of Anguilla
Copying/unauthorised distribution strictly prohibited
Printed by Authority by
The Regional Law Revision Centre Inc
www.lawrevision.ai

(4) The Commission may deal with the application or the complaint on the basis of the written documentation before it, or may—

(a) require further information to be furnished by one or more of the parties; or

(b) issue directions on procedure if the Commission considers an oral hearing or other form of proceeding warranted.

(5) Where an application or complaint under this Part seeks relief on an emergency basis, such application or complaint may be made orally to an officer of the Commission, and the Commission may, where an interim settlement cannot be reached with the regulated company, issue an interim *ex parte* order authorizing, requiring or forbidding anything to be done that the Commission would be empowered, on application, notice and hearing, to authorize, require or forbid, but the Commission shall, in such case, require the applicant to file a further application or complaint in written form to be disposed of according to the procedure set out in this Part.

PART 6

MISCELLANEOUS

Withdrawal

33. An applicant or complainant may withdraw a dispute from determination by the Commission before the Commission makes its final determination, provided that it agrees and settles any costs incurred by the Commission, and, if so required by the Commission, by the respondent and which were occasioned by the request.

Determinations of the Commission

34. (1) Determinations of the Commission made under these Regulations, whether preliminary or final, shall be in writing and state the reasons upon which they are based.

(2) Except where otherwise provided by law the Commission shall make its written determinations available to the public.

(3) Such determinations are final and no appeal is allowed except where otherwise provided under law.

Citation

35. These Regulations may be cited as the Telecommunications Administrative Procedures Regulations, Revised Regulations of Anguilla, T6-1.

———————

© Government of Anguilla
Copying/unauthorised distribution strictly prohibited
Printed by Authority by
The Regional Law Revision Centre Inc
www.lawrevision.ai

SCHEDULE

FORMS

FORM 1

(Section 17)

RESPONSE TO INTERROGATORY

(Full name of party furnishing Response) Interrogatory ……

…….

(date of response) ……..

Q. (reproduce original interrogatory)

A. (set out response)

_____

© Government of Anguilla
Copying/unauthorised distribution strictly prohibited
Printed by Authority by
The Regional Law Revision Centre Inc
www.lawrevision.ai

FORM 2

(Section 6)

DIRECTIONS ON PROCEDURE

(date)
(style of cause)
[Directions on Procedure]

(Name of company) proposes to apply to the Public Utilities Commission for approval of (describe type of application), to be effective on (date). Having considered the submissions of the company with respect thereto, the Commission directs as follows:

(1) The filing date of the application shall be (date).

(2) Comments are required to be filed by (date).

(3) Replies to comments are required to be filed by (date).

(4) If after having reviewed all relevant documentation submitted in connection with the application the Commission determines that it is necessary to hold a public hearing, such hearing is scheduled to take place on (date).

(5) The application shall be provided in (name of official language(s)).

(6) In addition to those persons entitled to a copy of the application under the Administrative Procedures Regulations, the company shall mail or deliver a copy of the application forthwith on filing to the following:
(insert names)

(7) On filing of the application, the company shall deposit and keep on file, for public inspection during normal business hours, a copy of the application in its offices at (insert location(s)).

(8) On receiving a copy of comments the company shall, if it has not already done so, serve on the intervener forthwith a copy of the application.

(9) The publications in which the company is required to publish a notice are as follows:
(insert names)

(10) These Directions supplement the Administrative Procedures Regulations.

(name)

Executive Director

Note: sections are to be deleted as appropriate.

© Government of Anguilla
Copying/unauthorised distribution strictly prohibited
Printed by Authority by
The Regional Law Revision Centre Inc
www.lawrevision.ai

FORM 3

PUBLIC NOTICE UNDER PART 3

(Name of company, style of cause)
The Public Utilities Commission has received an application from *(name of company)* for approval of *(describe type of application)*.

(Provide a summary of the proposed issue, etc. including an explanation of the reasons for it.)

The application and accompanying documents are available for public inspection during normal business hours at the offices of *(name of company and appropriate address(es)), and at the offices of the PUC, (addresses of appropriate offices)*.

PUBLIC COMMENTS

Any interested person or association who wishes to comment on this application may do so by mailing or delivery by hand comments to the Commission with a copy thereof to *(name of company)*. The mailing addresses to be used are: *(name of Executive Director)*, Executive Director, PUC, *(address)*; and *(name and address of appropriate officer of the company)*. In the case of delivery by hand, the locations listed above for public inspection of documents should be used.

Comments should clearly state the interested party's views regarding the application together with any relevant information that may be useful in explaining or supporting those views. It may also include a statement of intention to appear at a public hearing should one be held. In order to be considered, all comments must actually be received by *(name of company)* and the Commission on or before *(date)*.

Similarly, copies of replies from *(name of company)* to any comments must actually be received by the interested parties concerned and by the Commission on or before *(date)*.

THE PUBLIC UTILITIES COMMISSION

© Government of Anguilla
Copying/unauthorised distribution strictly prohibited
Printed by Authority by
The Regional Law Revision Centre Inc
www.lawrevision.ai

FORM 4

(Section 19)

SUMMONS

RE:

To:

You are summoned and required to attend before The Public Utilities Commission at a hearing to be heard at .....……..... in the .....……..... of ....….....….....
on ..... day of.....…….....…….....…….