

Overview of Malta Security Services' Projected Contributions and Legal Interception Costs 2012

1. Introduction and Purpose

On behalf of the Malta Security Services (hereafter "MSS"), in accordance with Directive No.2 of 2005 on Modalities of Payment for Contributions to the Cost of Legal Intercept Obligations (hereafter "the Directive") and with Regulation 86 of the Electronic Communications Networks and Services (General) Regulations, S.L. 399.28 of 2011 (hereafter "ECNSR"), the Malta Communications Authority (hereafter "MCA") has been requested by the MSS to administer the mechanism for the sharing of the cost of legal interception obligations.

2. Overview of Projected Contributions and Legal Interception Costs

Consequently, the MCA in line with this request by the MSS, will administer the funds from the Authorised Undertakings in relation to the funding of a new Legal Interception System to be operated by the MSS for the period 2012 to 2016.

Legal interception costs refer to those costs relating to the design, supply, installation, implementation, commissioning, lease, use and maintenance, of the Unified Lawful Interception System operated by the MSS. In accordance with paragraph 11.1 of the Directive and Regulation 86 (2) and (3) of the ECNSR, the MCA is hereby publishing an overview of the projected contributions and legal interception costs for the period 1st January 2012 to 31st December 2012.

Projected Contributions and Legal Interception Costs for 2012		€
Cost of New system		2,173,583
Ancillary Equipment/Services		<u>360,386</u>
		2,533,969
Leased Line Cost	30,032	
Internet Links/Bandwidth	8,009	
Maintenance and Support	172,685	
Digital Map (Mepa License)	<u>5,305</u>	
		216,031
Contribution for January – December 2012		<u><u>2,750,000</u></u>

Table 1: Overview of Projected Contributions and Legal Interception Costs 2012

3. Payments of Contributions

In accordance with paragraph 5 of the Directive the fund is administered on an annual basis and undertakings are required to contribute to this fund in proportion to their total gross revenues from relevant services for any relevant year.

The MCA, on behalf of the MSS, determines in advance the respective contribution to the fund by every undertaking on the basis of the projected cost of interception obligations. For this purpose the MCA is issuing a statement to every undertaking specifying the contributions due.

Contributions to the fund by undertakings are payable to the Authority, by not later than thirty (30) days from the date of invoice.

The MCA will make the appropriate reimbursements in the case of overcharging, or require additional contributions in the case of undercharging, in the light of any difference between the total sum of contributions collected and the actual legal interception costs incurred for each relevant year.

A handwritten signature in black ink, appearing to read 'Philip Micallef', is written in a cursive style.

Ing. Philip Micallef
Chairman

1st December 2011