

Malta Communications Authority Overview of Projected Contributions and Legal Interception Costs 2011

1. Introduction and Purpose

As per Directive No.2 of 2005 on Modalities of Payment for Contributions to the Cost of Legal Intercept Obligations (hereafter "the Directive") and in accordance with Regulation 13 of the Electronic Communications Networks and Services (General) Regulations, 2004 (hereafter "ECNSR"), the Authority, on behalf of the Malta Security Services (hereafter "MSS"), administers the fund for the sharing of the cost of interception obligations.

2. Overview of Projected Contributions and Legal Interception Costs

The Authority, in accordance with Regulation 13 (2) and (3) of the ECNSR and paragraph 11.1 of the Directive, is hereby publishing an overview of projected contributions and legal interception costs for the period 1st January 2011 to 31st December 2011.

Projected Contributions and Legal Interception Costs for 2011	
	€
Final Installment on ULI sys.	372,099.80
Band With Cost	1,716.00
Leased Line Cost	31,897.38
Maintenance and Support	64,468.07
Operators' Network upgrade	87,236.05
Contribution for January – December 2011	557,417.30

Table 1: Overview of Projected Contributions and Legal Interception Costs

Legal interception costs refer to those costs relating to the lease, design, supply, installation, implementation, commissioning, use and maintenance, of the Unified Lawful Interception System operated by the MSS. These costs include the costs of undertakings to link with the equipment of the MSS. Such costs for linking equipment shall be refunded to undertakings from the abovementioned fund established under the Directive".

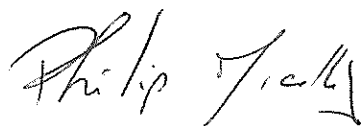
An overview of the projected legal interception costs and contributions for 2011 is provided in Table 1 above. There exists the possibility that additional equipment needed for the interception of new services and technologies together with increased capacities will be required during 2011. In this instance, the Authority may request additional contributions, on behalf of MSS, which could be required to cover any supplementary costs in the period.

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

The Authority will make appropriate reimbursement 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.



Ing. Philip Micallef
Chairman

1 The refunded cost of the connectivity will be capped to the cost of 2 Mbit/s leased lines. Any additional costs incurred by any undertaking(s) opting to use different types of links (such as ISDN) will be borne by the respective undertaking(s).