



GOVERNMENT OF BERMUDA
MINISTRY OF ECONOMIC DEVELOPMENT

PATI Information Statement

Name of Public Authority: DEPARTMENT OF TELECOMMUNICATIONS

Introduction:

- The general purpose of the Public Access to Information Act 2010 is to give the public legal access to information to the greatest extent possible, and to increase transparency, and eliminate the perception of secrecy.
- The reason that the public authority has an information statement is to inform the public of the functions and types of records held in the department.
- Summary of what is in the information statement;

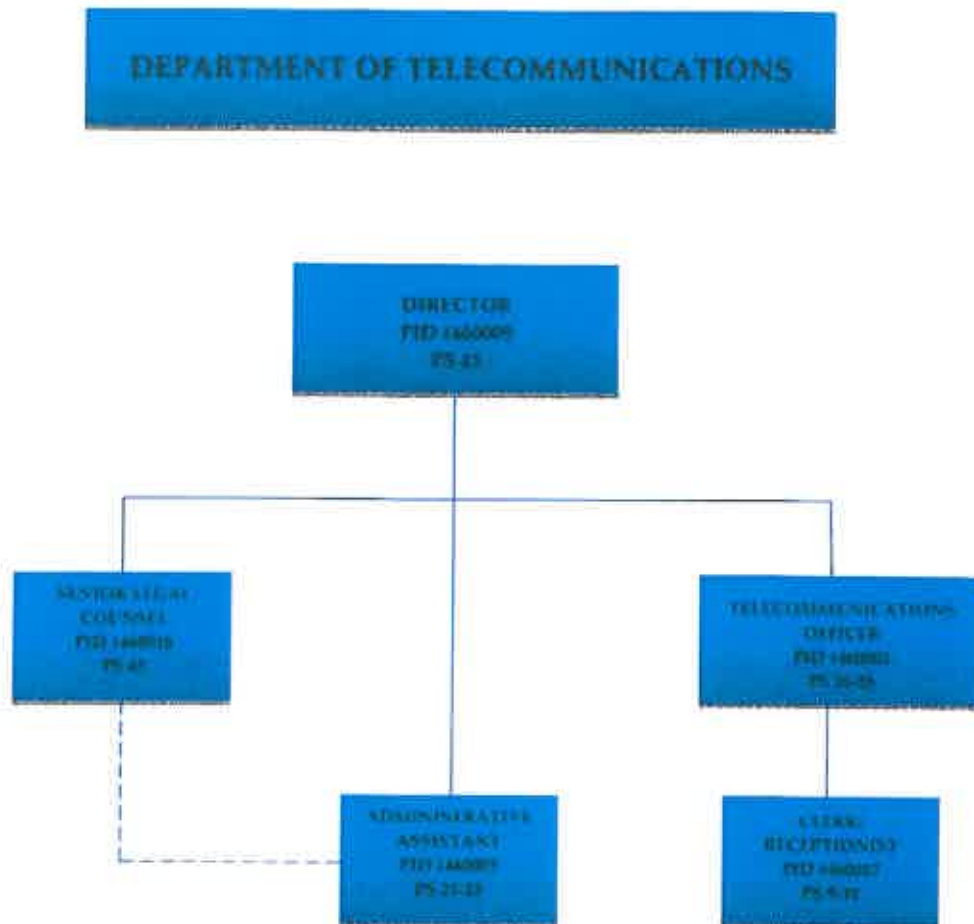
The Department of Telecommunications is responsible for:

- Broadcasting
- Policy
- Satellite

The Department of Telecommunications has a small staff of five people in addition to two Government Boards:

- The Broadcasting Commissioners, who control broadcasting content and political broadcasts, In addition, the Commissioners rate films and advise the Minister on matters concerning the Obscene Publications Act
- The Telecommunications Commission advises the Minister on Broadcasting Licenses.
- An overview of the Public Access to Information and what information can be accessed and what cannot be accessed.

ORGANIZATION CHART 2015



Legislation

- a) Legislation – Telecommunications Act 1986, (Only Sections relating to Broadcasting)
- b) Electronic Communications Act 2011
- c) Broadcasting Commissioners Act 1953
- d) Obscene Publications Act 1973
- e) Public Telecommunications Service (Licence) Regulations 1998
- f) Cable Television Service Regulations 1987
- g) Subscription Radio Service Regulations 2003

- h) Television Broadcasting Service Regulations 1987
- i) Films (Control of Exhibition) Act 1959
- j) Prohibited Publications Act 1963
- k) Political Broadcasting Directions 1980
- l) Telecommunications Radio (Stock) Regulations 1987
- m) Sound Broadcasting Service Regulations 1994
- n) Satellite Network Notification and Coordination Regulations 2007
- o) Government Fees Act 1965
- p) Government Authorities (Fees) Act 1971
- q) Class One Radio (Broadcasting Service And Subscription Radio Service In the Broadcasting Frequency Bands) Regulations 1987

Section B: 1) Functions, powers, duties of the Authority [s5(1)b]

Broadcasting and Telecommunications Commission Boards -Provides Ministerial Advice, Review Broadcasting Complaints, Review Broadcasting Licenses and Rate films.

Administrative matters

Satellite Administration – OFCOM (Office of Communications) - filing and operational matters

Administration of Dept Accounts

Director of DOT to act as Secretary for Telecommunications & Broadcasting Commissions

- a) Duty to oversee Broadcasting and Telecommunication issues
- b) Inspector powers given by the Minister
- c) Inspections of facilities (broadcasting, television)
- d) Duty of Administration for Broadcasting Commission and Telecommunications Commission
- e) Ensure that the Public Interest is protected and broaden the access to affordable telecommunication services
- f) Encourage investment and promote innovation in telecommunications infrastructure
- g) Duty to ensure compliance with the convention of the International Telecommunications Union (ITU).
- h) Collection of data from industry

Section B: 2) Obligations under PATI Act [s5(1)b]

To provide an **information statement** for the public and promulgate it [s5],

- To provide **other information** to the public so that the public needs only to have minimum resort to the use of the Act to obtain information [s6]. This includes:

- General information, e.g. activities of the Authority
 - Log of all information requests and their outcome
 - Quarterly expenditure (upon request) [s6(5)]
 - Contracts valued at \$50,000 or more.
- To **respond to information requests** in a timely manner [s12-16]
 - To **track information requests**, and provide this data to the Information Commissioner
 - To respond to requests from the Information Commissioner [s9]
 - To **amend personal information** held by the Authority that it is wrong or misleading following a written request by the person to whom the information relates [s19]
 - To conduct an **internal review** if formally requested [part 5]
 - To give evidence for **review by the Information Commissioner** [part 6, 47(4)], or for **judicial review** [s49], if required
 - To provide an **annual written report** to the Information Commissioner of the status of information requests [s58 (3)].
 - **To do anything else as required** under the PATI Act and subsequent Regulations [s59, 60], including:
 - **Fees** for Requests for information
 - Management and maintenance of **records**
 - **Procedures** for administering the Act
 - To **train staff and make arrangements** so as to facilitate compliance with the Act [s61]
 - To **designate one of its officers** to be the person to whom requests are directed [s62]

Section C: Services and Programmes [s5(1)c]

Services:

- a) The Broadcasting Commissioners control broadcasting content and political broadcasts. In addition, the Commissioners rate films and advise the Minister on related matters.
- b) The Telecommunications Commission advises the Minister on Broadcasting Licenses.
- c) Telecommunications Regulatory support services
- d) Managing the filing and coordination of satellite networks
- e) Maintenance of the Emergency Broadcast System
- f) Collection of ITU Data from Industry
- g) Manage Public Documents – licenses and complaints

Section D: Records and documents held [s5(1)d]

- a) Public Telecommunications Service Licences
- b) Carrier Tariffs
- c) Class 1 Radio Station Construction Certificates
- d) Class 2 Experimental Licences
- e) Class 3 Amateur HAM Radio Licences
- f) Class 4 Construction Authorization
- g) Class 4 (two-way) Radio Station Licences
- h) Class 5 (Small Craft) Radio Licenses
- i) Class 6 (Aircraft) Radio Station Licences
- j) Application for Class 7 (Special Service) Radio Licences
- k) Class 8 CB Radios
- l) Class 9 Radio (Maritime Mobile Service)
- m) Class 11 (Aeronautical And Maritime Land Services) Radio Station Construction Permits
- n) Dealer Stock Licence
- o) Satellites Administration
- p) Carrier Fees Records
- q) Broadcasting Licenses
- r) Cable TV licenses
- s) Exemption Orders

Section E: Administration (all public access) manuals [s5(1)e]

Section F: Decision-making documents [s5(1)f]

- Government of Bermuda Conditions of Employment and Code of Conduct
- Collective Bargaining Agreement between the Government of Bermuda and the BPSU
- Dignity at Work Policy and Complaints Procedures
- Have to be compliant with the Act.

Section G: The Information officer [s5(1)g]

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Section H: Any Other Information [s5(1)h]

N/A

Section I: Any Other Information To be Provided? [s5(1)i]

N/A

Section J: Information Statement: Copies and Updates [s5(2,3,4,5)]

Every public authority shall update its information statement at least once a year, and make it available for inspection by the public at reasonable times by [s5(1-5), PATI Act]:

Date Information Statement was updated:

Locations of Information Statement:

Confirm copies of Information Statement are available at the following sites:

- Your principal office: (Corner House 4th Floor, 20 Parliament Street, Hamilton)
- The Bermuda National Library; Y/N
- The Bermuda Archives; Y/N
- Available electronically, Y/N
- Website for public authority (www.mtec.bm). Y/N
- Have you published a notice in the Gazette indicating the places where the information statement is available for the public? Y/N
- With the Information Commissioner. Y/N

Sign and Date:

[Signature] 31 March 2015