

ANNUAL ICT DATA COLLECTION RULE, 2014

1. NAME OF RULE

- (1) This rule is the *Annual ICT Data Collection Rule, 2014*.

2. PRELIMINARY

- (1) This rule is made by NICTA pursuant to its powers under Section 218 of the *National Information and Communications Technology Act, 2009*.

3. COMMENCEMENT

- (1) This rule commences on the date on which it is notified in the *National Gazette*.

4. INTERPRETATION

- (1) In this rule, unless the contrary intention appears —
- (a) “Act” means the *National Information and Communications Technology Act, 2009* and includes any regulations made under that Act;
 - (b) “ICT Data” means the information identified and defined in Schedule 1 to this Rule;
 - (c) “nominated email address” means the email address specified in this Rule;
 - (d) “rule” or “Rule” means this rule, the Annual ICT Data Collection Rule, 2014;
 - (e) “Schedule 1” means the Microsoft Excel electronic workbook file located in the Public Register (on the website: www.nicta.gov.pg) under the submenu titled “NICTA Annual ICT sector data request”, and updated by NICTA from time to time, which constitutes the Schedule to this Rule;
- (2) Each of the following terms used in this rule has the meaning given to it by the Act —
- (a) ICT;
 - (b) ICT Service;
 - (c) Individual Licensee;
 - (d) NICTA; and
 - (e) Public Register.

5. ANNUAL SUBMISSION OF CERTAIN INFORMATION

- (1) All Individual Licensees shall submit to NICTA the ICT data specified in Schedule 1 to this Rule that relates to the ICT services that are supplied by the licensee.
- (2) Individual Licensees shall submit the ICT data to NICTA —
- (a) Electronically via email to ict.data@nicta.gov.pg the nominated email address;
 - (b) in the form of a Microsoft Excel electronic workbook file using the format set out in the Microsoft Excel electronic workbook file that constitutes Schedule 1 to this Rule; and
 - (c) by 31st January each year.

6. COLLECTION OF BASELINE DATA

- (1) Within the first six months of the commencement of this Rule, NICTA may request an Individual Licensee to submit, pursuant to Section (5), ICT data that relates to the five calendar years between January, 2008 and December, 2013.
- (2) For the avoidance of doubt, NICTA may seek ICT data of the type described in subsection 6(1) after the expiry of six (6) months but in that case the request would be pursuant to NICTA’s information gathering powers under Part XII of the Act.

Dated this 24th day of July, 2104.

K.GULO-VUI,
Acting Chief Executive Officer.