WHEREAS it is expedient to amend the Telecommunications Act 1986:

Be it enacted by The Queen’s Most Excellent Majesty, by and with the advice and consent of the Senate and the House of Assembly of Bermuda, and by the authority of the same, as follows:

Short title

1 This Act may be cited as the Telecommunications Amendment Act 2000.

Inserts new section 53A in Act No. 35 of 1986

2 The Telecommunications Act 1986 is amended by inserting next after section 53 the following—

"Prohibition of callback services

53A (1) Any person who provides any callback telecommunication service commits an offence:

Punishment on summary conviction: a fine of $50,000 or imprisonment for 2 years or both such fine and imprisonment."
(2) In this section—

“callback telecommunication service” means any
telecommunication service from Bermuda to a
destination outside Bermuda where such service is
not initiated, processed or billed through a
telecommunications carrier licensed in Bermuda;
and includes the telecommunication callback
services specified in the Third Schedule.

(3) The Minister may by order subject to the negative
resolution procedure replace, add to or vary the Third
Schedule.”.

**Inserts Third Schedule in Act No. 35 of 1986**

3 The Telecommunications Act 1986 is amended by inserting next
after the Second Schedule the following—

**THIRD SCHEDULE** (Section 53A(2) )

**CALLBACK TELECOMMUNICATION SERVICES**

(1) In this Schedule, "call" includes a communication by
telephone, facsimile, electronic or other communications
medium.

(2) Section 53A(2) includes any sequence of actions in
which—

(a) a call is made from a number in Bermuda to a
telecommunication service provider located outside
Bermuda and the provider makes a call to a number
in Bermuda or causes such a call to be made
following which a caller inputs call details;

(b) a call is made from a number in Bermuda to a
telecommunication service switch located outside
Bermuda and the switch automatically makes a call
to a number in Bermuda or causes such a call to be
made following which a caller inputs call details;

(c) a call is made from a number in Bermuda to a
telecommunication service switch located outside
Bermuda, details are given relating to the identity of
a caller in Bermuda and the location of a number in
Bermuda and the switch automatically makes a call
to a number in Bermuda or causes such a call to be made following which a caller inputs call details;

(d) a call is made from a number in Bermuda to a telecommunication service switch located outside Bermuda, call details are given and the switch makes a call or a call attempt or causes such call or call attempt to be made to a destination outside Bermuda in accordance with the call details before connecting that call with a number in Bermuda.".