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**ADVISORY GUIDELINES**  
**ON**  
**EQUIPMENT IMPORTATION & TYPE APPROVAL**  
*Section 9 Telecommunications Order, 2001*

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EFFECTIVE DATE: 13 DECEMBER 2019

## CONTENTS

1. BACKGROUND AND OBJECTIVE .....	<b>3</b>
2. REGULATORY POWERS.....	<b>3</b>
3. GENERAL.....	<b>4</b>
4. EQUIPMENT TYPE APPROVAL.....	<b>4</b>
5. EQUIPMENT IMPORT PERMIT.....	<b>7</b>
SCHEDULE 1: TERMS AND CONDITIONS FOR TYPE APPROVAL .....	<b>8</b>
SCHEDULE 2: DEALER TYPE APPROVAL FEES .....	<b>10</b>
SCHEDULE 3: IMPORT PERMIT FEES .....	<b>11</b>

## 1. BACKGROUND AND OBJECTIVE

- 1.1. These Advisory Guidelines describe the requirements and processes for importation and type approval of **telecommunications and radio-communications equipment** (collectively referred to as “**equipment**”) into Brunei Darussalam.

The definition of *Equipment, Radio-communications and Telecommunications* are contained in the *Telecommunications Order, 2001* as follows:

- 1.1.1. “*Equipment*” means any appliance, apparatus or accessory used or intended to be used for telecommunication purposes;
- 1.1.2. “*Radio-communications*” means any telecommunication by means of Hertzian or radio waves;
- 1.1.3. “*Telecommunications*” means a transmission, emission or reception of signs, signals, wiring, images, sounds or intelligence of any nature by wire, radio, optical or other electro-magnetic systems whether or not such signs, signals, writing, images, sounds or intelligence have been subjected to rearrangement, computation or other processes by any means in the course of their transmission, emission or reception.
- 1.2. The Authority reserves the right to change, revise and/or revoke these Advisory Guidelines from time to time as it sees fit and without prior notice.
- 1.3. These Advisory Guidelines take effect from 13 December 2019.

## 2. REGULATORY POWERS

- 2.1. These Advisory Guidelines are issued under *Section 28 of the Telecommunications Order, 2001*.
- 2.2. *AITI Order, 2001*
- 2.2.1. *Section 6(1)(h)*: It shall be the function and duty of the Authority to exercise licensing and regulatory functions in respect of telecommunication systems and services in Brunei Darussalam, including the establishment of standards and codes relating to equipment attached to telecommunication and radio-communication systems, and any equipment or software used as an adjunct to or in conjunction with such systems and the monitoring of and access to such equipment and software;
- 2.2.2. *Second Schedule, Section 3*: To levy such charges and fees for the granting of such licences, spectrum rights, administration of spectrum registrations, equipment approvals and other services provided by the Authority as may in its opinion be appropriate.
- 2.2.3. *Second Schedule, Section 12*: To control and regulate the importation of, dealing in and use of telecommunication equipment.
- 2.3. *Telecommunications Order, 2001*

2.3.1. **Section 9(1)**

Any equipment to be used for connection to any telecommunication system or equipment belonging to a telecommunication licensee shall be approved by the Authority before use.

**3. GENERAL**

3.1. Requirements to import equipment for use in Brunei Darussalam, whether for personal<sup>1</sup> or commercial purposes<sup>2</sup>, are:

- 3.1.1. Type Approval; and
- 3.1.2. Import Permit.

3.2. Type Approval must first be obtained before an Import Permit. This is to ensure that equipment imported is suitable for use in Brunei Darussalam.

3.3. No person shall:

- 3.3.1. furnish any false or misleading information to the Authority for the purpose of obtaining the approval of the Authority; or
- 3.3.2. falsify or fabricate any decision that the Authority may make upon the application for approval.

3.4. Where any person contravenes paragraph 3.3 any approval or permit issued to that person shall be null and void.

3.5. The Authority may direct:

- 3.5.1. a person who operates equipment to cease operating such equipment; and/or
- 3.5.2. a person who imports any equipment to produce it for testing or inspection by the Authority;

and that person shall comply with such direction at his own expense and/or send, at his own expense, any such equipment for certification or testing by any local or foreign body recognised by the Authority.

**4. EQUIPMENT TYPE APPROVAL**

4.1. The Authority issues Type Approval for equipment to ensure that:

- 4.1.1. they meet internationally recognised technical and safety standards;
- 4.1.2. will not cause frequency interference; and

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<sup>1</sup> Non-commercial purposes i.e. own use.

<sup>2</sup> Importation for commercial purpose includes sale, resale, rental, lease, testing, demonstration and other purposes that has commercial value.

- 4.1.3. will not cause harm to telecommunications systems and infrastructure in Brunei Darussalam.
- 4.2. The application shall be made to the Authority in the form specified and shall be accompanied by the documentation and fees required.
- 4.3. The Authority reserves the right to reject applications which do not comply with the requirements specified in these Advisory Guidelines.
- 4.4. The Terms and conditions for Type Approval are contained in **Schedule 1**.
- 4.5. The two (2) categories of Type Approval are as follows:
- 4.5.1. Dealer Type Approval; and
- 4.5.2. Personal Type Approval.
- 4.6. Dealer Type Approval
- 4.6.1. Dealer Type Approval is required for importation of equipment for commercial purposes.
- 4.6.2. Applicants must hold a valid Dealer Licence before it can apply for Dealer Type Approval.
- 4.6.3. Dealer Type Approval is valid from a minimum of one (1) year up to five (5) years from the issuance date.
- 4.6.4. Equipment is categorised into three (3) levels based on the risk of interference that may be expected from the equipment. Each level has specific requirements for compliance with relevant standards. This is illustrated in **Table 1** below.
- 4.6.5. For Level 2 and Level 3 equipment, the declaration of conformity to be attached to the application shall be based on certification or test reports that states that the equipment for which Type Approval is being applied for is designed and constructed in accordance with international standards and specifications as recognised by the Authority.
- 4.6.6. Type Approval for Level 1 equipment is also known as **Equipment Registration**.

**TABLE 1: DEALER TYPE APPROVAL APPLICATION REQUIREMENTS**

	LEVEL 1	LEVEL 2	LEVEL 3
<b>Description</b>	Non-compliance would have a low risk of causing interference to other equipment using the radio frequency spectrum and the telecommunications network.	Non-compliance would have a moderate risk of causing interference to other equipment using the radio frequency spectrum and the telecommunications network.	Non-compliance would have a high risk of causing interference to other equipment using the radio frequency spectrum and the telecommunications network.

	LEVEL 1	LEVEL 2	LEVEL 3
	<i>Example: Short Range Devices (SRDs).</i>	<i>Example: Marine Radio.</i>	network or impact on personal safety. <i>Example: Repeater Station.</i>
<b>Documents required</b>	(a) Technical specifications and/or equipment brochure. (b) Picture of the equipment	(a) Technical specifications and/or equipment brochure. (b) Test Report or Certificate of Conformity for the equipment. (c) Picture of the equipment.	(a) Technical specifications and/or equipment brochure. (b) Test Report or Certificate of Conformity for the equipment*. (c) Picture of the equipment.
<b>Processing time</b>	Immediately	Seven (7) working days	Seven (7) working days

4.6.7. The Dealer Type Approval fees as listed in **Schedule 2** shall be paid to the Authority once the application is approved.

#### 4.7. Personal Type Approval

4.7.1. Personal Type Approval is needed for importation of equipment for personal i.e. non-commercial use. Applicants can be individuals, Government agencies and locally registered businesses who intends to import and use the equipment.

4.7.2. Personal Type Approval can only be used once and applicants must submit the following together with their application:

- (a) Details of equipment imported, including brand, model and quantity;
- (b) Technical specifications and/or equipment brochure; and
- (c) Notice of Seizure issued by the Royal Brunei Customs and Excise Department, or the shipping detail or Airway Bill.

4.7.3. The Personal Type Approval fee is calculated based on the quantity and type of equipment. The first five (5) pieces of equipment of the same type as categorised below are exempted from the fees e.g. Bluetooth Speaker and Bluetooth headset are considered as same type of equipment. However, the subsequent units i.e. sixth piece of equipment onwards of the same type will be charged at BND 50 each.

- Telephone System
- Fax
- PABX/KTS
- ADSL Modem (Fixed)
- Audio and Video Conferencing

- Short Range Devices (SRD)<sup>3</sup>
- Voice Over IP (VOIP)
- Remote Control TX for Car
- Remote Control TX for Aircraft
- Pager
- Cordless Telephone System
- Amateur Radio
- Marine Radio
- Satellite Phone/Phone Cell
- Kristal Astro
- Satellite Receiver
- Mobile Phones
- Modem (Wireless)
- Base Station
- Radar
- Radio Data Transceiver
- High Power Radio Equipment
- Radio Transceiver for Aeronautical
- Walkie-talkie
- Repeater Station

4.7.4. Applications for Personal Type Approval are processed together with a Private Import Permit.

4.7.5. For approved Private Import Permit applications which consist of more than five (5) pieces of equipment of the same type, a Personal Type Approval certificate and Private Import Permit will be issued.

4.7.6. For approved Private Import Permit applications which consist of a maximum of five (5) pieces of equipment of the same type, only Private Import Permit will be issued.

## 5. EQUIPMENT IMPORT PERMIT

5.1. Import Permits are issued to authorise the importation of equipment into Brunei Darussalam.

5.2. There are four (4) categories of Import Permits:

5.2.1. **Dealer Import Permit:** This is issued to valid Dealer Licence holders who have also obtained Dealer Type Approval of the equipment.

5.2.2. **Private Import Permit:** This is issued together with Personal Type Approval for personal importation of equipment.

5.2.3. **Demo/Trial Import Permit:** This is issued when the equipment will only be used for demonstration or trial purposes where the equipment will be exported after the completion of the demonstration or trial.

5.2.4. **Implicit Import Permit:** This is issued when the equipment does not require any Type Approval. Examples are antennas which connect to a repeater station (the repeater station requires Type Approval but the antenna does not).

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<sup>3</sup> SRDs which are Bluetooth only, will be exempted fees. However, applicants still need to obtain approval before use.

- 5.3. The application must be made to the Authority in such manner as the Authority may determine and must be accompanied by the documentation described in **Table 2** below and the fees are listed in **Schedule 3**.
- 5.4. All Import Permits are valid for **two (2) weeks** from the issuance date and can only be used once. Expired Import Permits cannot be extended and if still required, the importer must apply for a new Import Permit application.

**TABLE 2: IMPORT PERMIT APPLICATION REQUIREMENTS**

CATEGORIES	DOCUMENTS REQUIRED	PROCESSING PERIOD
<b>Dealer Import Permit</b>	(a) Detention Receipt or Notice of Seizure issued by the Royal Brunei Customs & Excise Department; or (b) Shipment details or Airway Bill.	Two (2) working days
<b>Private Import Permit<sup>4</sup></b>	(a) Detention receipt or Notice of Seizure issued by the Royal Brunei Customs & Excise Department; or (b) Shipment details or Airway Bill.	Two (2) working days
<b>Implicit Import Permit</b>	(a) Detention Receipt or Notice of Seizure issued by the Royal Brunei Customs & Excise Department; or (b) Shipment details or Airway Bill.	Two (2) working days
<b>Demo/Trial Import Permit</b>	An application letter containing the following information: (a) Period of operating the equipment; (b) Location of operating equipment; (c) Frequency(ies) detail (if any) and whether these frequencies have been applied for if needed; and (d) Supporting letter from the customer whom the demonstration or trial is being conducted for.	Two (2) working days

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<sup>4</sup> Application is processed together with Personal Type Approval.



## SCHEDULE 1: TERMS AND CONDITIONS FOR TYPE APPROVAL

1. The equipment to be submitted shall be compatible with defined acceptable technical parameters.
2. The Authority reserves the right to reject applications for Type Approval or to make changes to the terms and conditions without early notice.
3. Dealers are not permitted to use the Authority's logo in their advertisements.
4. Dealers must not impute that Type Approval by the Authority means anything more than:
  - (a) The equipment meets internationally recognised technical and safety standards;
  - (b) The equipment should not cause frequency interference; and
  - (c) The equipment should not cause harm to telecommunications systems and infrastructure in Brunei Darussalam.

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**SCHEDULE 2: DEALER TYPE APPROVAL FEES**

Fees will be calculated based on the **type of equipment per brand and model** imported as listed below:

EQUIPMENT LEVEL	EQUIPMENT TYPE	FEES (BND)				
		1 YEAR VALIDITY	2 YEARS VALIDITY	3 YEARS VALIDITY	4 YEARS VALIDITY	5 YEARS VALIDITY
<b>Level 1</b>	Telephone System	BND 20	BND 40	BND 60	BND 80	BND 100
	Fax					
	PABX/KTS					
	ADSL Modem (Fixed)					
	Audio and Video Conferencing					
	Short Range Devices (SRD)*					
Voice Over IP (VOIP)						
<b>Level 2</b>	Remote Control TX for Car	BND 30	BND 60	BND 90	BND 120	BND 150
	Remote Control TX for Aircraft	BND 40	BND 80	BND 120	BND 160	BND 200
	Pager	BND 50	BND 100	BND 150	BND 200	BND 250
	Cordless Telephone System					
	Amateur Radio					
	Marine Radio					
	Satellite Phone/Phone Cell					
	Kristal Astro					
Satellite Receiver						
<b>Level 3</b>	Mobile Phones	BND 50	BND 100	BND 150	BND 200	BND 250
	Modem (Wireless)					
	Base Station					
	Radar					
	Radio Data Transceiver					
	High Power Radio Equipment					
	Radio Transceiver for Aeronautical					
	Walkie-talkie					
Repeater Station						

*\*For Bluetooth only will be exempted from the fee. However, applicant still need to obtain approval before use.*

### SCHEDULE 3: IMPORT PERMIT FEES

TYPE OF IMPORT PERMITS	IMPORT PERMIT FEES
Dealer Import Permit	BND 20.00 per unit imported and only applicable to <b>certain types of equipment</b> as indicated in the left column on the table below.
Private Import Permit	
Implicit Import Permit	No charges.
Demo/Trial Import Permit	BND 20.00 per unit imported and only applicable to equipment that requires <b>Type Approval</b> .

EQUIPMENT SUBJECT TO FEES (BND20.00 PER UNIT IMPORTED)	EQUIPMENT EXEMPTED FROM IMPORT PERMIT FEES
<ul style="list-style-type: none"> <li>a. Amateur Radio</li> <li>b. Marine Radio</li> <li>c. Satellite Phone/Phonecell</li> <li>d. Kristal Astro</li> <li>e. Satellite Receiver</li> <li>f. Telex</li> <li>g. Walkie Talkie</li> <li>h. Security System with Telephone</li> <li>i. Security System</li> <li>j. Base Station</li> <li>k. Temporary Equipment</li> <li>l. Remote Control Transmitter</li> </ul>	<ul style="list-style-type: none"> <li>a. Mobile Phones</li> <li>b. Cordless Telephone System</li> <li>c. Key Telephone System</li> <li>d. PABX</li> <li>e. Fax with Handset</li> <li>f. Fax with Cordless Set</li> <li>g. Fax</li> <li>h. Modem</li> <li>i. Video Conferencing System</li> <li>j. Audio Conferencing System</li> <li>k. Multifeature Phone</li> <li>l. Pager</li> <li>m. Caller ID</li> <li>n. Standard Telephone</li> <li>o. Telephone Answering System</li> <li>p. Short Range Device (SRDs)</li> <li>q. Receiving &amp; Transmitting Antenna</li> </ul>

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