

**Annex 5 – DRAFT
Wireless Telegraphy
(Limitation of Number
of Licences) Order
[2024]**

STATUTORY INSTRUMENTS

[2024] No. [***]

ELECTRONIC COMMUNICATIONS

The Wireless Telegraphy (Limitation of Number of Licences) Order [2024]

Made - - - - ***

Coming into force - - ***

The Office of Communications (“OFCOM”) make the following Order in exercise of the powers conferred by section 29(1) to (3) of the Wireless Telegraphy Act 2006(a) (the “Act”).

Before making this Order, OFCOM have given notice of their proposal to do so in accordance with section 122(4)(a) of the Act, published notice of their proposal in accordance with section 122(4)(b) of the Act, and considered the representations made to them before the time specified in the notice in accordance with section 122(4)(c) of the Act.

Citation, commencement and extent

1.—(1) This Order may be cited as the Wireless Telegraphy (Limitation of Number of Licences) Order [2024] and shall come into force on * * *.

(2) This Order shall not extend to the Channel Islands and the Isle of Man.

Limitation of licences

2.—(1) The Office of Communications (“OFCOM”) shall grant a limited number of wireless telegraphy licences of the Spectrum Access High Density licence class for the use of radio frequencies in the following frequency bands—

- (a) 25.1 to 27.5 gigahertz; and
- (b) 40.5 to 43.5 gigahertz.

(2) In determining the number of licences of the Spectrum Access High Density licence class to be granted for the use of these radio frequencies and the persons to whom the licences will be granted, OFCOM shall apply the procedure set out in the Wireless Telegraphy (Licence Award) Regulations [2024](b).

[name]

Group Director of Spectrum

For and by the authority of the Office of Communications

[Date * * *]

(a) 2006 c.36.
(b) S.I. 2024/* * *.

EXPLANATORY NOTE

(This note is not part of the Order)

This Order specifies the radio frequencies for which the Office of Communications (“OFCOM”) will grant wireless telegraphy licences.

Article 2(1) provides that a limited number of Spectrum Access High Density licences will be granted for the use of specified frequencies. Article 2(2) sets out the criteria that OFCOM will apply in determining the limit on the number of licences and the persons to whom the licences will be granted.

A full regulatory impact assessment of the effect of this Order is available to the public from the OFCOM’s library at Riverside House, 2A Southwark Bridge Road, London, SE1 9HA (Tel. 020 7981 3000) and on OFCOM’s website at www.ofcom.org.uk. Copies of this assessment have also been placed in the library of both Houses of Parliament.

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