

Wireless Telegraphy Act 2006

## Notification of RECOGNISED SPECTRUM ACCESS (RSA) grant by the Office of Communications (“Ofcom”) under section 18 of the Wireless Telegraphy Act 2006 (“the Act”)

Product Code	<b>551020</b>
RSA grant reference number	<RSA>
RSA	<RSA_No>
RSA grant holder	<RSA_Name>
RSA grant holder address	<Address>
Date of granting	<Issue_Date>
RSA start date	<Date>
RSA renewal date	<Ren_Date>
Fee payment date	<Pay_Date>

### PART 1 - GENERAL

1. In granting this Recognised Spectrum Access (“RSA”) the Office of Communications (“Ofcom”) recognises the use of frequencies in the electromagnetic spectrum in Schedule 1 by

<Address>

<Address>

<Address>

for wireless telegraphy subject to the conditions and restrictions in the terms below.

### RSA Term

2. This grant of RSA shall commence on <Issue\_Date> and continue in force unless revoked by Ofcom in accordance with paragraph 3.

### Revocation and Variation of RSA

3. Pursuant to Schedule 2 to the Act Ofcom may only revoke this RSA:
  - a. at the request of, or with the consent of the grantee; or
  - b. with 5 years notice served on the grantee; or
  - c. immediately (subject to the procedures in the Act) if it appears to Ofcom to be necessary or expedient to revoke the RSA for the purposes of complying with a

- direction by the Secretary of State given to Ofcom under section 5 of the Act, or under sections 5 and 132 of the Communications Act 2003; or
- d. immediately (subject to the procedures in the Act) in accordance with any international statutory obligations placed on Ofcom under European Community or other agreement which may affect the spectrum recognised; or
  - e. if there has been a failure to pay the fee prescribed in accordance with paragraph 8; or
  - f. if there has been a material breach of any of the terms of this RSA by the grantee; or
  - g. if, in connection with the transfer or proposed transfer of rights and obligations arising by virtue of this RSA, there has been a breach of any provision of any regulations made by Ofcom under the powers conferred by section 30 of the Act.
- 4. The grantee may surrender all or part of this RSA at any time during the term.
  - 5. Where Ofcom exercises its power to revoke or vary this RSA in accordance with Schedule 2 to the Act, the grantee shall be notified in writing.

### **Changes**

- 6. This RSA is transferable.
- 7. The RSA grantee must give immediate notice to Ofcom in writing of any changes in the details of the name and address from that recorded above.

### **RSA Fees**

- 8. The grantee shall pay Ofcom the relevant sums as provided in the fee regulations made from time to time under section 21 of the Act, payable;
  - a. on or before the date of this RSA; and
  - b. on or before the payment date shown on this RSA for subsequent payments or such other date or dates as shall be notified in writing to the holder (if this RSA Grant is renewable),in accordance with those fee regulations and any relevant terms of this RSA, failing which Ofcom may revoke this grant of RSA.
- 9. If this RSA is surrendered or revoked, no refund, whether in whole or in part of any amount which is due under the terms of this RSA or provided for in any regulations made by Ofcom under section 21 of the Act will be made, except at the absolute discretion of Ofcom and in accordance with those regulations.

## **PART 2 – RECOGNISED SPECTRUM USE**

### **Recognised location of spectrum use**

10. The spectrum use recognised by this RSA is at the locations of the wireless telegraphy stations which are specified in Schedules 1.

### **Recognised purpose of spectrum use**

11. This RSA applies in relation to receive-only use of the electromagnetic spectrum for wireless telegraphy at ground level at the locations specified in Schedules 1.

### **Recognised frequencies**

12. The frequency bands of use recognised in this RSA are specified in Schedules 1.

### **Recognised interference levels**

13. At the input to the receivers of the stations identified in Schedule 1, the recognised maximum long term single entry level of interference, arising from other authorised users who operate within the recognised frequencies identified in column 3 of Schedule 1, is set out in column 4 of Schedule 1 (the “single entry interference level”).
14. In recognising use of the radio spectrum by the grantee, Ofcom undertakes to take the RSA into account when carrying out the functions referred to in section 20(1) of the Act to the same extent as Ofcom would take into account a wireless telegraphy licence with terms, provisions and limitations making equivalent provision and, in that regard, subject to paragraphs 15 and 16, when granting wireless telegraphy licences under section 8 of the Wireless Telegraphy Act 2006 and making grants of recognised spectrum access under the Act, Ofcom will not authorise transmissions -
  - a. Where the effect of such a grant would be to increase the level of radio emissions received at the input to the receiver of the station whose location is stated in Schedule 1, above the single entry interference level set out in column 4 of Schedule 1.
15. Notwithstanding paragraph 14, Ofcom will authorise transmissions by grant of a wireless telegraphy licence or by a grant of recognised spectrum access where it appears to Ofcom to be requisite or expedient to do so -
  - a. in the interests of national security, or
  - b. for the purposes of complying with a European Community obligation of the United Kingdom or with any international agreement or arrangement to which the United Kingdom is a party;
  - c. for the purposes of complying with a direction by the Secretary of State given to Ofcom under section 5 of the Communications Act 2003 or section 5 of the Wireless Telegraphy Act 2006.

16. Nothing in this grant of RSA provides any undertaking in relation to any interference (including harmful interference) which may arise from factors and sources outside Ofcom's control including, without limitation, natural phenomena such as atmospheric pressure, unlicensed users, users outside the United Kingdom and licence exempt use.

### **Interpretation**

17. In this grant of RSA:
  - a. "wireless telegraphy" has the meaning set out in section 116 of the Act
  - b. "dBW/MHz" means decibels relative to one Watt of power per bandwidth of one MegaHertz of frequency

**SCHEDULE 1**

<b>RSA Grant No</b>	xxx	<b>Grant version date</b>	xxx	<b>Payment Interval</b>	1 Year
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<b>RSA Centre Point</b>	UK NGR
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<b>Earth Station Deployment</b>	<b>Site Name</b>	<b>Antenna Size</b>
ESXXXXXXXX	xxx	xxx

<b>Earth Station Name</b>	<b>Earth Station NGR</b>	<b>Recognised frequencies MHz</b>		<b>Single entry interference level (dBW/MHz)</b>
		<b>From</b>	<b>To</b>	
ES-1	xxx	xx	xx	xx

<b>Earth Station Deployment</b>	<b>Site Name</b>	<b>Antenna Size</b>
ESYYYYYY	xxx	xxx

<b>Earth Station Name</b>	<b>Earth Station NGR</b>	<b>Recognised frequencies MHz</b>		<b>Single entry interference level (dBW/MHz)</b>
		<b>From</b>	<b>To</b>	
ES-2	xxx	xx	xx	xx