

**2011 No. 438**

**ELECTRONIC COMMUNICATIONS**

**The Wireless Telegraphy (Crown Recognised Spectrum Access)  
(Amendment) Regulations 2011**

*Made* - - - - - *17th February 2011*

*Coming into force* - - - - - *14th March 2011*

The Office of Communications (“OFCOM”), in exercise of the powers conferred by section 18(1)(b) and Schedule 2, paragraph 1 of the Wireless Telegraphy Act 2006<sup>(a)</sup> (“the Act”), make the following Regulations.

Before making the Regulations, 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 have considered the representations made to them before the time specified in the notice in accordance with section 122(4)(c) of the Act.

**Citation and commencement**

1. These Regulations may be cited as the Wireless Telegraphy (Crown Recognised Spectrum Access) (Amendment) Regulations 2011 and shall come into force on 14th March 2011.

**Amendment of the Wireless Telegraphy (Crown Recognised Spectrum Access) Regulations 2009**

2. The Schedule to the Wireless Telegraphy (Crown Recognised Spectrum Access) Regulations 2009<sup>(b)</sup> is amended by inserting, after “429–430 Megahertz”—

“3400–3480 Megahertz  
3500–3580 Megahertz”

17th February 2011

*Ed Richards*  
Chief Executive of the Office of Communications  
for and by the authority of the Office of Communications

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(a) 2006 c.36  
(b) S.I. 2009/16

## EXPLANATORY NOTE

*(This note is not part of the Regulations)*

These Regulations amend the Wireless Telegraphy (Crown Recognised Spectrum Access) Regulations 2009 (S.I. 2009/16) (“the Principal Regulations”).

The Principal Regulations provide for the circumstances of use for which grants of recognised spectrum access may be made by the Office of Communications (“OFCOM”) to the Crown. Those circumstances are where a wireless telegraphy station or wireless telegraphy apparatus is operated within any of the frequency bands listed in the Schedule by or on behalf of the Crown.

Regulation 2 of these Regulations amends the Schedule of the Principal Regulations to include two additional frequency bands.

A full regulatory impact assessment of the effect that these Regulations will have on the costs to business is available to the public from the OFCOM library at Riverside House, 2a Southwark Bridge Road, London SE1 9HA (Tel: 020 7981 3000) or on the OFCOM website at [www.ofcom.org.uk](http://www.ofcom.org.uk). Copies of the report have also been placed in the libraries of both Houses of Parliament.

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