Changes to legislation: *There are outstanding changes not yet made by the legislation.gov.uk editorial team to The 823–832 MHz and 1785–1805 MHz etc. Frequency Bands (Management) Regulations 2015. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes*

STATUTORY INSTRUMENTS

2015 No. 1658

ELECTRONIC COMMUNICATIONS

The 823–832 MHz and 1785–1805 MHz etc. Frequency Bands (Management) Regulations 2015

Made - - - -	*7th September 2015*
Laid before Parliament	*9th September 2015*
Coming into force - -	*2nd October 2015*

The Secretary of State, being a Minister designated [F1] for the purposes of section 2(2) of the European Communities Act 1972 [F2] in respect of matters relating to electronic communications, in exercise of the powers conferred by that section makes the following Regulations:

F1 S.I. 2001/3495. This has been amended, but the amendments are not relevant for the purposes of these Regulations.

F2 1972 c. 68. Section 2(2) was amended by section 27 of the Legislative and Regulatory Reform Act 2006 (c. 51) and section 3 of, and Part I of the Schedule to, the European Union (Amendment) Act 2008 (c. 7).

Citation, commencement and interpretation

1. These Regulations may be cited as the 823–832 MHz and 1785–1805 MHz etc. Frequency Bands (Management) Regulations 2015 and come into force on 2nd October 2015.

2. In these Regulations—

"Commission Decision" means Commission Implementing Decision 2014/641/EU of 1st September 2014 on harmonised technical conditions of radio spectrum use by wireless audio programme making and special events equipment in the Union [F3];

"OFCOM" means the Office of Communications as established by the Office of Communications Act 2002 [F4];

"non-interference and non-protection basis" has the meaning given by Article 2 of the Commission Decision;

"wireless audio PMSE equipment" has the meaning given by Article 2 of the Commission Decision.

F3 OJ No L 263, 3.9.2014, p29.
F4 2002 c. 11.

Designation of spectrum for wireless audio PMSE equipment

3.—(1) OFCOM must carry out their functions under the Wireless Telegraphy Act 2006 [F5] so as to give effect to the obligations of the United Kingdom under the Commission Decision.

(2) OFCOM must, in particular—

(a) designate and make available, on a non-interference and non-protection basis, the 823–832 MHz and 1785–1805 MHz frequency bands for wireless audio PMSE equipment, subject to the technical conditions set out in the Annex to the Commission Decision; and

(b) designate and make available radio spectrum in addition to the spectrum covered by sub-paragraph (a) so that an additional amount of at least 30 MHz can be used for wireless audio PMSE equipment, subject to user demand and on a non-interference and non-protection basis with regard to users who have an individual right to use such spectrum.

F5 2006 c. 36.

4. Notwithstanding regulation 3(2)(a), any authorisations and rights to use spectrum in the 823–832 MHz and 1785–1805 MHz frequency bands which existed on 1st September 2014 may be continued, but only until expiry thereof and to the extent necessary.

Department for Culture, Media and Sport
7th September 2015

Ed Vaizey
Minister of State