STATUTORY INSTRUMENTS

2019 No. 951

ELECTRONIC COMMUNICATIONS

The Wireless Telegraphy (Mobile Spectrum Trading) (Amendment) Regulations 2019

Made - - - -	*20th May 2019*
Coming into force - -	*10th June 2019*

The Office of Communications ("OFCOM") make the following Regulations in exercise of the powers conferred by sections 30(1) and (3) and 122(7) of the Wireless Telegraphy Act 2006(**a**) (the "Act").

Before making these Regulations, OFCOM have given notice of their proposal to do so in accordance with section 122(4) 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 (Mobile Spectrum Trading) (Amendment) Regulations 2019 and shall come into force on 10th June 2019.

Amendment of the Wireless Telegraphy (Mobile Spectrum Trading) Regulations 2011

2. The Wireless Telegraphy (Mobile Spectrum Trading) Regulations 2011(**b**) (the "principal Regulations") shall be amended in accordance with these Regulations.

Amendment to regulation 6

3. In regulation 6 of the principal Regulations—

(a) for paragraph (b) substitute—

"(b) any sum payable in respect of that licence under—

(i) the Wireless Telegraphy (Licence Charges) Regulations 2011(**c**); or

(ii) the Wireless Telegraphy (Licence Charges for the 900 MHz Frequency Band and the 1800 MHz Frequency Band) Regulations 2018(**d**)

is owing to OFCOM because it has not been paid by the time it became due;"; and

(b) for paragraph (c) substitute—

"(c) any instalment payment is to be paid to OFCOM in respect of that licence under—

(**a**) 2006 c.36.
(**b**) S.I. 2011/1507, amended by S.I. 2013/646 and S.I. 2015/1339.
(**c**) S.I. 2011/ 1128, amended by S.I. 2012/1075, 2013/917, 2014/1295, 2015/1334, 2015/1995 and 2016/643.
(**d**) S.I. 2018/1368, as amended by S.I. 2019/127.

(i) regulation 4(8)(b) of the Wireless Telegraphy (Licence Charges) Regulations 2011; or

(ii) regulation 6(1)(b) of the Wireless Telegraphy (Licence Charges for the 900 MHz Frequency Band and the 1800 MHz Frequency Band) Regulations 2018 ".

Amendment to the Schedule

4. For the Schedule to the principal Regulations substitute—

"SCHEDULE Regulations 4 and 5

Licence Classes and Frequency Bands

Column 1	***Column 2***
Licence Classes	***Frequency bands***
Public Wireless Network	703–733 MHz
Spectrum Access	738–788 MHz
	791–821 MHz
	832–862 MHz
	880–915 MHz
	925–960 MHz
	1452–1492 MHz
	1710–1781.7 MHz
	1805–1876.7 MHz
	1899.9–1980 MHz
	2110–2170 MHz
	2350–2390 MHz
	2500–2690 MHz
	3410–3800 MHz".

Philip Marnick
Group Director of Spectrum Group
20th May 2019 For and by the authority of the Office of Communications

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend the Wireless Telegraphy (Mobile Spectrum Trading) Regulations 2011 (S.I. 2011/1507, amended by S.I. 2013/646 and S.I. 2015/1339) to include the frequency bands 703–733 MHz, 738–788 MHz and 3600–3800 MHz in the Schedule and to add a reference in regulations 6(b) and 6(c) to the Wireless Telegraphy (Licence Charges for the 900 MHz Frequency Band and the 1800 MHz Frequency Band) Regulations 2018 (S.I. 2018/1368, as amended by S.I. 2019/127).

A full regulatory impact assessment of the effect that these Regulations will have on the costs to business is available to the public from OFCOM 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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