

**This is an unofficial translation. The legally binding text is the original Czech version.**



**Czech Telecommunication Office**  
with headquarters at Sokolovská 219, Prague 9  
P.O. Box 02, Prague 025, Postcode 225 02

Prague, 27 July 2005  
Ref.: 30274/2005-613

On the basis of public consultation under Section 130 of the Act No. 127/2005 Coll., on electronic communications and on amendment to certain related acts (the Electronic Communications Act) (the “Act”) and on the basis of the decision of the Council of the Czech Telecommunication Office (the “Office”) under Section 107(8)(b)(2) of the Act, and in order to implement Section 9 of the Act, the Office as the appropriate state administration body under Section 108(1)(b) of the Act issues by Measure of General Nature this

**General Authorisation No. VO-R/18/08.2005-30**  
**for the operation of terminals in fixed wireless access networks, serving for the connection of telecommunication terminal equipment to the public communication network**

Article 1

**Introductory Provisions**

The apparatus operating conditions<sup>1),2)</sup>, relating to the operation by natural and juristic persons of transmitting radio equipment constituting part of terminals in fixed wireless access networks and serving for the connection of telecommunication terminal equipment to the public communication network (“terminal”) in the networks for which the operators received individual authorisations for the use of radio frequencies, are set out in the Act and in this General Authorisation under Section 10(1) of the Act.

Article 2

**Actual Conditions**

The actual conditions related to Section 10(1)(n) of the Act are as follows:

- a) the terminal may be operated without individual authorisation for the use of radio frequencies;

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<sup>1)</sup> Sections 73 to 75 of the Act.

<sup>2)</sup> Standard ČSN ETSI EN 301 753 – Fixed radio systems; Point-to-multipoint equipment and antennas; Generic harmonised standard for point-to-multipoint digital fixed radio systems and antennas covering the essential requirements under Article 3.2 of Directive 1999/5/EC.

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- b) this General Authorisation only applies to terminals that use the frequencies allocated to the base station operator through individual authorisation to use radio frequencies in the following frequency bands:

Frequency band – transmission	Frequency band – reception	Type of operation
3410 – 3480 MHz	3510 – 3580 MHz	duplex 100 MHz
3480 – 3500 or 3580 – 3600 MHz	3580 – 3600 or 3480 – 3500 MHz	duplex 100 MHz
25.557 – 25.781 GHz	24.549 – 24.773 GHz	duplex 1008 MHz
28.8365 – 29.0605 GHz	27.8285 – 28.0525 GHz	duplex 1008 MHz

- c) where geographic areas were delineated within the individual authorisation to use radio frequencies, it is only possible to use the frequencies and operate the terminals in those areas;
- d) the terminal may be neither electrically nor mechanically modified.

### Article 3

#### **Final Provisions**

Also considered as a terminal complying with the Government Order No. 426/2000 Coll., laying down the technical requirements for radio equipment and telecommunication terminal equipment, as amended, is any terminal for which the Office decided to approve the radio equipment in accordance with Section 10 of the Act No. 151/2000 Coll., on Telecommunications and on Amendment to Other Acts, as amended, provided that such a terminal was released to the market before 1 April 2003.

### Article 4

#### **Repealing Provisions**

This is to repeal General Licence No. GL – 38/R/2001, Ref. No. 9871/2001-613 of 19 July 2001, published in Issue 8/2001 of Telekomunikační věstník (Telecommunications Bulletin), as amended by Amendment No. 1, Ref. No. 5373/2002-24-613 of 31 May 2002, published in Issue 6/2002 of Telekomunikační věstník, and Amendment No. 2, Ref. No. 11174/2004-613 of 30 March 2004, published in Issue 4/2004 of Telekomunikační věstník.

### Article 5

#### **Effect**

This General Authorisation shall come into effect on 1 September 2005.

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## **Explanatory Memorandum**

To implement Section 9 of the Act, the Office issues General Authorisation No. VO-R/18/08.2005-30 for the operation of terminals in fixed wireless access networks, serving for the connection of telecommunication terminal equipment to the public communication network (“General Authorisation”).

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This General Authorisation is based on the principles set out in the Act and also on the frequency plans and harmonisation objectives of the European Communities, and it replaces the General Licence, which is repealed by Article 4 of the General Authorisation.

Article 2 contains the conditions of operation of user terminals in fixed wireless access networks. These conditions are based on Directive No. 1999/5/EC of the European Parliament and of the Council on radio equipment and telecommunications terminal equipment and the mutual recognition of their conformity, as well as on the requirements resulting from exercising radio spectrum administration. Within the meaning of Article 3, the provisions of these regulations do not hinder the operation of the equipment released to the market before the effective date of this General Authorisation.

As distinct from the general licences that were issued on the basis of the previous legal regulations for a fixed period of time, the general authorisation is issued with no limitation of validity. If any change occurs in the information on the basis of which the general authorisation was issued, or if there is a need to fulfil the obligations resulting from the membership of the Czech Republic in international organisations or the obligations to ensure the defence and security of the state, the general authorisation may be amended or cancelled by a procedure set out in the Act.

On the basis of Section 130 of the Act and in accordance with the Czech Telecommunication Office's Rules for consultations with the affected parties at the discussion site, the Office published on 8 June 2005 at the discussion site its draft General Authorisation No. VO-R/18/XX.2005 for the operation of terminals in fixed wireless access networks, serving for the connection of telecommunication terminal equipment to the public communication network, and an invitation for comments on the draft General Authorisation to be posted at the discussion site.

The comments received by the Office through the discussion site during the period of public consultation did not relate to the General Authorisation.

The comment settlement table, made public at the discussion site, contains the texts of the comments and the way they were settled.

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[*signature*] *D. Stádník*  
David Stádník  
Chairman of the Council of the  
Czech Telecommunication Office