

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.: 30277/2005-613

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/20/08.2005-32
for the operation of broadband digital transmitting radio equipment
in the 400 MHz and 800/900 MHz bands

Article 1

Introductory Provisions

The apparatus operating conditions¹⁾, relating to the operation by natural or juristic persons of land mobile service broadband digital transmitting radio equipment constituting part of the user terminals of radio networks in the 400 MHz and 800/900 MHz frequency bands (“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;
- b) the terminals use the frequencies allocated to base stations operators having an individual authorisation in the following frequency bands:

Frequency band – transmission	Frequency band – reception
410 – 420 MHz	420 – 430 MHz
450 – 460 MHz	460 – 470 MHz
870 – 876 MHz	915 – 921 MHz

- c) the terminals working at a 200 kHz radio channel width may be operated with a radiated power of 2 W e.r.p. at the maximum. Terminals working at radio channel widths above 200 kHz may be

¹⁾ Sections 73 to 75 of the Act.

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operated with a radiated power of 1 W e.r.p. at the maximum. These limits must be respected at any combination of terminal output power and the antenna used;

- d) it is not permitted to operate the terminal with additional high-frequency power amplifiers or with converters;
- e) the terminal shall not cause harmful interference to any narrow-band radiocommunication services, technologies and applications that are operated in the adjacent bands. The terminal is not protected against the operation of such applications. The natural or juristic persons shall remove interference, if there is any, at their own expenses, or shall stop operating the terminal;
- f) 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 – 45/R/2004, Ref. No. 17242/2004-613 of 6 September 2004, published in Issue 7/2004 of Telekomunikační věstník (Telecommunications Bulletin).

Article 5

Effect

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

Explanatory Memorandum

To implement Section 9 of the Act, the Office issues General Authorisation No. VO-R/20/08.2005-32 for the operation of broadband digital transmitting radio equipment in the 400 MHz and 800/900 MHz bands (“General Authorisation”).

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.

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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/20/XX.2005 for the operation of broadband digital transmitting radio equipment in the 400 MHz to 900 MHz bands, and an invitation for comments on the draft General Authorisation to be posted at the discussion site.

The Office received no comments during the period of public consultation.

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Czech Telecommunication Office

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David Stádník
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Czech Telecommunication Office