

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.: 30259/2005-613

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/8/08.2005-23
for the use of radio frequencies and for the operation of DECT-standard cordless
telecommunications devices

Article 1

Introductory Provisions

The apparatus operating conditions^{1),2)}, relating to natural or juristic persons’ (“user”) use of radio frequencies and to the operation of the transmitting radio equipment constituting part of the DECT-standard cordless telecommunications devices (“station”), are set out in the Act and in this General Authorisation under Section 10(1) of the Act³⁾.

Article 2

Actual Conditions

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

- a) the station may be operated without individual authorisation for the use of radio frequencies;
- b) the station works under the DECT Standard in the 1880-1900 MHz frequency band; the maximum mean radiate power of both the base and portable part is 10 mW e.r.p. and the peak radiated power is 250 mW e.r.p.;
- c) this general authorisation applies to cordless telephone sets and other devices such as repeaters in the cellular systems for private branch exchanges, portable payment terminals, telemetric devices, remote control, cordless interconnection of office machines etc.;

¹⁾ Sections 73 to 75 of the Act.

²⁾ Standard ČSN ETSI EN 301 406 – Digital enhanced cordless telecommunication (DECT) – Harmonised EN for digital enhanced cordless telecommunications (DECT) covering essential requirements under Article 3.2 of the R&TTE Directive, for generic radio.

³⁾ This General Authorisation applies Decision of the European Radio Communications Committee (ERC) under the European Conference of Postal and Telecommunications Administrations (CEPT): No. ERC/DEC/(98)22 of 23 November 1998 on the exemption from individual licensing of DECT equipment, except fixed parts which provide for public access, Krakow, 1998.

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- d) this general authorisation does not apply to stations that represent part of public communication networks;
- e) the station may not be operated with additional high-frequency power amplifiers and directional antennas;
- f) the stations use the frequency bands under the conditions of secondary service⁴⁾ and as such they are not protected against interference from the transmitting radio stations of another radio communication service operated on the basis of an individual authorisation for using radio frequencies, or from other cordless telephones. If there is any interference, the users must agree on a solution;
- g) the station may be neither electrically nor mechanically modified.

Article 3 **Final Provisions**

Also considered as a station 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 station 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 station was released to the market before 1 April 2003.

Article 4 **Repealing Provisions**

This is to repeal General Licence No. GL – 23/R/2001, Ref. No. 13987/2001-613 of 30 October 2001, published in Issue 11/2001 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/8/08.2005-23 for the use of radio frequencies and for the operation of DECT-standard cordless telecommunications devices (“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.

Article 2 contains the conditions of operation of DECT-standard cordless telecommunications devices. These conditions are based on the decisions of the European Conference of Postal and Telecommunications Administrations (CEPT) and on Directive No. 1999/5/EC of the European Parliament and of the Council on radio equipment and telecommunications terminal equipment and

⁴⁾ Chapter 5 Points 5.23 to 5.33 of the Frequency Band Allocation Plan (National Table of Frequency Allocation) of 21 October 2004, Ref. No. 21047/-04-605.

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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 3 June 2005 at the discussion site its draft General Authorisation No. VO-R/8/XX.2005 for the use of radio frequencies and for the operation of DECT-standard cordless telecommunications devices, and an invitation for comments on the draft General Authorisation to be posted at the discussion site.

Through the discussion site, during the period of public consultation, the Office received a request that the general authorisation should also apply to devices representing part of public communication networks. The Office did not meet this request because, in accordance with the CEPT Decision (see footnote No. 3) only applies to telecommunications terminal equipment and to equipment outside public telecommunication networks.

The comment settlement table, made public at the discussion site, contains the text of that comment and the way it was settled.

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Czech Telecommunication Office
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David Stádník
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