



Radiocommunications (HF CB and Handphone Equipment) Standard 2008¹

Radiocommunications Act 1992

The AUSTRALIAN COMMUNICATIONS AND MEDIA AUTHORITY makes this Standard under subsection 162 (1) of the *Radiocommunications Act 1992*.

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1 Name of Standard

This Standard is the *Radiocommunications (HF CB and Handphone Equipment) Standard 2008*.

2 Commencement

This Standard commences on the day after it is registered.

3 Definitions

In this Standard:

Act means the *Radiocommunications Act 1992*.

AS/NZS 4355:2006 means the standard AS/NZS 4355:2006, (Radiocommunications equipment used in the handphone and citizen band radio services operating at frequencies not exceeding 30 MHz) published by Standards Australia, as in force from time to time.

handphone radio equipment means a radiocommunications device that:

- (a) can be carried personally; and
- (b) either:
 - (i) can operate on a carrier frequency specified for a handphone radio service in Australia; or
 - (ii) was designed or intended to provide a substantially similar service to a handphone radio service on a carrier frequency below 30 MHz specified for such a service outside Australia.

HF CB radio equipment means a radiocommunications device that:

- (a) can operate on a carrier frequency specified for a high frequency citizen band radio service in Australia; or
- (b) was designed or intended to provide a high frequency citizen band radio service on a carrier frequency specified for such a service outside Australia.

model, in relation to radiocommunications equipment, means a version of the device that has a particular design and identifying number.

radiocommunications equipment means a device that is:

- (a) HF CB radio equipment; or
- (b) handphone radio equipment.

significant event means an event at a specified location or locations, notified, with the approval of the Chairman of ACMA, on the website <http://www.acma.gov.au>.

4 Revocation of *Radiocommunications Standard (HF CB and Handphone Radio Transmitters) No.1 of 1996*

The *Radiocommunications Standard (HF CB and Handphone Radio Transmitters) No.1 of 1996* is revoked.

5 Application

- (1) This Standard applies to radiocommunications equipment, other than equipment imported into, and used in Australia, in the circumstances mentioned in subsection (2).
- (2) This Standard does not apply to radiocommunications equipment if:
 - (a) the equipment is imported solely for use in connection with a significant event; and
 - (b) if required to be tested or inspected by ACMA before it is used in Australia — the equipment meets any testing or inspection requirements; and
 - (c) if conditions or requirements are imposed by ACMA on the use of the equipment in Australia — the equipment meets those conditions or requirements; and
 - (d) the equipment is used in Australia only:
 - (i) at the location of the significant event; and
 - (ii) for the duration of the significant event.

6 Standard for performance

For paragraph 162 (1) (a) of the Act, the standard for performance of radiocommunications equipment is AS/NZS 4355:2006, other than clauses 1 and 2.8 of that Standard.

7 Compliance with this Standard — devices complying with former Standard

- (1) This section has effect despite the revocation of *Radiocommunications Standard (HF CB and Handphone Radio Transmitters) No. 1 of 1996* (the *former Standard*).
- (2) If a particular model of radiocommunications equipment complied with the former standard before the commencement of this Standard, any radiocommunications equipment of that model is taken to comply with this Standard, regardless of when the equipment was manufactured, imported, altered or modified.

8 Compliance with this Standard after amendment of the standard for performance

- (1) This section applies to radiocommunications equipment (other than equipment mentioned in section 7) if the standard for performance described in section 6 is amended.
- (2) Radiocommunications equipment that is manufactured, imported, altered or modified within 1 year after the date of effect of the amendment (the *amendment date*) is taken to comply with the standard for performance, as amended, if the equipment complies with that standard as in force immediately before the amendment date.
- (3) Radiocommunications equipment that is manufactured, imported, altered or modified 1 year or more after the amendment date must comply with the standard for performance, as amended.

Note

1. All legislative instruments and compilations are registered on the Federal Register of Legislative Instruments kept under the *Legislative Instruments Act 2003*. See <http://www.frli.gov.au>.