



## ***Radiocommunications Legislation (2020 Measures No. 1) Instrument 2020***

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The AUSTRALIAN COMMUNICATIONS AND MEDIA AUTHORITY makes this instrument under paragraph 7(1)(b) and subsections 98(1) and 147(1) of the *Radiocommunications Act 1992* and subsection 64(1) of the *Australian Communications and Media Authority Act 2005*.

Dated: 28 January 2020

Nerida O'Loughlin  
[signed]  
Member

Creina Chapman  
[signed]  
Member/~~General Manager~~

Australian Communications and Media Authority

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## **1 Name of instrument**

This instrument is the *Radiocommunications Legislation (2020 Measures No. 1) Instrument 2020*.

## **2 Commencement**

This instrument commences at the start of the day after it is registered on the Federal Register of Legislation.

Note: The Federal Register of Legislation may be accessed, free of charge, at [www.legislation.gov.au](http://www.legislation.gov.au).

## **3 Authority**

This instrument is made under paragraph 7(1)(b) and subsections 98(1) and 147(1) of the *Radiocommunications Act 1992* and subsection 64(1) of the *Australian Communications and Media Authority Act 2005*.

## **4 Amendments – *Radiocommunications (Specified Radiocommunications Receivers and Types of Transmitter Licences and Receiver Licences) Determination 2014* [F2014L01790]**

The instrument that is specified in Schedule 1 is amended as set out in the items in that Schedule.

## **5 Amendments – *Radiocommunications (Interpretation) Determination 2015* [F2015L00178]**

The instrument that is specified in Schedule 2 is amended as set out in the item in that Schedule.

## **6 Amendments – *Radiocommunications (Register of Radiocommunications Licences) Determination 2017* [F2017L01069]**

The instrument that is specified in Schedule 3 is amended as set out in the items in that Schedule.

## Schedule 1

### *Radiocommunications (Specified Radiocommunications Receivers and Types of Transmitter Licences and Receiver Licences) Determination 2014* [F2014L01790]

**1 Section 2 (note)**

Omit “*Legislative Instruments Act 2003*”, substitute “*Legislation Act 2003*”.

**2 Sections 4, 5 and 6 (note)**

Omit “*Radiocommunications (Interpretation) Determination 2000*” (wherever occurring), substitute “*Radiocommunications (Interpretation) Determination 2015*”.

**3 At the end of paragraph 4(e)**

Add:

; or (f) an area-wide receive station

**4 Schedule 1, after Item 17**

Add:

18 area-wide

**5 Schedule 2, after Item 5**

Add:

6 area-wide receive

## Schedule 2

### *Radiocommunications (Interpretation) Determination 2015 [F2015L00178]*

#### **1 Schedule 1, after the definition of *Application Specific Messages (ASM)***

Add:

***area-wide licence*** means an apparatus licence:

- (a) issued for an area-wide service that consists of 1 or more area-wide stations, and which may also consist of 1 or more area-wide receive stations; and
- (b) where the frequency band for the area-wide service is specified in the licence; and
- (c) where the area-wide stations and area-wide receive stations (if any) are located within the geographic area specified in the licence.

***area-wide receive licence*** means an apparatus licence that authorises the operation of an area-wide receive station.

***area-wide receive station*** means a radiocommunications receiver that is operated for an area-wide service.

***area-wide service*** means a radiocommunications service that is used for radiocommunications between:

- (a) persons or things at fixed points and mobile stations; and/or
- (b) mobile stations; and/or
- (c) persons or things at fixed points.

***area-wide station*** means a radiocommunications transmitter that is operated for an area-wide service.

## Schedule 3

### ***Radiocommunications (Register of Radiocommunications Licences) Determination 2017 [F2017L01069]***

#### **1 After subsection 10(4)**

Add:

- (4A) However, for subsection (4), the part of the Register relating to apparatus licences need not contain the details about the use of the spectrum by the devices authorised to be operated under an area-wide licence or area-wide receive licence, unless there is a condition in the *Radiocommunications Licence Conditions (Area-Wide Licence) Determination 2020*, as in force from time to time, or a condition in the licence, stating that the Register must contain those details.

#### **2 After subsection 10(5)**

Add:

- (5A) However, for subsection (5), the part of the Register relating to apparatus licences need not contain the details about the devices authorised to be operated under an area-wide licence or area-wide receive licence, unless there is a condition in the *Radiocommunications Licence Conditions (Area-Wide Licence) Determination 2020*, as in force from time to time, or a condition in the licence, stating that the Register must contain those details.

#### **3 After subsection 10(6)**

Add:

- (6A) However, for subsection (6), the part of the Register relating to apparatus licences need not contain the details about the antennas under an area-wide licence or area-wide receive licence, unless there is a condition in the *Radiocommunications Licence Conditions (Area-Wide Licence) Determination 2020*, as in force from time to time, or a condition in the licence, stating that the Register must contain those details.

#### **4 After subsection 10(7)**

Add:

- (7A) However, for subsection (7), the part of the Register relating to apparatus licences need not contain the details about the sites where the devices are located under an area-wide licence or area-wide receive licence, unless there is a condition in the *Radiocommunications Licence Conditions (Area-Wide Licence) Determination 2020*, as in force from time to time, or a condition in the licence, stating that the Register must contain those details.