

Radiocommunications (Amateur Licences) Amendment Instrument 2023 (No. 1)

The Australian Communications and Media Authority makes this instrument under subsection 110A(2) and section 119 of the *Radiocommunications Act 1992*.

Dated: 7 December 2023

Adam Suckling

[signed]

Member

Brendan Byrne

[signed]

~~Member~~/General Manager

Australian Communications and Media Authority

1 Name

This is the *Radiocommunications (Amateur Licences) Amendment Instrument 2023 (No. 1)*.

2 Commencement

 This instrument commences on the later of:

 (a) the start of the day after the day the instrument is registered; and

 (b) immediately after the commencement of the *Radiocommunications (Amateur Stations) Class Licence 2023.*

Note 1: The instrument and the *Radiocommunications (Amateur Stations) Class Licence 2023* will be registered on the Federal Register of Legislation, which is available, free of charge, at [www.legislation.gov.au](http://www.legislation.gov.au).

Note 2: Both of these events must occur before this instrument commences.

3 Authority

 This instrument is made under subsection 110A(2) and section 119 of the *Radiocommunications Act 1992.*

4 Amendments – *Radiocommunications Licence Conditions (Amateur Licence) Determination 2015*

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

5 Amendments – *Radiocommunications (Qualified Operators) Determination 2016*

 The instrument that is specified in Schedule 2 to this instrument is amended as set out in the items in that Schedule.

Schedule 1—Amendments – *Radiocommunications Licence Conditions (Amateur Licence) Determination 2015*

(section 4)

***Radiocommunications Licence Conditions (Amateur Licence) Determination 2015* (F2015L01113)**

1 Subsection 3(1)

Insert:

***ACMA recognition certificate*** has the same meaning as in the *Radiocommunications (Amateur Stations) Class Licence 2023*.

*Note* The *Radiocommunications (Amateur Stations) Class Licence 2023* is available, free of charge, on the Federal Register of Legislation at: [www.legislation.gov.au](http://www.legislation.gov.au).

***qualified operator*** means a person who holds:

 (a) a certificate of proficiency; or

 (b) an ACMA recognition certificate.

2 Subsection 3(1) (Note 1)

Omit:

* qualified operator (see section 5)

3 Subsection 3(1) (after Note 2)

Insert:

*Note 3* The definition of ***qualified operator*** in this Determination is different to the definition in section 5 of the Act.

4 After section 4

Insert:

4A Qualifications

 The licensee must be a qualified operator.

5 Subsection 9(2) (Note)

Omit the note.

Schedule 2—Amendments – *Radiocommunications (Qualified Operators) Determination 2016*

(section 5)

***Radiocommunications (Qualified Operators) Determination 2016* (F2016L00375)**

1 Subsection 4(1) (Note 3)

 Omit:

* amateur advanced station
* amateur beacon station
* amateur foundation station
* amateur licence
* amateur repeater station
* amateur standard station

2 Subsections 5(1) and (2)

Repeal the subsections.