L.N. 18 of 2022

ELECTRONIC COMMUNICATIONS (REGULATION) ACT (CAP. 399)

Radiocommunications Apparatus Exemption (Amendment) Order, 2022

IN EXERCISE of the powers conferred by articles 34 and 47 of the Electronic Communications (Regulation) Act, the Minister responsible for communications, after consultation with the Malta Communications Authority, has made the following order:-

Citation.

1. The title of this order is the Radiocommunications Apparatus Exemption (Amendment) Order, 2022 and this order shall be read and construed as one with the Radiocommunications Apparatus Exemption Order, hereinafter referred to as "the principal order". S.L. 399.42.

Amends article 2 of the principal order.

2. Article 2 of the principal order shall be amended as follows:

(a) immediately before the definition "Marine Equipment Regulations" there shall be added the following new definitions:

" "Commission Decision 2000/299/EC" means Commission Decision of 6 April 2000 establishing the initial classification of radio equipment and telecommunications terminal equipment and associated identifiers;

"ERC/DEC/(99)06" means the most recent version of ERC Decision (99)06 on the harmonised introduction of satellite personal communication systems operating in the bands below 1 GHz (S-PCS<1GHz);";

(b) the definition "R&TTE Regulations" shall be substituted by the following new definition:

S.L. 427.41.

" "RED Regulations" means the Radio Equipment Regulations;"; and

(c) immediately after the definition "R&TTE Regulations" there shall be added the following new definition:

" "Resolution 225" means Resolution 225 as published in the most recent edition of the Radio

Regulations of the International Telecommunication Union on the use of additional frequency bands for the satellite component of IMT;".

Amends article 4 of the principal order.

3. In the first proviso to article 4 of the principal order, the words "R&TTE Regulations" shall be substituted by the words "RED Regulations".

Substitutes the Annex to the principal order.

4. The Annex to the to the principal order shall be substituted by the following new Annex:

"ANNEX TO THE RADIOCOMMUNICATIONS APPARATUS EXEMPTION ORDER
(Article 4)

List of radiocommunications apparatus exempted from the requirements of article 30 of the Electronic Communications (Regulation) Act

Table 1 – Mobile terminals (terrestrial)

Frequency band designation	**Operating Frequency band**	**Mode of operation**
700 MHz	703-733 MHz 758-788 MHz	FDD uplink FDD downlink
800 MHz	791-821 MHz 832-862 MHz	FDD downlink FDD uplink
900 MHz	880-915 MHz 925-960 MHz	FDD uplink / uplink only operation FDD downlink / downlink only operation
1.5 GHz	1427-1517 MHz	Downlink only operation
1.8 GHz	1710-1785 MHz 1805-1880 MHz	FDD uplink / uplink only operation FDD downlink / downlink only operation
2 GHz	1920-1980 MHz 2110-2170 MHz	FDD uplink / uplink only operation FDD downlink / downlink only operation
2.6 GHz	2500-2570 MHz 2570-2620 MHz 2620-2690 MHz	FDD uplink TDD downlink only operation FDD downlink
3.6 GHz	3400-3800 MHz	TDD
26 GHz	24.25-27.5 GHz	TDD

Table 2 – MSS terminals (space)

Operating Frequency band	Mode of operation	Operational constraints
137-138 MHz 148-150.05 MHz	Downlink (space-to-Earth) Uplink (Earth-to-space)	In accordance with ERC/ DEC/(99)06 for system LEOTELCOM-1.
400.15-401 MHz 399.9-400.05 MHz	Downlink (space-to-Earth) Uplink (Earth-to-space)	In accordance with ERC/ DEC/(99)06 for system ARGOS KINEIS and system MYRIOTA.
137.0250-137.1750 MHz 137.3275-137.3750 MHz 137.4725-137.5350 MHz 137.5850-137.6500 MHz 137.8125-138.0000 MHz 149.9000-149.9500 MHz	Downlink (space-to-Earth) Downlink (space-to-Earth) Downlink (space-to-Earth) Downlink (space-to-Earth) Downlink (space-to-Earth) Uplink (Earth-to-space)	In accordance with ERC/ DEC/(99)06 for system SWARM.
1525.0-1544.0 MHz 1555.0-1559.0 MHz 1631.5-1634.5 MHz 1656.5-1660.5 MHz	Downlink (space-to-Earth) Downlink (space-to-Earth) Uplink (Earth-to-space) Uplink (Earth-to-space)	In accordance with the list published by the European Commission pursuant to Article 1(3) of Commission Decision 2000/299/EC for equipment falling within the scope of ‘Class 1’. Refer to equipment sub-class 11.
1610-1613.5 MHz 1613.8-1626.5 MHz 2483.5-2500 MHz	Uplink (Earth-to-space) Downlink (space-to-Earth) Downlink (space-to-Earth)	In accordance with the list published by the European Commission pursuant to Article 1(3) of Commission Decision 2000/299/EC for equipment falling within the scope of ‘Class 1’. Refer to equipment sub-class 14.
1980-2010 MHz 2170-2200 MHz	Uplink (Earth-to-space) Downlink (space-to-Earth)	In accordance with the list published by the European Commission pursuant to Article 1(3) of Commission Decision 2000/299/EC for equipment falling within the scope of ‘Class 1’. Refer to equipment sub-class 15.
1525.0-1544.0 MHz 1555.0-1559.0 MHz 1626.5-1645.5 MHz 1656.5-1660.5 MHz	Downlink (space-to-Earth) Downlink (space-to-Earth) Uplink (Earth-to-space) Uplink (Earth-to-space)	In accordance with the list published by the European Commission pursuant to Article 1(3) of Commission Decision 2000/299/EC for equipment falling within the scope of ‘Class 1’. Refer to equipment sub-class 16.

1518-1544 MHz 1545-1559 MHz 1610-1626.5 MHz 1646.5-1660.5 MHz 1670-1675 MHz	Downlink (space-to-Earth) Downlink (space-to-Earth) Uplink (Earth-to-space) Uplink (Earth-to-space) Uplink (Earth-to-space)	In accordance with Resolution 225.

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