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| **World Radiocommunication Conference (WRC-15) Geneva, 2–27 November 2015** |  |
| **INTERNATIONAL TELECOMMUNICATION UNION** |  |
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| PLENARY MEETING | **Addendum 10 to Document 64-E** |
|  | **14 October 2015** |
|  | **Original: English** |
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| Canada/United States of America/Mexico | |
| Proposals for the work of the conference | |
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| Agenda item 7(J) | |

7 to consider possible changes, and other options, in response to Resolution 86 (Rev. Marrakesh, 2002) of the Plenipotentiary Conference, an advance publication, coordination, notification and recording procedures for frequency assignments pertaining to satellite networks, in accordance with Resolution **86 (Rev.WRC‑07)** to facilitate rational, efficient, and economical use of radio frequencies and any associated orbits, including the geostationary‑satellite orbit;

7(J) Issue J – Removal of the link between the date of receipt of the notification information and the date of bringing into use in RR No. **11.44B**

Background Information

In RR No. 11.44B, WRC-12 defined a ninety-day bringing into use (BIU) period for a frequency assignment to a space station in the geostationary-satellite orbit (GSO), and introduced a requirement to inform the Bureau of the completion of that period within 30 days of the end of the period.

Following the entry into force of RR No. 11.44B, the Bureau indicated in Circular LetterCR/343[[1]](#footnote-1) that in order to comply with the provisions of RR No. 11.44B regarding the confirmation of BIU, the date of commencement of the 90‑day period cannot be earlier than 120 days before the date of receipt of notification under RR No. 11.15, § 5.1.3 of RR Appendix 30, § 5.1.7 of RR Appendix 30A and § 8.1 of RR Appendix 30B. This implies that the only way to inform the Bureau of completion of a BIU period is through submission of notification information that thereby creates a link between the timing of the BIU period and notification. There is general agreement among administrations that WRC-12 did not explicitly decide to introduce such a link, nor did WRC-12 intend to call into question in any way assignments for which the notification information was not provided within 30 days after completion of the BIU period.

The requirement to inform the Bureau of the completion of the 90 day period within 30 days from its end was initially considered in the context of a 90-day period for the BIU extending beyond the end of the period allowed for bringing into use a frequency assignment. This requirement was later extended to all BIU instances in order to improve transparency of the process without a full assessment of the implication of the wording used.

Following comments submitted by administrations in response to Circular Letter CR/343, the Bureau developed a draft Rule of Procedure to address, among other things, the case of notification information for a frequency assignment submitted more than 120 days after the date of bringing into use of this frequency assignment. Two possible approaches were suggested in the draft rules (see CCRR/52 of 8 August 2014):

1) An adjustment to the notified date of bringing into use so that the date of bringing into use recorded in the MIFR will be 120 days prior to the date of notification with the addition of a note specifying the actual date of bringing into use (date originally contained in the notification information as submitted by the administration).

2) The notified date of bringing into use can be more than 120 days before the date of receipt of the notification information if the confirmation that a space station in the geostationary-satellite orbit with the capability of transmitting or receiving the notified assignments has been deployed and maintained at the notified orbital position for a continuous period of more than ninety days up to the date of receipt of notification is provided to the Bureau together with the notice.

To address this matter, this proposal relies on the second approach above, and introduces the possibility that administrations can inform the Bureau of completion of the BIU period via correspondence prior to submission of the formal notification information. To promote transparency in the Bureau’s receipt of such letters (along with the Bureau’s current practice of immediately posting notification information containing BIU information), this proposal adds to No. 11.44Ban obligation for the Bureau to make all such BIU information available as soon as possible.

In any other cases, RR No. 11.44B continues to apply as is.

Proposals

ARTICLE 11

Notification and recording of frequency   
assignments1, 2, 3, 4, 5, 6, 7, 7*bis*    (WRC‑12)

Section II − Examination of notices and recording of frequency assignments   
in the Master Register

MOD CAN/USA/MEX/64A10/1

11.44B A frequency assignment to a space station in the geostationary-satellite orbit shall be considered as having been brought into use when a space station in the geostationary-satellite orbit with the capability of transmitting or receiving that frequency assignment has been deployed and maintained at the notified orbital position for a continuous period of ninety days. The notifying administration shall so inform the Bureau within thirty days from the end of the ninety-day period by correspondence or submission of notification informationADD 21*bis*. On receipt of the information sent under this provision, the Bureau shall make available that information as soon as possible, and shall also publish it in the BR IFIC.    (WRC‑15)

**Reasons:** Introduces the clarification that notifying administrations can inform the Bureau of bringing into use of frequency assignments via correspondence prior to submission of formal notification information and introduces a new provision to address when an assignment is brought into use more than 120 days prior to the date that notification information was received by the Bureau. For transparency, the Bureau is directed to make all information on BIU provided under this regulation available as soon as possible, and to publish the same in the BR IFIC.

ADD CAN/USA/MEX/64A10/2

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*21bis* 11.44B.1 A frequency assignment to a space station in the geostationary-satellite orbit with a notified date of bringing into use more than 120 days prior to the date of receipt of the notification information shall also be considered as having been brought into use if the notifying administration confirms, when submitting the notification information for this assignment, that a space station in the geostationary-satellite orbit with the capability of transmitting or receiving that frequency assignment has been deployed and maintained for a continuous period of time from the notified date of bringing into use until the date of receipt of the notification information for this frequency assignment. In such a case, and under the condition that the notification information and bringing into use information for the subject assignment is otherwise in accordance with these Regulations, the Bureau shall record the notified date of bringing into use.

**Reasons:** Adds a footnote removing the linkage between informing the Bureau of bringing into use of frequency assignments and submission of formal notification information for those assignments when an assignment is brought into use more than 120 days prior to the date that notification information was submitted to the Bureau.

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1. In this Circular Letter dated 31 January 2013 (see § 2.3.5 in Document [CR/343](http://www.itu.int/md/R00-CR-CIR-0343/en)), the Bureau gives for the first time an indication that notification information for a frequency assignment received more than 120 days after the date of bringing into use of this assignment would not be in compliance with RR No. 11.44B. [↑](#footnote-ref-1)