
Document RRB18-3/DELAYED/6-E
26 November 2018
Original: French

Director, Radiocommunication Bureau

**SUBMISSION BY THE ADMINISTRATION OF FRANCE IN SUPPORT OF THE
CONTRIBUTION RECEIVED FROM THE ADMINISTRATION OF NORWAY
CONCERNING THE YAHSAT-G6-17.5W SATELLITE AND THE USE OF
ARTICLE 48 OF THE ITU CONSTITUTION**

The delayed submission (attached) from the Administration of France, which complements the information provided in [Document RRB18-3/12](#), is for the consideration of the Radio Regulations Board.

Annex

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Agence Nationale des Fréquences (ANFR)
Directorate of Spectrum Planning and International Affairs
ANFR/DPSAI/DROS/18-1332/AS

23 November 2018, Maisons-Alfort

To: Director of the Radiocommunication Bureau
International Telecommunication Union

Subject: Use of Article 48 of the ITU Constitution

Dear Sir,

The French Administration wishes to express its support for the Norwegian contribution (Document RRB18-3/12) to the 79th meeting of the Radio Regulations Board, which will be held in Geneva from 26 to 30 November 2018.

The French Administration considers that application of Article 48 of the Constitution must be restricted exclusively to military radio installations and should not be used for non-military or commercial radio installations.

The French Administration recognizes the right of all administrations to invoke Article 48 of the Constitution and does not dispute that the right in question has already been used correctly on many occasions by ITU Member States, without the issue being systematically referred to the Board. In that regard, the French Administration supports the Board members' view, expressed during the 78th meeting, not to adopt the proposal of the Bureau to publish all the notifications that it receives under Article 48 of the Constitution, in the absence of a mandate for the Board to take such a decision.

The French Administration has, however, noted that during its 78th meeting, the Board recognized that it did not have a mandate to take decisions in regard to Article 48 of the Constitution. Nonetheless, the Board members agreed on the need to avoid abuses in the use of Article 48, and drew the attention of administrations to the need for compliance with that Article's provisions.

Furthermore, in addition to raising administrations' awareness of the nature of the difficulties created by the inevitably late realization that Article 48 of the Constitution is being invoked, the French Administration requests the Board to have the Bureau publish, at each meeting of the Board, the updated list of the networks and satellite systems in respect of which Article 48 has been invoked and which have subsequently resulted in a contribution from an administration contesting the validity of invoking Article 48 during a meeting of the Board. The fact that this information has already been published makes it compatible with the Board's prerogatives for the list to be drawn up by the Bureau.

Please convey my regards to the members of the Board.

Yours faithfully,

Amar SAÏDANI
Regulatory Affairs and Orbit/Spectrum Resources Department