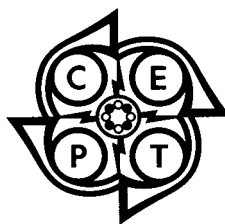


# EUROPEAN RADIOCOMMUNICATIONS COMMITTEE

ERC Decision  
of 20 March 1998  
on free circulation and use of EMS-MSSAT terminals  
in CEPT member countries  
enlarging the field of application of ERC/DEC/(95)01  
(ERC/DEC/(98)04)





## **EXPLANATORY MEMORANDUM**

### **1 INTRODUCTION**

The ERC/Decision/(95)01 identifies three levels of free circulation of radio equipment in CEPT member countries as follows:

1. free circulation without permission of using the radio equipment;
2. free circulation with permission of using the radio equipment;
3. free circulation with the permission of placing the radio equipment on the market.

The ERC/DEC/(95)01 only covers levels 1 and 2 on free circulation of GSM and DECT mobile equipment, Omnitrac terminals for the Euteltracs system, Inmarsat-C terminals, Inmarsat-M terminals and PR-27 mobile stations.

This new Decision, however, deals with only the level two of free circulation since level one is already covered by ERC/DEC/(95)01.

### **2 BACKGROUND**

It is a general aim of the European Radiocommunications Committee (ERC) to facilitate the free circulation of radio equipment.

The aim of this Decision is to allow the free circulation of EMS-MSSAT terminals in the same way as ERC/DEC/(95)01 does for the radio equipment categories identified therein.

Separate Decisions have been made for free circulation and use of other categories of equipment.

### **3 REQUIREMENT FOR AN ERC DECISION**

According to the ERC Rules of Procedure, an ERC Decision cannot be amended without abrogating the existing one. Therefore, there is a need for a separate ERC Decision to allow for free circulation and use of EMS-MSSAT terminals.

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**(ERC/DEC/(98)04)**

The European Conference of Postal and Telecommunications Administrations,

*considering:*

- a) that ERC/DEC/(95)01 provides for free circulation and use of a limited number of radio equipment categories;
- b) that EMS-MSSAT is a mobile communications system, having a regional European coverage area, which by means of a satellite connection can provide two-way voice, facsimile, data and short message services;
- c) that the terminals are capable of operating in the frequency bands 1525-1559 MHz (space-to-earth) and 1626.5-1660.5 MHz (earth-to-space) under the control of the satellite system;
- d) that EMS-MSSAT terminals also fulfil the conditions for free circulation and use under the general principles of ERC/DEC/(95)01;
- e) that the band 1660-1660.5 MHz is allocated to the mobile satellite service (earth-to-space) and to the radio astronomy service on a primary basis whereas No. S.5.376A<sup>1</sup> of the Radio Regulations specifies that mobile earth stations in the band 1660-1660.5 MHz shall not cause harmful interference to stations of the radio astronomy service;
- f) that the satellite system limits the frequency use of the terminal in accordance with the frequency allocations of the ITU Radio Regulations, the requirements of national administrations and the co-ordination agreements with other satellite systems, which are agreed between administrations and which are subject to annual spectrum-sharing reviews between the satellite operators;

**DECIDES**

1. that administrations shall allow the free circulation and use of EMS-MSSAT terminals under the same conditions, in the same form and following the same procedures as laid down in ERC/DEC/(95)01;
2. that this Decision shall enter into force on 1 April 1998;
3. that administrations shall communicate the national measures implementing this Decision to the ERC Chairman and the ERO when the Decision is nationally implemented.

**Note:**

Please check the ERO web site ( [www.ero.dk](http://www.ero.dk) ) under "Documentation / Implementation" for the up to date position on the implementation of this and other ERC Decisions.

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<sup>1</sup> No. S.5.376A will only enter into force on 1 January 1999