

Commonwealth of Australia

Radiocommunications Act 1992

Spectrum Re-allocation Declaration No. 1 of 1997

I, RICHARD KENNETH ROBERT ALSTON, Minister for Communications and the Arts, having had regard to a recommendation given to me by the Spectrum Management Agency under section 153F of the *Radiocommunications Act 1992* in relation to particular parts of the spectrum, make the following Declaration under subsection 153B (1) of that Act.

Dated 1997.

Minister for Communications and the Arts

Citation

1. This Declaration may be cited as the Spectrum Re-allocation Declaration No. 1 of 1997.

[*Note:* This Declaration commences on gazettal: see *Acts Interpretation Act 1901*, ss.46A and 48.]

Interpretation

2. In this Declaration:

the Act means the *Radiocommunications Act 1992*.

Spectrum re-allocation

3. (1) The following parts of the spectrum are subject to re-allocation under Part 3.6 of the Act in relation to the re-allocation period:

- (a) 825 MHz to 830 MHz;
- (b) 835 MHz to 845 MHz;
- (c) 870 MHz to 875 MHz;
- (d) 880 MHz to 890 MHz.

(2) For each part of the spectrum mentioned in subsection (1), this Declaration applies for the whole of Australia except the external Territories.

(3) For subsection (1), the re-allocation period:

- (a) begins on 21 July 1997; and
- (b) ends on 21 July 1999.

(4) For subsection 153B (5) of the Act, the re-allocation deadline for this Declaration is 20 July 1998.

(5) Each part of the spectrum mentioned in subsection (1) may be re-allocated only by issuing spectrum licences under Subdivision B of Division 1 of Part 3.2 of the Act.

(6) In subsection (1), each frequency band includes all frequencies that are greater than the lower frequency, up to and including the higher frequency.
