



# Wireless Telegraphy Act 2006

## 2006 CHAPTER 36

### [<sup>F1</sup>PART 2A

#### REGULATION OF DYNAMIC SPECTRUM ACCESS SERVICES

#### *[<sup>F1</sup>Registration*

##### Textual Amendments

- F1** Pt. 2A inserted (31.7.2017) by [Digital Economy Act 2017 \(c. 30\)](#), ss. 8(1), 118(6); S.I. 2017/765, reg. 2(c)

#### **53A Registration of providers of dynamic spectrum access services**

- (1) A person who provides, or proposes to provide, a dynamic spectrum access service may be registered under this section by OFCOM.
- (2) An application for registration under this section—
  - (a) is to be made to OFCOM, and
  - (b) must contain such information as OFCOM may reasonably require.
- (3) OFCOM must, from time to time as they think fit, publish—
  - (a) the criteria for determining applications under this section, and
  - (b) information relating to the restrictions and conditions to which registration under this section may be subject.
- (4) The criteria published under subsection (3)(a) may include different provision for different cases.
- (5) Registration under this section is to be for such period, and subject to such restrictions and conditions, as OFCOM think fit.
- (6) Any such restrictions and conditions are to be contained in a notice in writing given to the person registered under this section.

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*Changes to legislation: There are currently no known outstanding effects for the Wireless Telegraphy Act 2006, Cross Heading: Registration. (See end of Document for details)*

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- (7) In this Act “dynamic spectrum access service” means a service that provides information about—
- (a) the availability for use by wireless telegraphy stations and wireless telegraphy apparatus of frequencies that fall within a frequency band specified in regulations made by OFCOM, and
  - (b) the places in which, the power at which, the times when and any conditions subject to which such stations and apparatus may use such frequencies.

### **53B Revocation and variation of registration**

- (1) OFCOM may revoke a registration under section 53A, or vary the restrictions and conditions to which it is subject—
- (a) by notice in writing given to the person registered under that section, or
  - (b) by a general notice applicable to the class to which the person belongs, published in such way as appears to OFCOM to be appropriate.
- (2) Where OFCOM propose to revoke or vary a registration, they must give the person registered under section 53A a notification—
- (a) stating the reason for the proposed revocation or variation, and
  - (b) specifying the period during which the person notified has an opportunity to make representations about the proposal.
- (3) Nothing in subsection (2) applies to a proposal to revoke or vary a registration if the proposal is made at the request or with the consent of the person registered under section 53A.
- (4) Nothing in this section applies in relation to—
- (a) a notification given under section 53E, or
  - (b) a decision given under section 53G.

### **53C Register of providers of dynamic spectrum access services**

- (1) OFCOM must establish and maintain a register for the purposes of this Part.
- (2) The register is to contain—
- (a) the names of the persons registered under section 53A, and
  - (b) such other information relating to the registration of those persons as OFCOM consider appropriate.
- (3) OFCOM may make available to users or prospective users of dynamic spectrum access services such information contained in the register as they consider appropriate.]

**Changes to legislation:**

There are currently no known outstanding effects for the Wireless Telegraphy Act 2006, Cross  
Heading: Registration.