
STATUTORY INSTRUMENTS

1997 No. 1885

TELEGRAPHS

**The Wireless Telegraphy (Licence Charges)
(Amendment No. 2) Regulations 1997**

Made - - - - *30th July 1997*
Laid before Parliament *31st July 1997*
Coming into force - - *1st September 1997*

The Secretary of State, in exercise of the powers conferred by section 2(1) of the Wireless Telegraphy Act 1949(1), and now vested in her(2), the power conferred on her by article 8 of the Department of Trade and Industry (Fees) Order 1988(3), and of all other powers enabling her in that behalf, hereby, with the consent of the Treasury, makes the following Regulations:

1. These Regulations may be cited as the Wireless Telegraphy (Licence Charges) (Amendment No. 2) Regulations 1997 and shall come into force on 1st September 1997.

2. The Wireless Telegraphy (Licence Charges) Regulations 1995(4) are hereby amended as follows:

(a) in regulation 3(4), for sub-paragraphs (a), (d) and (f) there shall be substituted respectively the following sub-paragraphs:

“(a) “area” in relation to a channel means a channel specified in such licence which the licensee may use in an area with a population coverage of 200,000 individuals or more but below 2 million individuals;”;

“(d) “premium case” means a case where at the applicant’s request such licence is granted or varied outside office hours; and for the purposes of this definition “office hours” means 09.00 to 17.00 hours from Monday to Friday other than on a day which is a bank holiday in England and Wales;”;

“(f) “regional” in relation to a channel means a channel specified in such licence which the licensee is authorised to use in an area with a population coverage of 2 million individuals or more but below 12 million individuals;”;

(b) in regulation 3(4), there shall be inserted the following sub-paragraphs:

(1) 1949 c. 54; section 2 was extended to the Channel Islands by S.I. 1952/1900, as amended by S.I. 1967/1279 and S.I. 1969/1369, and to the Isle of Man by S.I. 1952/1899; there are amendments to section 2 not relevant to these Regulations.
(2) Post Office Act 1969 (c. 48), section 3; S.I. 1969/1369, article 3; S.I. 1969/1371, article 2; S.I. 1974/691, article 2.
(3) S.I. 1988/93, as amended by S.I. 1990/1473, which were made under section 102 of the Finance (No.2) Act 1987 (c. 51).
(4) S.I. 1995/1331, as amended by S.I. 1996/1464 and S.I. 1997/1006.

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- “(ea) “programme making” includes the making of a programme for broadcast, the making of a film, presentation, advertisement or audio or video tape, and the staging or performance of an entertainment, sporting or other public event;”;
- “(eb) “programme sound link” in relation to a channel means a channel used to transmit the material produced in programme making from a fixed transmission station to a fixed receiving station;”;
- “(ga) “restricted service programme sound link” in relation to a channel means a channel used to transmit the material produced in programme making from a fixed transmission station to a fixed receiving station where the transmission is for a period not exceeding thirty consecutive days;”;
- (c) in regulation 4(2), the words “such day not being a time at which the licence falls to be renewed,” shall be inserted between the words “as the case may be),” and the words “shall be the prescribed time”; and
- (d) in Schedule 4, the provisions in the Schedule to these Regulations shall be substituted for the provisions relating to the categories headed “**Broadcasting and Ancillary Services**” and “**Hobby Radio**”.

28th July 1997

Barbara Roche
Parliamentary Under Secretary of State for Small
Firms, Trade and Industry,
Department of Trade and Industry

We consent to these Regulations

30th July 1997

Bob Ainsworth
Graham Allen
Two of the Lords Commissioners of Her
Majesty’s Treasury

SCHEDULE

Regulation 2(d)

<i>Class of licence</i>	<i>The prescribed sum in respect of the issue or renewal of the licence and in respect of the prescribed time:</i>		<i>The prescribed time: Interval of time for payment</i>
	<i>Fixed sums</i>	<i>Variable sums</i>	
Broadcasting and Ancillary Services			
Programme Making and Special Events Fixed Site		<p>For the issue of a licence, in a premium case, £50 plus the following supplemental sum:</p> <p>For the single channel talk-back or radio microphone for specific site—</p> <p>£20 per channel per site</p> <p>For multi-channel talk-back or radio microphone, or wideband channel for specific sites—</p> <p>£80 per multi-channel or wideband channel per site</p> <p>For the variation of a licence, in a premium case, £50 plus the following supplemental sum:</p> <p>For the variation of a licence by adding an occasional use channel or a restricted service programme sound link channel, the sum payable on issue in respect of such channel, and for any other variation of a licence, such sum as</p>	None, save in relation to the sum which is to be paid upon the variation of a licence, where the prescribed time is the time of such variation

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<i>Class of licence</i>	<i>The prescribed sum in respect of the issue or renewal of the licence and in respect of the prescribed time:</i>		<i>The prescribed time: Interval of time for payment</i>
	<i>Fixed sums</i>	<i>Variable sums</i>	
		<p>represents one-twelfth of the supplemental sum payable for the issue of a licence for the type of channel to which the additional channel belongs multiplied by the number of complete calendar months from the addition of the channel to the next anniversary of the issue of the licence</p> <p>Provided that for a variation of a licence where the aggregate sum payable would otherwise be less than £20, a transaction charge</p>	
<p>Programme Making and Special Events Low Power</p>		<p>For the issue of a licence, in a premium case, £50 plus the following supplemental sum:</p> <p>In any case other than a premium case, where the aggregate sum payable on the issue of a licence would otherwise be less than £20, a transaction charge, plus—</p> <p>For a single channel radio microphone—</p> <p>£8 per occasional use channel</p> <p>£480 per request channel</p>	<p>None, save in relation to the sum which is to be paid upon the variation of a licence, where the prescribed time is the time of such variation</p>

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<i>Class of licence</i>	<i>The prescribed sum in respect of the issue or renewal of the licence and in respect of the prescribed time:</i>		<i>The prescribed time: Interval of time for payment</i>
	<i>Fixed sums</i>	<i>Variable sums</i>	
		£960 per primary UK channel	
		£96 per shared UK channel	
		£240 per primary regional channel	
		£96 per primary area channel	
		£48 per primary local channel	
		Multi-channel radio microphone, or single wideband channel—	
		£40 per occasional use multi-channel or wideband channel	
		£2,400 per request multi-channel or wideband channel	
		£160 per shared UK multi-channel or wideband channel	
		For the variation of a licence, in a premium case, £50 plus the following supplemental sum:	
		For the variation of a licence by adding an occasional use channel or a restricted service programme sound link channel, the sum payable on issue in respect of such channel, and for any other variation of a licence, such sum as	

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	<i>Fixed sums</i>	<i>Variable sums</i>	
		<p>represents one-twelfth of the supplemental sum payable for the issue of a licence for the type of channel to which the additional channel belongs multiplied by the number of complete calendar months from the addition of the channel to the next anniversary of the issue of the licence</p> <p>Provided that for a variation of a licence where the aggregate sum payable would otherwise be less than £20, a transaction charge</p>	
<p>Programme Making and Special Events Link</p>		<p>For the issue of a licence, in a premium case, £50 plus the following supplemental sum:</p> <p>In any case other than a premium case, where the aggregate sum payable on the issue of a licence would otherwise be less than £20, a transaction charge, plus—</p> <p>For occasional use:</p> <p>£2 per channel of 12.5 kHz in the band 26–65 MHz</p>	<p>None, save in relation to the sum which is to be paid upon the variation of a licence, where the prescribed time is the time of such variation</p>

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<i>Class of licence</i>	<i>The prescribed sum in respect of the issue or renewal of the licence and in respect of the prescribed time:</i>		<i>The prescribed time: Interval of time for payment</i>
	<i>Fixed sums</i>	<i>Variable sums</i>	
		£6 per channel of 12.5 kHz in the band 65–470 MHz	
		£2 per channel of 12.5 kHz in the band 470–1000 MHz	
		£12 per channel of 0.5 MHz in the band 1–2 GHz	
		£20 per channel of 5 MHz in the band 2–5 GHz	
		£12 per channel of 5 MHz in the band 5–8 GHz	
		£6 per channel of 5 MHz in the band 8–20 GHz	
		£4 per channel of 5 MHz in the band 20–40 GHz	
		£2 per channel of 5 MHz in the band above 40 GHz	
		For request channels:	
		£120 per channel of 12.5 kHz in the band 26–65 MHz	
		£360 per channel of 12.5 kHz in the band 65–470 MHz	
		£120 per channel of 12.5 kHz in the band 470–1000 MHz	

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	<i>Fixed sums</i>	<i>Variable sums</i>	
		£720 per channel of 0.5 MHz in the band 1–2 GHz	
		£1,200 per channel of 5 MHz in the band 2–5 GHz	
		£720 per channel of 5 MHz in the band 5–8 GHz	
		£360 per channel of 5 MHz in the band 8–20 GHz	
		£240 per channel of 5 MHz in the band 20–40 GHz	
		£120 per channel of 5 MHz in the band above 40 GHz	
		For primary regional channels:	
		£60 per channel of 12.5 kHz in the band 26–65 MHz	
		£180 per channel of 12.5 kHz in the band 65–470 MHz	
		£60 per channel of 12.5 kHz in the band 470–1000 MHz	
		£360 per channel of 0.5 MHz in the band 1–2 GHz	
		£600 per channel of 5 MHz in the band 2–5 GHz	

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	<i>Fixed sums</i>	<i>Variable sums</i>	
		£360 per channel of 5 MHz in the band 5–8 GHz	
		£180 per channel of 5 MHz in the band 8–20 GHz	
		£120 per channel of 5 MHz in the band 20–40 GHz	
		£60 per channel of 5 MHz in the band above 40 GHz	
		For secondary regional channels and primary area channels:	
		£24 per channel of 12.5 kHz in the band 26–65 MHz	
		£72 per channel of 12.5 kHz in the band 65–470 MHz	
		£24 per channel of 12.5 kHz in the band 470–1000 MHz	
		£144 per channel of 0.5 MHz in the band 1–2 GHz	
		£240 per channel of 5 MHz in the band 2–5 GHz	
		£144 per channel of 5 MHz in the band 5–8 GHz	

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	<i>Fixed sums</i>	<i>Variable sums</i>	
		£72 per channel of 5 MHz in the band 8–20 GHz	
		£48 per channel of 5 MHz in the band 20–40 GHz	
		£24 per channel of 5 MHz in the band above 40 GHz	
		For secondary area channels and primary local channels:	
		£12 per channel of 12.5 kHz in the band 26–65 MHz	
		£36 per channel of 12.5 kHz in the band 65–470 MHz	
		£12 per channel of 12.5 kHz in the band 470–1000 MHz	
		£72 per channel of 0.5 MHz in the band 1–2 GHz	
		£120 per channel of 5 MHz in the band 2–5 GHz	
		£72 per channel of 5 MHz in the band 5–8 GHz	
		£36 per channel of 5 MHz in the band 8–20 GHz	

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	<i>Fixed sums</i>	<i>Variable sums</i>	
		£24 per channel of 5 MHz in the band 20–40 GHz	
		£12 per channel of 5 MHz in the band above 40 GHz	
		For programme sound link use:	
		£36 per channel of 12.5 kHz in the band 26–65 MHz	
		For restricted service programme sound link use:	
		£10 per channel of 12.5 kHz in the band 26–65 MHz	
		£30 per channel of 12.5 kHz in the band 65–470 MHz	
		£10 per channel of 12.5 kHz in the band 470–1000 MHz	
		For the variation of a licence, in a premium case,	
		£50 plus the following supplemental sum:	
		For the variation of a licence by adding an occasional use channel or a restricted service programme sound link channel, the sum payable on issue in respect of such	

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	<i>Fixed sums</i>	<i>Variable sums</i>	
		channel, and for any other variation of a licence, such sum as represents one-twelfth of the supplemental sum payable for the issue of a licence for the type of channel to which the additional channel belongs multiplied by the number of complete calendar months from the addition of the channel to the next anniversary of the issue of the licence	
		Provided that for a variation of a licence where the aggregate sum payable would otherwise be less than £20, a transaction charge	
Restricted Radio Services Transmission (Class A—Freely Radiating)		For each medium wave broadcasting band frequency— £15 per day For each VHF broadcasting band frequency— £25 per day where the power of transmission does not exceed 1 W ERP £40 per day where the power of transmission exceeds 1 W ERP	None
Restricted Radio Services Transmission		£100 per channel	Yearly

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	<i>Fixed sums</i>	<i>Variable sums</i>	
(Class B—Radiating Cable)			
Restricted Radio Services Transmission (Class C—Freely Radiating Very Low Power)		£100 per channel	Yearly
Transmission of National and Local Radio Broadcasting Services		Any number of transmitters in the medium wave broadcasting band— coverage of less than 100,000 people—£226 coverage of 100,000 people or more—£339 per complete 100,000 people covered, any final group of less than 100,000 people being disregarded Any number of transmitters in the VHF broadcasting band— coverage of less than 100,000 people—£339 coverage of 100,000 people or more—£509 per complete 100,000 people covered, any final group of less than 100,000 people being disregarded	Yearly
Hobby Radio Amateur Radio		£15 per person aged 21 years or over; no charge for persons aged under 21 years	None

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	Fixed sums	Variable sums	
Amateur Radio Novice		£15 per person aged 21 years or over; no charge for persons aged under 21 years	None
Citizen's Band Radio	£15		None

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend the Wireless Telegraphy (Licence Charges) Regulations 1995 (S.I.1995/1331, “the 1995 Regulations”, as amended by the Wireless Telegraphy (Licence Charges) (Amendment) Regulations 1996 (S.I. 1996/1464) and the Wireless Telegraphy (Licence Charges) (Amendment) Regulations 1997 (S.I. 1997/1006)) by amending the definitions in regulation 3(4) relating to wireless telegraphy licences required for programme making.

These Regulations also substitute new provisions in Schedule 4 to the 1995 Regulations relating to the category of licences headed “**Broadcasting and Ancillary Services**”. The major effect of the new provisions is to change the basis of charging fees for a Restricted Radio Services Transmission (Class A—Freely Radiating) Licence to a daily rate, and to simplify the fees payable for a Restricted Radio Services Transmission (Class B—Radiating Cable) Licence. The Regulations introduce a Restricted Radio Services Transmission (Class C—Freely Radiating Very Low Power) Licence. The Regulations also introduce fees for programme making sound link channels in respect of the Programme Making and Special Events Link Licence.

In addition, the Regulations amend the provisions in Schedule 4 relating to the category of licences headed “**Hobby Radio**” in order to provide that as with an existing Amateur Radio Novice Licence, no fee is payable for an Amateur Radio Licence by persons aged under 21.