

Decision 2006/804/EC of 23 November 2006 on harmonisation of the radio spectrum for radio frequency identification (RFID) devices operating in the ultra high frequency (UHF) band

(Deadline for implementation laid down in Article 3: **24 May 2007**)

Member State	Has Decision 2006/804/EC been implemented?	What is the national legal reference for the implementation?	When does this legal text enter into force? (dd/mm/yyyy)
BE	Yes	Decision of 17 February 2007 of BIPT Council concerning radio interface B7 (V2.1).	01/03/2007
BG	Yes	Implemented through footnote 73 in the National Table of Frequency Allocation (Prom. SG. 60/2004, suppl. SG. 69/2004, amend. and suppl. SG. 31/2005, amend. and suppl. SG. 16/2006) and Ordinance № 14 on the Terms and Conditions for Performance of Telecommunications by means of Radio Devices and Networks of Radio Devices for Own Needs by Using the Radio Spectrum for Common Use (Prom. SG. 72/2004, amend. and suppl. SG. 80/2006). Rules of providing electronic communications for own needs through radio equipment using frequency spectrum that is not necessary to be individually assigned, promulgated in the State Gazette issue 83 of 16 October 2007	16/10/2007
CZ	Yes	The above mentioned Decision has been implemented in the Czech Republic by inclusion of its requirements in the General Authorisation No. VO-R/10/03.2007-4 of 5 March 2007., Article 12, Paragraphs (1), (2) and (4).	01/04/2007
DK	Yes	Decision 2006/804/EC is implemented in Executive order no. 1140 of 7 November 2006 and – without direct reference – in Executive order no. 10061 of 7 November 2006.	07/11/2006

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DE	Yes	<p>Administrative Order No. 07/2005; published in the Official Gazette of the Bundesnetzagentur, No. 5, 19 March 2005, page 219.</p> <p>This contains an amendment of Administrative Order No. 60/2004; published in the Official Gazette of the Bundesnetzagentur, No. 25, 22 December 2004.</p>	22/12/2004
EE	Yes	<p>Implemented through the decree of the Minister of Economic Affairs and Communications of 07.03.2007 and new reduction of the decree of Minister of economic affairs and communication on Conditions for use of radio frequencies and technical requirements for radio equipment exempted from frequency authorisation of 12.09.2007.</p> <p>https://www.riigiteataja.ee/ert/act.jsp?id=12864186</p> <p>http://www.sa.ee/atp/?id=3810</p>	21/09/2007
IE	Yes	<p>Statutory Instrument 160 of 2006: http://www.comreg.ie/_fileupload/publications/SI160of2006.pdf</p> <p>Statutory Instrument 405 of 2002 : http://www.comreg.ie/_fileupload/publications/SI405of2002.pdf</p> <p><u>See also ComReg's document on Permitted Short Range Devices in Ireland:</u> http://www.comreg.ie/_fileupload/publications/odtr0271R.pdf</p>	<p>10/04/2006</p> <p>30/07/2002</p>
EL	Yes	<p>EC decisions concerning communications' issues are considered in force from "the entering into force date" according to our National Legislation FEK (Official Gazette): 136/A/7-8-1992. Harmonisation of the radio spectrum for radio frequency identification (RFID) devices operating in the UHF band has been achieved through implementation of ERC REC (70-03) and relevant footnote in our National Frequency Allocation Table. FEK (Official Gazette): 399/B/3-4-2006.</p> <p>Additionally:</p> <p>At the next revision of our National Allocation Table link to the 2006/804/EC will be indicated</p>	

ES	Yes	Order ITC/3391/2007 of 15 November modifying the National Table of Frequency Allocation (UN-135). http://www.mityc.es/Telecomunicaciones/Secciones/Espectro/cnaf/	24/11/2007
FR	Yes	The decision is implemented by the ARCEP Decisions 2007-0684 adopted on 24 July 2007 and in the Annex 7 of the French Allocation table. The ARCEP decisions were endorsed by an order adopted on 19 September 2007 (JORF 28 September 2007)	28/09/2007
IT	Yes	In Italy, Commission Decision 2006/804/EC was implemented by means of a Ministerial decree adopted on 12 th of July 2007. The legal text is the Ministerial Decree that is a revision of the National Table of Frequency Allocation (D.M. 8.07.2002)	In force
CY	Yes	The Decision has been implemented by allocating the relevant UHF band in the Radiofrequency Plan of the Republic for the RFID devices. Also, an Order was issued specifying that the use of the relevant UHF band by the RFID devices are exempted from the requirement to obtain an authorisation. The relevant amendment of the Radiofrequency Plan was published in the Official Gazette of the Republic on 22.6.2007. The Radiocommunications (Use of Radiofrequencies by Radio equipment that is Exempted from the Obligation to obtain an Authorisation) Order of 2007 (P.I. 264/2007, 22.6.2007)	
LV	Under way	Decision 2006/804/EC will be implemented through the amendment of the National Frequency Plan. Approval of the revised National Frequency Plan is envisaged for October of 2007.	
LT	Yes	Order No. 1V-235 of the Director of the Communications Regulatory Authority of 14 March 2007 on the amendment of Order No. 1V-27 of 13 March 2003 on the approval of the list of radio frequencies/channels which may be used without an individual authorisation (Official Gazette <i>Valstybės žinios</i> No. 35-1303, 2007)	28/03/2007

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LU	Yes	Implemented through the Frequency Plan (regulation) which was published in the memorial (Journal Officiel du Grand-Duché de Luxembourg) on 22 September 2008. http://www.legilux.public.lu/leg/a/archives/2008/0142/a142.pdf	22/09/2008
HU	Yes	Amendment of Government Decree No. 346/2004 (XII. 22.) Korm. on the Establishment of the national allocation of frequency bands and amendment of Decree No. 35/2004 (XII. 28.) IHM on the Establishment of the rules relating to the use of frequency bands will be published soon.	24/11/2007
MT	Yes	Decision implemented through a Reference in the National Frequency Plan. http://www.mca.org.mt/infocentre/openarticle.asp?id=516&pref=24	July 2007
NL	Yes	The radio interfaces are published in the: <u>“Regeling gebruik frequentieruimte zonder vergunning.”</u> The Dutch legal text as a rule enters into force from the second day after the publication in the ‘Staatscourant’. Published in the Staatscourant 2006, 20 November 2006, nr 226	22/11/2007
AT	Yes	Frequency Utilisation Ordinance Federal Law Gazette BGB1. II Nr. 121/2008 of 7 April 2008	07/04/2008
PL	Yes	The ordinance of the Minister of Transport signed 3 July 2007, Enclosure 1 Annex 11. http://www.mt.gov.pl/article/lacznosc/telekomunikacja/akty_prawne/rozporzadzenia/article.php/id_item_tree/316b37e59f3ea30ffbcac7213d7f8eef/id_art/a6419103c6ad33b2cfa5d87397d8da12	
PT	Yes	Decision already implemented through the new version of 2007 National Frequency Allocation Plan (NFAP 2007)	25/07/2007

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RO	Partly implemented	<p>Decision 2006/804/EC is partly implemented by IGCTI Decision no. 62/2005 on the categories of radio frequencies which can be used freely, amended and completed by GICIT Decision no. 345/2006. The reason for that is that this EC decision is implemented for the sub-bands A) 865–865.6 MHz and B) 865.6–867.6 MHz. In the sub-band C the permitted e.r.p. is 100 mW (as in the relevant CEPT Recommendation) instead of 500 mW (as in the EC decision).</p> <p>Currently, the aforementioned IGCTI decision is reviewed in order to be updated for being line with the EC decision.</p>	
SI	Yes	<p>General Act of modifications and supplements of general act on frequency utilisation plan (OJ RS, no. 81/07): http://www.uradni-list.si/1/objava.jsp?urlid=200781&stevilka=4172</p>	08/09/2007
SK	Yes	<p>Decision 2006/804/EC has been implemented in the Slovak Republic through the issue of a new general authorisation.</p> <p>General Authorisation No. VPR-01/2006 The text of General Authorisation No. VPR-01/2006 (in the Slovak language only) is in the Annex and also available on the web site http://www.teleoff.gov.sk/sk/Vpovolenia/identif.html</p>	28/02/2006
FI	Yes	<p>Implemented by FICORA Regulation 4 on radio frequencies and FICORA Regulation 15 on collective frequencies for licence-exempt radio transmitters, see http://www.ficora.fi/en/index/saadokset/maaraykset.html</p>	Regulation 4 and Regulation 15 entered into force on 31 October 2007
SE	Yes	<p>Sweden follows Decision 2006/804/EC and will in the coming revision of the National Frequency Allocation Table update the Frequency Table with this information. The use of the frequencies is exempt from license obligation through the PTS Regulations (PTSFS 2007:4) on the exemption from the license obligation for certain radio transmitters, Chapter 10, Section 4</p>	Provisions on RFID entered into force on 01/01/2006

UK	Yes	Decision 2006/804/EC has been authorised for use by licence exemption. Statutory Instrument 2005 No. 3471, The Wireless Telegraphy (Radio Frequency Identification Equipment) (Exemption) Regulations 2005, as amended by; Statutory Instrument 2007 No. 1282, The Wireless Telegraphy (Radio Frequency Identification Equipment) (Exemption) (Amendment) Regulations 2007 http://www.opsi.gov.uk/si/si2007/20071282.htm	
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Information received from other countries (candidates and observers)

Country	Has Decision 2006/804/EC been implemented?	What is the national legal reference for the implementation?	When does this legal text enter into force? (dd/mm/yy)
NO	Yes	Regulations of 20 April 2007 no. 439 providing general authorisations for the use for radio frequencies.	01/07/2007