

**Decision 2005/928/EC of 20 December 2005 on the harmonisation of the 169,4 – 169,8125 MHz frequency band**(Deadline for implementation laid down in Article 4: **27 December 2005**)

<b>Member State</b>	<b>Has Decision 2005/928/EC been implemented?</b>	<b>What is the national legal reference for the implementation?</b>	<b>When does this legal text enter into force? (dd/mm/yyyy)</b>
BE	Yes	Decision of 17 February 2007 of BIPT Council concerning radio interface B11 (V2.1).	01/03/2007
BG	Pending	Currently this band is used by national security and defense. We expect to implement the Commission Decision as soon as possible. The reason is that it is needed finances for buying new equipment working in other frequency band.  There is no change at the moment	
CZ	Yes	The Decision has been implemented in the Czech Republic by inclusion in the Plan of Radio Spectrum Utilisation.  Full national legal reference for the implementation is Plan of Radio Spectrum Utilisation, Part No. PV-P/1/03.2006-13 for frequency band 146-174 MHz, Section 2, Article 5, paragraphs (19) to (24).	01/04/2006

DK	Yes	<p>The legal national reference is the national frequency plan. The Decision has been implemented in Executive Order No. 10061 of 7. November 2006. Here a reference has been made to Commission Decision 2005/928/EC.</p> <p>Due to existing frequency usage there are limitations on the use of the band 169.4-169.8125 MHz for the new radio services listed in paragraphs 2, 3 and 4 of article 3 of Decision 2005/928/EC. The existing radio services will continue to use this band in accordance with paragraph 6 of article 3. The new radio services listed in paragraphs 2, 3 and 4 of article 3 of Decision 2005/928/EC can be licensed if there is compatibility with existing services on a geographical basis.</p> <p>When the existing services have been phased out the use of the frequencies in low-power part will be exempted from licensing through the Executive Order on frequency use without a licence. At this moment we cannot give an indication on, when existing services have been phased out.</p>	In force
DE	Yes	<p>General authorisations for the low-power part of the Decision published in the Official Gazette of the Bundesnetzagentur:  Administrative Order No. 9/2006 (OG No. 3, 8.2.2006, p. 280) regarding to the use of hearing aids  Administrative Order No. 20/2006 (OG No. 8, 26.4.2006, p. 980) regarding to the use of meter reading systems and low power transmitters for tracking and asset tracking systems  Administrative Order No. 21/2007 (OG No. 8, 25.4.2007, p. 1355) regarding the use of social alarms</p> <p>The implementation of high-power part of the Decision is carried out based on request of concerned and interested manufacturers, service providers or general market demands, in particular, taking into account <i>whereas 9 to 11</i> of the Decision. So far one authorisation has been granted in the high-power part.</p>	In force

EE	Yes	Implemented through the 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 <a href="https://www.riigiteataja.ee/ert/act.jsp?id=12864186">https://www.riigiteataja.ee/ert/act.jsp?id=12864186</a>	21/09/2007
IE	Yes	The National Table of Frequency Allocations has been updated to include a reference to this decision. See page 61 and 62 of ComReg Document 07/81R2 <a href="http://www.comreg.ie/_fileupload/publications/ComReg0781R2.pdf">http://www.comreg.ie/_fileupload/publications/ComReg0781R2.pdf</a>	07/2008
EL	Yes	EC decisions, concerning communications' issues are considered in force from "the entering into force date" of each decision, according to our National Legislation FEK (Official Gazette): 136/A/7-8-1992. Additionally: In the Hellenic National Frequency Allocation Table, FEK (Government Gazette): 399/B/3-4-2006, link to the Commission Decisions: 2005/928/EC is indicated.	03/04/2006
ES	Yes	<u>Order ITC/3391/2007 of 15 November modifying the National Table of Frequency Allocation (UN-138)</u> <a href="http://www.mityc.es/Telecomunicaciones/Secciones/Espectro/cnaf/">http://www.mityc.es/Telecomunicaciones/Secciones/Espectro/cnaf/</a>	24/11/2007
FR	Yes	The French authorities have implemented the Decision by the footnote F36 of the French allocation table and the ARCEP Decision 2007-0689 adopted on 24 July 2007 and endorsed on 19 September 2007 (JORF 28 September 2007).	28/09/2007
IT	Yes	In Italy, a national decree was adopted on 2 <sup>nd</sup> of October 2007 for the implementation of Commission Decision 2005/928/EC.	23/10/2007
CY	Yes	The Commission Decision 2005/928/EC is implemented by means of a	24/11/2006

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It does not necessarily reflect the official position of the Commission.*

*The Commission accepts no responsibility or liability whatsoever with regard to any information or data referred to in this document.*

		decision from the Director of the Department of Electronic Communications of the Ministry of Communications and Works, to amend the Radiofrequency Plan of the Republic of Cyprus, which was published in the Official Gazette of the Republic on 24/11/2006	
LV	Yes	The Commission Decision 2005/928/EC is implemented through the amendment of the National Frequency Allocation Table	24/03/2007
LT	Yes	Decision implemented on 2006 04 12 by the Order Nr. 1V-523 of the Director of the Communication Regulatory Authority on the amendment of the radio frequency usage plan (Official Gazette <i>Valstybės žinios</i> No. 43-1584, 2006) and Order No. 1V-524 of the Director of the Communications Regulatory Authority of 20 October 2005 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. 43-1585, 2006)	21/04/2006
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.  <a href="http://www.legilux.public.lu/leg/a/archives/2008/0142/a142.pdf">http://www.legilux.public.lu/leg/a/archives/2008/0142/a142.pdf</a>	22/09/2008
HU	Yes	Government Decree No. 59/2006 (III. 21.) Korm. on the amendment of Government Decree No. 346/2004 (XII. 22.) Korm. on the Establishment of the national allocation of frequency bands.  Decree of the Minister of Informatics and Communications No. 2/2006 (III. 21.) IHM on the amendment of Decree No. 35/2004 (XII. 28.) IHM on the Establishment of the rules relating to the use of frequency bands.	29/03/2006
MT	Yes	Decision implemented through a Reference in the National Frequency Plan	July 2007



		The next revision of the NTFA will take due account of the provisions of this decision. NTFA will be revised after the outcome of the forthcoming WRC at the ITU level. The band is currently used by PMR networks.	
SI	Yes	General Act on radio frequency utilisation plan (OJ RS, no. 10/06, (17/06 – corrig;) <a href="http://www.uradni-list.si/1/objava.jsp?urlid=200610&amp;stevilka=365">http://www.uradni-list.si/1/objava.jsp?urlid=200610&amp;stevilka=365</a> General Act of modifications and supplements of general act on frequency utilisation plan (OJ RS, no. 81/07): <a href="http://www.uradni-list.si/1/objava.jsp?urlid=200781&amp;stevilka=4172">http://www.uradni-list.si/1/objava.jsp?urlid=200781&amp;stevilka=4172</a>	15/02/2006  08/09/2007
SK	Yes	Implementation of the decision was done through the three General Authorisations of the Telecommunications Office of the Slovak Republic for radio equipment: - VPR 03/2006 for social alarm. Full text in the Slovak language available on the website <a href="http://teleoff.gov.sk/sk/Vpovolenia/soc-alarm.html">http://teleoff.gov.sk/sk/Vpovolenia/soc-alarm.html</a> - VPR 04/2006 for hearing aids. Full text of the General Authorisation in the Slovak language available on the website <a href="http://teleoff.gov.sk/sk/Vpovolenia/nepocujuci/html">http://teleoff.gov.sk/sk/Vpovolenia/nepocujuci/html</a> - VPR 05/2006 for meter reading system. Full text in the Slovak language available on the website <a href="http://teleoff.gov.sk/sk/Vpovolenia/citace.html">http://teleoff.gov.sk/sk/Vpovolenia/citace.html</a>	All the three legal texts entered into force on 31/10/2006
FI	Yes	Implemented by FICORA Regulation 4 on radio frequencies, and FICORA Regulation 15 on collective frequencies for licence-exempt radio transmitters, see <a href="http://www.ficora.fi/en/index/saadokset/maaraykset.html">http://www.ficora.fi/en/index/saadokset/maaraykset.html</a>	Regulation 4 and Regulation 15 (amended 31 October 2007).

SE	Yes	<p>Sweden follows Decision 2005/928/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 as follows:</p> <p>Chapter 6, Section 1, item 20: Asset tracking and tracing 169,4 – 169,475 MHz  Chapter 6, Section 1, item 21: Meter reading systems 169,4 – 169,475 MHz  Chapter 6, Section 10, item 1: Social alarms 169,475 – 169,4875 MHz  Chapter 6, Section 10, item 2: Social alarms 169,5875 – 160,6 MHz  Chapter 6, Section 10, item 3: Hearing aids 169,4125 – 169,4625 MHz  Chapter 6, Section 10, item 4: Hearing aids 169,4875 – 169,5875 MHz</p> <p>The PTS Regulations will enter into force on July 1, 2007.</p> <p>The other applications stated in Decision 2005/928/EC have not been exempted from the license obligation. However, Sweden complies with the decision in such a way that anyone applying for a license in accordance with the requirements in the Decision will be granted a license.</p>	01/07/2007
UK	Under way	<p>The UK is currently in the process of implementing Decision 2005/928/EC. In relation to the low power part of the band we have authorised apparatus by licence exemption for the apparatus detailed in Decision 2005/928/EC. This authorisation limits the power to 10 mW e.r.p. for all apparatus. This authorisation came into force at the end of 2006. The UK plan in 2007 to increase the power the low band, in accordance with the most recent CEPT published recommendation. For the high power part of the band we are currently considering the most appropriate licensing arrangements.</p>	

<b>Information received from other countries (candidates and observers)</b>
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Country	Has Decision 2005/928/EC been implemented?	What is the national legal reference for the implementation?	When does this legal text enter into force? (dd/mm/yyyy)
NO	Yes	<p>Regulations of 20 April 2007 no. 439 providing general authorisations for the use of radio frequencies.</p> <p>See  <a href="http://www.npt.no/iKnowBase/Content/103810/Regulations_providing_general_authorisations_for_the_use_of_radio_frequencies_unofficial_translation.pdf">http://www.npt.no/iKnowBase/Content/103810/Regulations_providing_general_authorisations_for_the_use_of_radio_frequencies_unofficial_translation.pdf</a></p>	01/07/2007