

Commission Decision 2005/513/EC on the harmonised use of radio spectrum in the 5 GHz frequency band for the implementation of Wireless Access Systems including Radio Local Area Networks (WAS/RLANs) as amended by Decision 2007/90/EC of 12 February 2007

(Deadline for implementation of Decision 2007/90/EC: **13 February 2007**)

(Deadline for implementation of Decision 2005/513/EC: **31 October 2005**)

Member State	Have Decisions 2005/513/EC and 2007/90/EC been implemented?	What is the national legal reference for the implementation?	When does this legal text enter into force? (dd/mm/yy)
BE	Yes	Interface radio B3 (V1.1) for local networks radio communications equipment	22/12/04
BG	Yes	Implemented through footnote 73 in the National Table of Frequency Allocation, 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 and General authorization № 220 on Carrying out Telecommunications through Public Networks RLAN from a Mobile Service. 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 for Decision 2005/513/EC Yes for Decision 2007/90/EC	General authorisation No. VO-R/12/08-34 Article 2, paragraph b) letters b, c and d and paragraph d), g) and h) General Authorisation VO-R/12/05.2007-6 amending General Authorisation VO-R/12/08.2007-34 of 14 May 2007, Article 1.	01/09/2005 27/06/2007

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DK	Yes	<p>For Decision 2005/513/EC: Executive Order No. 9626 of 30 May 2005 (now Executive Order no. 10061 of 7 November 2006) on Laying Down the Framework for Usage and Mutual Prioritizing of the Overall Radio Frequency Resources (Frequency Plan) and in Executive Order No. 1266 dated 10. December 2004 on Frequency Use etc. without an Individual Licence.</p> <p>http://www.itst.dk/image.asp?page=image&objno=164107372 http://www.itst.dk/wimpdoc.asp?page=tema&objno=146524062</p> <p>Reference to be made to the Decision at the next review of the Executive Order on Laying Down the Framework for Usage and Mutual Prioritising of the Overall Radio Frequency Resources (Frequency Plan)</p> <p>For Decision 2007/90/EC: The legal national reference is the national frequency plan. The Decision has been implemented in Executive Order No. 10208 of 20 September 2007. Here a reference has been made to Commission Decision 2007/90/EC. The Executive Order can be found here:</p> <p>http://www.itst.dk/wimpdoc.asp?page=tema&objno=146524062</p>	<p>In force</p> <p>30/09/2007</p>
DE	Yes	<p>General Authorisation, published in the Official Gazette of the Federal Network Agency (BNetzA), No. 5, 17 March 2010, page 759, Administrative Order No. 07/2010.</p>	<p>13 November 2002, latest revision of 17 March 2010</p>

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EE	Yes	<p>For Decision 2005/513/EC: implemented through the decree of the Minister of Economic Affairs and Communications of 07.03.2007 and 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 (§30) of 13.04.2006</p> <p>http://sa.riik.ee/atp/failid/Loavabade_maarus_ingl.htm http://www.sa.ee/atp/?id=3810</p> <p>For Decision 2007/90/EC: 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.</p> <p>https://www.riigiteataja.ee/ert/act.jsp?id=12864186</p>	<p>24/03/2007 and 27/04/2006</p> <p>21/09/2007</p>
IE	Yes	<p>Legal references: Statutory Instrument 160 of 2006: http://www.comreg.ie/fileupload/publications/SI160of2006.pdf</p> <p>Statutory Instrument 405 of 2002 Statutory Instrument 405 of 2002: http://www.comreg.ie/fileupload/publications/SI160of2006.pdf</p> <p>See also ComReg's document on Permitted Short Range Devices in Ireland: http://www.comreg.ie/fileupload/publications/odtr0271R.pdf</p>	<p>10/04/2006</p> <p>30/07/2002</p>

EL	Yes for Decision 2005/513/EC Yes for Decision 2007/90/EC	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: At the next revision of our National Allocation Table link to the 2007/90/EC will be indicated. .	03/04/2006
ES	Yes for Decision 2005/513/EC Yes for Decision 2007/90/EC	Order CTE/2082/2003, of July 16, modifying the Order CTE/630/2003, of March 14, which was approved the National Table of Frequency Allocation (UN-128) http://www2.setsi.mityc.es/Secciones/espectro <u>Order ITC/3391/2007 of 15 November modifying the National Table of Frequency Allocation (UN-128)</u> http://www.mityc.es/Telecomunicaciones/Secciones/Espectro/cnaf/	24/06/2003 24/11/2007
FR	Under way for Decision 2005/513/EC	New order modifying the National Table of Frequency Allocations under preparation (annex 7, table III) and the ARCEP Decision 2005-1080 and 1081 adopted on 13 December 2005.	

IT	Yes	Ministerial decree adopted on 12 July 2007 that is a revision of the National Table of Frequency Allocation (D.M. 8.07.2002)	In force
CY	Yes	For Decision 2005/513/EC: Amendment of the Radio frequency Plan published in the Official Gazette on 27/10/05 New general authorisation enters into force on 05/01/2006 (P.I. 6A/2006) For Decision 2007/90/EC: Amendment of the Radiofrequency Plan published in the Official Gazette of the Republic on 22.6.2007. The Radiocommunications (Categories of Radiofrequencies Subject to General Authorisation and Registration) Order of 2007 (P.I. 265/2007, 22.6.2007) and the General Authorisation for the Use of Radiofrequencies by Radio Local Area Networks and by Wireless Access Systems, including the Radio Local Area Networks (WAS/RLAN) (P.I. 267/2007, 22.6.2007).	27/10/2005 22/06/2007
LV	Yes for Decision 2005/513/EC	The Commission Decision 2005/513/EC is implemented through the amendment of the National Frequency Allocation Table	24/03/2007

LT	Yes	<p>For Decision 2005/513/EC: Order No. 1V-895 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. 127-4595, 2005).</p> <p>For Decision 2007/90/EC: Order of the Director of the Communications Regulatory Authority on the Amendment of the List of Frequencies (channels) which may be used without an individual authorisation: Lietuvos Respublikos ryšių reguliavimo tarnybos direktoriaus 2007 m. gegužės 16 įsakymas Nr. 1V-707 dėl Ryšių reguliavimo tarnybos prie Lietuvos Respublikos Vyriausybės direktoriaus 2003 m. kovo 13 d. įsakymo Nr. 1V-27 „Dėl radijo dažnių (kanalų), kuriuos galima naudoti be atskiro leidimo, sąrašo patvirtinimo“ pakeitimo (Žin., 2007, Nr. 56-2192).</p>	<p>28/10/2005</p> <p>23/05/2007</p>
LU	<p>Yes for Decision 2005/513/EC</p> <p>Yes for Decision 2007/90/EC</p>	<p>Implemented through the Frequency Plan (regulation) which was published in the memorial (Journal Officiel du Grand-Duché de Luxembourg) on 22 September 2008.</p> <p>http://www.legilux.public.lu/leg/a/archives/2008/0142/a142.pdf</p>	22/09/2008
HU	<p>Yes for Decision 2005/513/EC</p> <p>Yes for Decision 2007/90/EC</p>	<p>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. 35/2004 (XII. 28.) IHM on the Establishment of the rules relating to the use of frequency bands.</p> <p>Decree of the Minister of Informatics and Communications No. 35/2004 (XII. 28.) IHM on the Establishment of the rules relating to the use of frequency bands.</p>	<p>01/09/2005</p> <p>24/11/2007</p>

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MT	Yes	Publication in National Frequency Plan http://www.mca.org.mt/infocentre/openarticle.asp?id=516&pref=24 <u>In January 2008 the general authorisations for equipment operating in these bands have come into force.</u>	July 2007
NL	Yes	The update of the National Frequency Table has been published in 'Staatscourant' 2005, nr. 30. The use has been incorporated in the "regeling gebruik frequentieruimte zonder vergunning".	
AT	Yes for Decision 2005/513/EC Yes for Decision 2007/90/EC	Frequency Utilisation Ordinance Federal Law Gazette BGB1. II Nr. 307/2005 as amended in Federal Law Gazette BGB1. II Nr. 525/2006 Federal Law Gazette BGBl. II Nr. 121/2008	26/09/2005 12/04/2008
PL	Yes	The ordinance of the Minister of Transport signed 3 July 2007, Enclosure 1, Annex 3 http://www.mt.gov.pl/article/lacznosc/telekomunikacja/akty_prawne/rozporzadzenia/article.php/id_item_tree/316b37e59f3ea30ffbcaac7213d7f8eef/id_art/a6419103c6ad33b2cfa5d87397d8da12	15/08/2007
PT	Yes	For Decision 2005/513/EC: Notice no. 3432/200 65, published in the DR no. 55/200 65 (series II) – Publicising National Frequency Allocation Table, in compliance with the provisions of article 16 of law no. 5/2000 of 10 February. Decision 2007/90/EC implemented, through the new version of 2007 National Frequency Allocation Plan (NFAP 2007).	07/03/2006 25/07/2007

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RO	Yes for Decision 2005/513/EC Under way for Decision 2007/90/EC	IGCTI Decision no. 62/2005 on the categories of radio frequencies which can be used freely, amended and completed by IGCTI Decision no. 345/2006.	
SI	Yes	General act on radio frequency utilisation plan (OJ RS, no. 10/06, (17/06_corig;) http://www.uradni-list.si/1/objava.jsp?urlid=200610&stevilka=365 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	15/02/2006 08/09/2007
SK	Yes for Decision 2005/513/EC Under way for Decision 2007/90/EC	General Authorisation of the Telecommunications Office of the Slovak Republic No. VPR-07/2004 on operation of small performance radio transmission equipments for data transfer, operating on High Radio Local Area Networks The text of the General Authorisation in the Slovak language is in available on the website http://www.teleoff.gov.sk/Vpovolenia/hiperlan2.html An amendment of the terminology of the General Authorisation No. VPR-07/2004 (implementing the Decision 2005/513/EC) is in preparation.	05/11/2004

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FI	Yes	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	Regulation 4 and Regulation 15 entered into force on 31 October 2007
SE	Yes	National Frequency Allocation Plan (Post- och telestyrelsens allmänna råd (PTSFS 2005:2) om den svenska frekvensplanen) Chapter 5, Section 2 of the PTS Exemption Regulations (PTSFS 2007:4) http://www.pts.se/Archive/Documents/SE/2007_4_%20foreskrifter_om_undantag_fran_tillstandsplikten.pdf (only available in Swedish)	Entered into force 1 July 2007
UK	Yes	Statutory Instrument 2003 no.74 The Wireless Telegraphy (exemption) Regulations 2003 as amended by Statutory Instrument 2006 no. 2994 The Wireless Telegraphy (Exemption) (Amendment) Regulations 2006 http://www.opsi.gov.uk/si/si2006/20062994.htm	2006

Information received from other countries (candidates and observers)

Country	Have Decisions 2005/513/EC and 2007/90/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. See http://www.npt.no/iKnowBase/Content/103810/Regulations_providing_general_authorisations_for_the_use_of_radio_frequencies_unofficial_translation.pdf	01/07/2007