



**BT response to the consultation on the
“Notice of Ofcom’s proposal to make regulations in connection
with the award of 2500-2690 MHz and 2010-2025 MHz”**

(Issued by Ofcom on 4 April 2008)

Do stakeholders agree with the proposed statutory instruments set out in this notice for the award of this spectrum?

BT has examined the four draft Statutory Instruments prepared by Ofcom in relation to this important spectrum award. We have considered these texts both in terms of our views on the decisions that Ofcom has taken as well as whether we believe the precise wording of these regulations accurately and adequately achieves what Ofcom has finally decided.

BT notes that Ofcom has prepared this spectrum award, considering carefully all aspects of the design, through three consultations (with accompanying public seminars), to each of which BT has responded in detail to express our views. We now confirm our support or acceptance of the various decisions that Ofcom has made and now proposes to implement with these draft regulations, notwithstanding the following comments and observations.

On the question of the detailed drafting, BT has examined the texts of the proposed statutory instruments and has a small number of detailed observations and comments. It should be noted that these are points of detail relating to the production of the draft Statutory Instruments rather than fundamental issues of substance to the award process itself. If Ofcom has any questions arising from these comments, BT would welcome the opportunity to explain them further if required.