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Paul Chapman, 03.83  
Spectrum Policy Group  
Riverside House  
2a Southwark Bridge Road  
London SE1 9HA

6 July 2007

Dear Mr Chapman,

**Hutchison 3G UK Limited (“H3G”) response to “Notice of Ofcom’s proposal to make (Ultra-Wideband Equipment) (Exemption) Regulations” (the “Draft Notice”), published 5 June 2007**

H3G has commented upon and been involved in the discussions on the appropriate conditions for allowing the use of ultra-wideband (“UWB”) equipment within both the UK and European (ECC TG3) fora.<sup>1</sup> H3G believes that the Commission Decision of 21 February 2007<sup>2</sup> is a reasonable compromise to ensure that UWB equipment does not cause undue interference to existing licensees and supports its implementation in the UK (including as an example of the effective use of spectrum harmonisation measures).

H3G notes that this compromise has been reached on the basis of specific assumptions relating to UWB equipment and its likely use and does **not** support (as recently proposed by Ofcom in the Licence Exemption Framework Review) the blanket extension of the proposed conditions to any low powered equipment in any band. Allowing low powered licence exempt use of another type or emitting in other bands would require a fresh investigation.

H3G also notes that the exemption is granted on the condition that the UWB equipment does not cause harmful interference to any wireless telegraphy. H3G would welcome clarification from Ofcom on how this particular clause will be enforced in practice.

Yours sincerely

Tim Lord  
Regulatory Director

<sup>1</sup> As described in sections 1 and 2 of the Draft Notice.

<sup>2</sup> “On allowing the use of the radio spectrum for equipment using ultra-wideband technology in a harmonised manner in the Community” OJ [2007] L55/33, 23.02.2007.