

WIRELESS TELEGRAPHY ACT 2006

NOTICE OF VARIATION

VARIATION NUMBER 7 DATED 27 MARCH 2019

TO LICENCE GRANTED TO COMUX UK LIMITED (“THE LICENSEE”) UNDER SECTION 8(1) OF THE WIRELESS TELEGRAPHY ACT 2006 (“THE LICENCE”) AUTHORISING THE ESTABLISHMENT AND USE OF STATIONS DESCRIBED IN THE SCHEDULES TO THE LICENCE FOR THE TRANSMISSION OF BROADCASTING SERVICES IN ACCORDANCE WITH THE TERMS, PROVISIONS AND LIMITATIONS OF THE LICENCE DATED 29 JULY 2013 AS AMENDED BY VARIATION NUMBER 1 DATED 18 FEBRUARY 2014, VARIATION NUMBER 2 DATED 18 JULY 2014, VARIATION NUMBER 3 DATED 10 APRIL 2015, VARIATION NUMBER 4 DATED 6 MARCH 2018, VARIATION NUMBER 5 DATED 16 APRIL 2018 AND VARIATION NUMBER 6 DATED 13 JULY 2018.

WHEREAS

- A. On 19 November 2014 Ofcom published a statement called “Decision to make the 700MHz band available for mobile data” containing a spectrum management decision to make spectrum in the 700MHz band available for mobile data use.
- B. On 17 October 2016, Ofcom published a statement called “Maximising the benefits of 700MHz clearance – enabling acceleration of 700MHz clearance and use of the 700MHz centre gap”, in which it stated that it would aim to make the band available for that use by May 2020.
- C. On 28 April 2016 and 17 May 2017, the European Commission and the European Parliament and Council, respectively, made decisions the effect of which is to require Member States to make the 700 MHz band available for mobile data use by 30 June 2020.
- D. In order to make the 700MHz band available for mobile data use, existing authorised users of digital terrestrial television, including the Licensee, will have to be cleared from the 700MHz band.
- E. Ofcom has therefore decided that it is appropriate to amend the Licence in order to implement the 700MHz DTT Clearance Programme and give effect to its decisions, by varying the frequencies on which the Multiplex operates.
- F. Condition 1 of the Licence authorises the Licensee to establish, install and use the Radio Equipment described in the Schedule to the Licence subject, amongst other things, to the terms in the Schedule.
- G. Paragraph 3 of Schedule 1 requires the Licensee to comply with the technical requirements as to the frequencies, aerial heights and powers set out in the Technical Plan.

- H. The relevant changes to the Licence are made to the Technical Plan. In particular, the changes relate to clearance events taking place from March 2019 to March 2020.
- I. In accordance with Schedule 1 paragraph 7 of the Wireless Telegraphy Act 2006, the Licensee has been given one month to make representations on the proposed variation and the Licensee has on 27 March 2019 consented to them.

NOW THEREFORE the Licence shall be varied in the following manner:

1. By replacing the relevant rows in the Technical Plan with the revised rows as shown in the attachment to this notice of variation.
2. By replacing the existing version of Annex 1 in the Technical Plan with the revised version of Annex 1 in the attachment to this notice of variation.

Unless otherwise stated, this variation to the Licence shall come into force on the execution of this variation by Ofcom.

This document shall be construed as if it formed part of the Licence and shall be governed by English law. Terms used in it shall have the same meaning as in the Licence unless stated or the context requires otherwise.

SIGNED FOR OFCOM ON 27 MARCH 2019



Lauren Cleverley
Principal, Broadcast Licensing