

Revocation – notification of Ofcom's decision to revoke Amateur Radio licences

SCHEDULE 1, PARAGRAPHS 6 AND 7 OF THE WIRELESS TELEGRAPHY ACT 2006 – NOTICE OF REVOCATION OF A WIRELESS TELEGRAPHY ACT LICENCE

1. This is a General Notice of our decision to revoke an Amateur Radio licence. It is issued in accordance with Clause 4(3) of the Amateur Radio Licence. This General Notice is addressed to the holder of any Amateur Radio Licence described in (a) and (b), below ("the affected licences"):
 - a. Any Amateur Radio Licence that was due to be revalidated between September 2012 and January 2013 respectively, both months being inclusive ("revalidated" means that, by no later than five years after the date of issue of the Licence, the licensee confirmed to Ofcom that the details set out in Section 1 of the Licence remained current and accurate); and
 - b. Any Amateur Radio licence falling under the description in (a) above but which has not been revalidated as described in (a) above.
2. In accordance with Schedule 1, paragraphs 6(b) and 7(10) and (11) of the Wireless Telegraphy Act 2006 (as amended - "the Act") and Clause 4(3) of the Amateur Radio Licence, ("the Licence"), we have made a decision to revoke the affected licences, as described below.
3. Ofcom notified holders of the affected licences by e-mail dated 9th October 2015 and, on 15th October 2015, by way of a notice published on the Ofcom website of its proposal to revoke the affected licences ("the First Notification"). The reason that Ofcom proposed to revoke the affected licences was because our records showed that the affected licences had not been revalidated as required by Clause 6(3) of the Licence and described in paragraph 1, above.
4. Holders of the affected licences had one month in which to make representations on Ofcom's proposals to revoke the affected licences. The First Notification was issued by e-mail on 9th October and by a notice published on Ofcom's website, on 15th October 2015. The deadline for receiving representations was therefore one month from each of those dates, that is, 10th November and 16th November 2015, respectively.
5. Ofcom did not receive any representations in relation to the proposals set out in the First Notification.
6. Ofcom now gives Notification in accordance with Schedule 1, paragraphs 6(b), 7(10) and (7)(11) of the Act, and in accordance with Clause 4(3) of the Licence, of its decision to revoke the affected licences.
7. The reason that Ofcom is revoking the affected licences is because the holders of those licences have not revalidated the licences as required by Clause 6(3) of the Amateur Radio Licence.
8. The revocation of the affected licences has immediate effect.
9. Under sections 8 and 35 of the Act, it is an offence to install or use apparatus for wireless telegraphy other than under and in accordance with the terms of a licence granted by Ofcom, unless the use is exempted by regulations. The maximum penalty for this offence is six months' prison and a fine of £5,000.