



**NOTIFICATION OF PROPOSED VARIATION UNDER SECTION 7(1) TO SCHEDULE 1  
OF THE WIRELESS TELEGRAPHY ACT 2006**

**VARIATION NUMBER 3 DATED 1 MARCH 2017**

**TO WT TELEVISION MULTIPLEX SERVICE LICENCE WTLM 003 (“THE LICENCE”) GRANTED TO MULTIPLEX BROADCASTING SERVICES N.I. LIMITED (“THE LICENSEE”) AUTHORISING THE INSTALLATION, ESTABLISHMENT AND USE OF WIRELESS TELEGRAPHY STATIONS AND/OR WIRELESS TELEGRAPHY APPARATUS AS DESCRIBED IN THE SCHEDULES TO THE LICENCE AND VARIED BY VARIATION NUMBER 1 DATED 15 AUGUST 2012 AND VARIATION NUMBER 2 DATED 27 NOVEMBER 2015**

**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 700 MHz band available for mobile data use.
- B. 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.
- C. On 11 March 2016 Ofcom published a consultation, ‘Maximising the benefits of 700 MHz clearance – enabling acceleration of 700 MHz clearance and use of the 700 MHz centre gap’ which set out proposals for when to change the use of the 700 MHz band and make it available for mobile data use. On 17 October 2016 Ofcom published a statement of the same name which concluded that the date by which the 700 MHz band should be cleared for use by mobile data services is 1 May 2020.
- D. Ofcom has therefore decided that it is appropriate to amend the Licence in order to facilitate delivery of the 700MHz DTT Clearance Programme by requiring the Licensee to take all reasonable steps to implement the Clearance Delivery Plan and is now varying the Licence in order to do so.
- E. Ofcom has amended the definition of the “700 MHz DTT Clearance Programme” and inserted a new definition of the “Clearance Delivery Plan”.
- F. In accordance with Schedule 1, paragraph 6 of the Wireless Telegraphy Act, the Licensee has been given a reasonable opportunity to make representations on the proposed variation.

**NOW THEREFORE** the Licence will be varied in the following manner:

1. By amending the definition of “700 MHz DTT Clearance Programme” to reflect Ofcom’s statement of 17 October 2016, inserting a new definition of the “Clearance Delivery Plan” and amending paragraph 2 in Schedule 2 to the licence as set out in the fully consolidated licence attached to this notice of variation.

This document shall be construed as if it formed part of the Licence and shall be governed by English law.

**SIGNED FOR OFCOM ON 1 MARCH 2017**

A handwritten signature in black ink, appearing to read 'Helen Hearn', written in a cursive style.

**Helen Hearn**  
**Director, Sector Policy**