

Spectrum Management Centre
Baldock Monitoring Station
Royston Road
Baldock
Hertfordshire
SG6 6SH

Direct line: 01462 428540 (9am-5pm)
DEO@ofcom.org.uk
09 July 2024

Dear [REDACTED],

Advisory Notice – Unauthorised use of wireless telegraphy (EMF condition breach)

Responsible person:	[REDACTED]
Offence:	Unauthorised use of wireless telegraphy radio station or equipment contrary to Section 35(1) of the Wireless Telegraphy Act 2006.
Date of offence:	14 June 2024
Location of offence:	[REDACTED]

I am writing to you in my capacity as a Spectrum Operations Manager for Ofcom (the Office of Communications).

Ofcom is the independent communications regulator in the UK with responsibility for the protection and management of the radio spectrum.

Following our investigation into the wireless telegraphy apparatus (radio equipment) listed below. It was determined that the wireless telegraphy equipment had been installed or used otherwise than in accordance with the terms, provisions and limitations (conditions) of a wireless telegraphy licence or exemption regulation.

The investigation showed that the radio equipment ([REDACTED]) was not being used in a way that ensured compliance with electromagnetic field (EMF) exposure. These limits are set by the International Commission on Non-ionizing Radiation Protection (ICNIRP)¹ to protect people and the environment. For more information see the Ofcom website at <https://www.ofcom.org.uk/spectrum/emf/policy>

Ofcom takes a serious view of the non-compliance with the licence conditions. Having taken into consideration all relevant factors we have determined that this matter can be dealt with by way of this advisory notice in lieu of formal warning or a prosecution. A record will be kept of this notice and may influence any decisions on future enforcement action. For more information about our

¹ ICNIRP sets limits to protect the environment and people from non-ionizing radiation. We refer to these limits as the “general public EMF limits”. The condition applies to licensees whose radio equipment is currently authorised to transmit at powers higher than 10 Watts EIRP or 6.1 Watts ERP.

approach to enforcement see the Ofcom website at <https://www.ofcom.org.uk/spectrum-enforcement> .

Where there is any doubt about compliance you are advised to seek professional expert guidance.

Any personal data obtained during this investigation will be retained and managed in accordance with the Data Protection Act 2018, for more information please see the Ofcom General Privacy Statement at <https://www.ofcom.org.uk/about-ofcom/foi-dp/general-privacy-statement>

Yours faithfully,

PP

