

Our ref:
Your ref:

Graham Seaton

David Donachie, Spectrum Policy Group
Ofcom,
Riverside House
2A Southwark Bridge Road,
London
SE1 9HA

2/15aE
Temple Quay House
2 The Square, Temple Quay
Bristol BS1 6HA

Direct Line: 0117 372 8256
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Dear David

**Ofcom consultation
Licence Exemption of Wireless Telegraphy Devices - Candidates for 2011**

Question 2) Do you agree with our proposal to exempt the use equipment for safety-related ITS infrastructure from the need to hold a Wireless Telegraphy Act licence?

The Highways Agency supports the principle of deregulation and is therefore in favour of the proposal.

However, you may wish to consider that ETSI standards EN 302 5871 and 302 665 have not been widely tested to date.

Due to timing and resource constraints, this response has not been cleared with Ministers but is the Highways Agency view.

Yours sincerely



Graham Seaton
ITS Research Group, Network Services
Email: graham.seaton@highways.gsi.gov.uk