



**ORGANIZACION DE LOS ESTADOS AMERICANOS
ORGANIZATION OF AMERICAN STATES**

**Comisión Interamericana de Telecomunicaciones
Inter-American Telecommunication Commission**

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**WRC-07 AGENDA ITEM 1.12: Penalties for Non-Payment of Cost Recovery
Fees for Satellite Network Assignment Notification
(Item on the Agenda: 1.12)**

(Document submitted by the delegation of the United States of America)

UNITED STATES OF AMERICA

DRAFT PROPOSAL FOR THE WORK OF THE CONFERENCE

Agenda Item 1.12: to consider possible changes in response to Resolution **86 (Rev. Marrakesh, 2002)** of the Plenipotentiary Conference: “Advance publication, coordination, notification and recording procedures for frequency assignments pertaining to satellite networks” in accordance with Resolution **86 (WRC-03)**;

Background Information: WRC 2000, as a result of including the consequences of non-payment of cost recovery fees, modified footnotes in Article 9, Appendices 30, 30A, and 30B. These footnotes provided that if payments were not received in accordance with the provisions as set forth in Decision 482, as modified, the Bureau would cancel the publication, after informing the administration concerned. Council 05 approved a further modified Decision 482, which extended satellite network cost recovery requirements to notifications of satellite network filings. As a result of this action, similar modifications are required for Article 11, Appendices 30, 30A and 30B.

Proposal

USA/ /01 MOD

ARTICLE 11

Notification and recording of frequency assignments^{1, 2, 3, 4, 5, 6} (WRC-0307)

**Section II – Examination of notices and recording of frequency assignments
in the Master Register**

Reasons: Consequential editorial change.

USA/ /02 MOD

MOD

11.28 Complete notices shall be marked by the Bureau with their date of receipt and shall be examined in the date order of their receipt. On receipt of a complete notice the Bureau shall, within no more than two months, publish^{10A} its contents, with any diagrams and maps and the date of receipt, in the BR IFIC which shall constitute the acknowledgement to the notifying administration of receipt of its notice. When the Bureau is not in a position to comply with the time limit referred to above, it shall periodically so inform the administrations, giving the reasons therefore.

Reasons: Add a footnote to point to new footnote 11.28.1 which takes into account satellite network cost recovery requirements for notifications.

USA/ /03 ADD

^{10A} **11.28.1** If the payments are not received in accordance with the provisions of Council Decision 482, as amended, on the implementation of cost recovery for notification of satellite network filings, the Bureau shall cancel the publication, after informing the administration concerned. The Bureau shall inform all administrations of such action, and that the network specified in the publication in question no longer has to be taken into consideration by the Bureau and other administrations. The Bureau shall send a reminder to the notifying administration not later than two months prior to the deadline for the payment in accordance with Council Decision 482 unless the payment has already been received. See also Resolution 87 (WRC-03).

Reasons: New footnote that takes into account Council 05 decision to include notifications in satellite network cost recovery requirements.

USA/ /04 MOD

APPENDIX 30 (REV. WRC-0307)*

ARTICLE 5 (WRC-0307)

Notification, examination and recording in the Master International Frequency Register of frequency assignments to space stations in the broadcasting-satellite service

Reasons: Consequential editorial change.

USA/ /05 MOD

5.1.6 Upon receipt of a complete notice, the Bureau shall include^{19A} its particulars, with the date of receipt, in its BR IFIC, which shall contain the particulars of all such notices received since the publication of the previous Circular.

Reasons: Add a footnote to point to new footnote 19A which takes into account satellite network cost recovery for notifications.

USA/ /06 ADD

^{19A} If the payments are not received in accordance with the provisions of Council Decision 482, as amended, on the implementation of cost recovery for notification of satellite network filings, the Bureau shall cancel the publication, after informing the administration concerned. The Bureau shall inform all administrations of such action, and that the network specified in the publication in question no longer has to be taken into consideration by the Bureau and other administrations. The Bureau shall send a reminder to the notifying administration not later than two months prior to the deadline for the payment in accordance with Council Decision 482 unless the payment has already been received. See also Resolution 87 (WRC-03).

Reasons: New footnote that takes into account Council 05 decision to include notifications in satellite network cost recovery requirements.

USA/ /07 MOD

APPENDIX 30A (REV. WRC-0307)*

ARTICLE 5 (WRC-0307)

Coordination, notification, examination and recording in the Master International Frequency Register of frequency assignments to feeder-link transmitting earth stations and receiving space stations in the fixed-satellite service²¹

Reasons: Consequential editorial change.

USA/ /08 MOD

5.1.10 Upon receipt of a complete notice, the Bureau shall include^{23A} its particulars, with the date of receipt, in its BR IFIC which shall contain the particulars of all such notices received since the publication of the previous Circular.

Reasons: Add a footnote to point to new footnote 23A which takes into account satellite network cost recovery for notifications.

USA/ /09 ADD

^{23A} If the payments are not received in accordance with the provisions of Council Decision 482, as amended, on the implementation of cost recovery for notification of satellite network filings, the Bureau shall cancel the publication, after informing the administration concerned. The Bureau shall inform all administrations of such action, and that the network specified in the publication in question no longer has to be taken into consideration by the Bureau and other administrations. The Bureau shall send a reminder to the notifying administration not later than two months prior to the deadline for the payment in accordance with Council Decision 482 unless the payment has already been received. See also Resolution 87 (WRC-03).

Reasons: A new footnote that takes into account Council 05 decision to include notifications in satellite network cost recovery requirements.

USA/ /10 MOD

APPENDIX 30B (Rev. WRC-~~2000~~07)

ARTICLE 8 (WRC-~~03~~07)

Procedure for notification and recording in the Master Register of assignments in the planned bands for the fixed-satellite service

Reasons: Consequential editorial change.

USA/ /11 MOD

8.5 Complete notices shall be marked by the Bureau with their date of receipt and shall be examined in the date order of their receipt. Following receipt of a complete notice the Bureau shall, within not more than two months, publish^{3A} its contents, with any diagrams and maps and the date of receipt, in the BR IFIC, which shall constitute the acknowledgement to the notifying administration of receipt of its notice. When the Bureau is not in a position to comply with the time-limit referred to above, it shall periodically so inform the administrations, giving the reasons therefore.

Reasons: Add a footnote to point to new footnote 3A which takes into account satellite network cost recovery requirements for notifications.

USA/ /12 ADD

^{3A} If the payments are not received in accordance with the provisions of Council Decision 482, as amended, on the implementation of cost recovery for notification of satellite network filings, the Bureau shall cancel the publication, after informing the administration concerned. The Bureau shall inform all administrations of such action, and that the network specified in the publication in question no longer has to be taken into consideration by the Bureau and other administrations. The Bureau shall send a reminder to the notifying administration not later than two months prior to the deadline for the payment in accordance with Council Decision 482 unless the payment has already been received. See also Resolution 87 (WRC-03).

Reasons: New footnote that takes into account Council 05 decision to include notifications in satellite network cost recovery requirements.
