



Commission for
Communications Regulation

Application Form for a Liberalised Use Licence in the 800 MHz, 900 MHz and 1800 MHz bands

Application Form

Reference: ComReg 12/135

Date: 18/12/2012

**An Coimisiún um Rialáil Cumarsáide
Commission for Communications Regulation**

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1 Notes for Applicants

1. The application for, and granting of, Wireless Telegraphy Liberalised Use Licences is governed by the Wireless Telegraphy (Liberalised and Preparatory Licences in the 800 MHz, 900 MHz and 1800 MHz bands) Regulations 2012, Statutory Instrument (S.I. 251 of 2012) (“The Regulations”). The Regulations provide for the submission of a written application containing such information as the Commission for Communications Regulation (ComReg) may require, as well as detailing the form and duration of, and the restrictions and conditions subject to which, Liberalised Use Licences are granted by ComReg. ComReg is also empowered by law to require the provision of appropriate information in this context generally.
2. A Liberalised Use Licence allows the Licensee to keep and have possession of, wireless telegraphy apparatus for terrestrial systems capable of providing electronic communications service in some or all three of the 800 MHz 900 MHz and 1800 MHz bands (“Apparatus”), subject to such Apparatus being installed, maintained, worked and used in accordance with the terms and conditions and restrictions set out in the Regulations and the Liberalised Use Licence.
3. In addition, a Liberalised Use Licence is a “non-exclusive” licence for the national terrestrial territory of the Republic of Ireland and all Apparatus licensed under same is required to comply with, amongst other things, European Commission (EC) decisions relevant to the spectrum rights of use encompassed in a Liberalised Use Licence, including:
 - EC Decision 2010/267/EU in relation to the 800 MHz band; and
 - EC Decision 2009/766/EC as amended in relation to the 900 MHz band and 1800 MHz bands.
4. Only Winning Bidders in the Multi-Band Spectrum Award (MBSA) process (“the Applicants”) can apply for and be granted a Liberalised Use Licence. The results of ComReg’s MBSA process are set out in Document 12/131,¹ and amongst other things, the Winning Bidders in the MBSA process are identified as being:
 - Hutchison 3G Ireland Ltd.;
 - Meteor Mobile Communications Ltd.;

¹ Document 12/131 “Frequency Arrangements and Results of the Multi-Band Spectrum Award Process” published 5 December 2012

- Telefónica Ireland Ltd.; and
 - Vodafone Ireland Ltd.
5. In line with the licensing framework for the MBSA process (aside from the Regulations, interested parties are also referred to ComReg Documents 12/25² and 12/52³), this application form sets out the information required from Applicants in relation to a Liberalised Use Licence (“Application Form”).
6. In submitting this Application Form the Licensee **must**:
- i. properly complete all sections of the Application Form as set out in section 2;
 - ii. pay the licence fees for a Liberalised Use Licence in accordance with the instructions as set out in section 3 of this Application Form; and
 - iii. sign the Declaration Form as set out in section 4 of this Application Form.
7. Application Forms must be submitted to the following address:
- Tara Kavanagh**
Licensing Manager
The Commission for Communications Regulation
Licensing Section (Ref: Liberalised Use Licence)
Abbey Court
Irish Life Centre
Lower Abbey Street
Dublin 1
Ireland
8. Any queries should be directed to Tara Kavanagh on 01 804 9623 or via e-mail to tara.kavanagh@comreg.ie .

² Document 12/25, “Multi-band Spectrum Release” Response to Consultation and Decision.

³ Document 12/52, “Multi-band Spectrum Release” Information Memorandum and associated documents.

2 Application Form

2.1 Applicant Details

Full Name of the Applicant:	
Registered Number (if the Applicant is a company):	
Country of registration:	
Full Postal Address (address of registered office in the case of a company):	
Contact Name:	
Contact Phone Number:	
Contact E-mail:	
Contact Facsimile Number:	
Address to which Licence is to be sent:	

2.2 Details of the Apparatus and location of same to which the Liberalised Use Licence would apply

9. In line with the instructions provided below, the Applicant is required to electronically submit in **.csv** format⁴ the information requested in this part of the Application Form to Tara Kavanagh, Licensing Manager, ComReg at tara.kavanagh@comreg.ie .
10. This information is to accompany the Application Form and any subsequent amendment requests to a Liberalised Use Licence.
11. Subsequent to the issue of a Liberalised Use Licence, updated information is to be submitted to ComReg each calendar year in which the Liberalised Use Licence is in force, on or before the anniversary of the commencement date of the Liberalised Use Licence.
12. In submitting the information required in the section, the Applicant is required to identify any information which it considers to be confidential and reasons for same.⁵
13. Apparatus not notified to ComReg in accordance with the procedures set down in this document is considered to be unlicensed and Applicants are expressly drawn to the prohibitions in the Wireless Telegraphy Act 1926, as amended, relating to same.

2.2.1 Details of the Apparatus to which the Liberalised Use Licence would apply

14. The Applicant is required to fully complete the information requested in Table 1 below in relation to each Apparatus that the Applicant intends to keep and have possession of under the provisions of a Liberalised Use Licence.

Table 1: The Apparatus to which the Liberalised Use Licence would apply

Equipment Index Reference	Terrestrial System	Equipment Description	Manufacturer	Model

⁴ Or another format suitably agreed in advance with ComReg.

⁵ ComReg will treat any such requests in line with its Guidelines on the treatment of confidential information (see ComReg Document 05/24) as amended. As set out in Document 12/52, ComReg will publish on its website the text of the Liberalised Use Licence and any subsequent amendments to same.

2.2.2 Location of Apparatus and other details to which the Liberalised Use Licence would apply

15. For each site that the Applicant intends to install, maintain, work or use Apparatus under the provisions of a Liberalised Use Licence, the Applicant is required to fully complete the information requested in:

- Table 2 below in respect of sites for the 800 MHz band;
- Table 3 below in respect of sites for the 900 MHz band; and
- Table 4 below in respect of sites for the 1800 MHz band.

Table 2: The Apparatus location and other details to which the Liberalised Use Licence would apply for the 800 MHz band

Site Identity	Eastings	Northings	Equipment Index Reference	Maximum EIRP ⁶ (dBm)

Table 3: The Apparatus location and other details to which the Liberalised Use Licence would apply for the 900 MHz band

Site Identity	Eastings	Northings	Equipment Index Reference	Maximum EIRP (dBm)

Table 4: The Apparatus location and other details to which the Liberalised Use Licence would apply for the 1800 MHz band

Site Identity	Eastings	Northings	Equipment Index Reference	Maximum EIRP (dBm)

⁶ EIRP is the Equivalent Isotropically Radiated Power

3 Licence Fees and Method of Payment

16. It is a condition of a Liberalised Use Licence that the Licensee pay the fees as set out in regulation 8 of the Regulations.
17. The fees associated with a Liberalised Use Licence, the methods of making a payment for these fees, and the timeframe for making this payment will be notified separately to each Applicant.

4 Part 4: Declaration Form

Declaration by Applicant

Wireless Telegraphy Liberalised Use Licence

I/we hereby certify that the information provided in this application is, to the best of my/our knowledge and belief, true, accurate and complete and not misleading, and I/we accept and understand that ComReg may by law require the provision of such information, and that the provision of incorrect, incomplete, inaccurate or misleading information, or mis-declarations in this Application Form, may cause this application not to comply with the requirements of the Regulations. In the event that this application does not comply with the Regulations, ComReg may, amongst other things, refuse to grant a licence.

In accordance with the Wireless Telegraphy Act of 1926, as amended, I/we accept responsibility for the installation and maintenance of the Wireless Telegraphy apparatus.

I/we accept that a Wireless Telegraphy Liberalised Use Licence granted does not confer any right of ownership or exclusive right of use of the frequency spectrum to which the Licence relates, and agree to abide by all conditions of the Wireless Telegraphy Liberalised Use Licence and any direction made by ComReg from time to time.

I/we accept and understand that ComReg may publish and/or make available information relating to Wireless Telegraphy Liberalised Use Licences, and that certain information from, or relating to, this Application Form may be contained in such publications or disclosures.

I/we confirm that we will notify ComReg promptly of any change to the information set out at 2.1 above and we acknowledge that any change to the details set out at 2.2 above is subject to the prior approval of ComReg.

For and on behalf of:

(Applicant)

Signature:

(Authorised Signatory)⁷

⁷ If this Declaration Form is not signed by one of the Applicant's Authorised Agents as notified to ComReg in accordance with the provisions of the Information Memorandum (ComReg Document 12/52) then appropriate evidence of the authority of the signatory to bind the Applicant must be submitted together with this Declaration Form.

Name in Capital Letters Only: _____

Position: _____

Date: _____