

Draft IWG-4 modifications to NTIA Proposal on Agenda item 7 (No. 11.41A)

UNITED STATES OF AMERICA

DRAFT PROPOSALS FOR THE WORK OF THE CONFERENCE

Agenda Item 7: *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 (Rev. WRC-07)*

Issue: The status of frequency assignments initially recorded under No. **11.41** in cases where the required coordinations are completed with the networks which were the basis for the unfavorable findings after the assignments are recorded in the Master International Frequency Register (MIFR).

Background Information: The Radiocommunication Bureau (BR) considered issues concerning definitive and provisional recordings of frequency assignments and related articles of the Radio Regulations.¹ The BR considers an assignment receiving an unfavorable finding for not completing coordination and filing under No. **11.41** as “provisional.” If no interference has occurred between the provisional assignment and any assignment, which was the basis for the unfavorable finding during the four month period of simultaneous operation, then the BR changes the provisional recording to “definitive.” The BR considers an assignment recorded under No. **11.41**, even if the status changes from provisional to definitive, as having a lower status to the assignment for which the BR based the unfavorable finding on No. **11.32A**.² The BR should record an assignment as definitive if the BR initially recorded it under No. **11.41** and the assignment subsequently completes all of the requirements for coordination and successfully operates simultaneously for the four-month period with the assignment which was the basis for the initial unfavorable finding. This assignment should also receive the same status as the existing assignment. Therefore, the BR should consider an assignment that it initially recorded under No. **11.41** equally with respect to an existing assignment which was the basis for the unfavorable findings under No. **11.32A** if coordination with the latter is completed and should not be seen as “always lower.” Continuing to consider the provisional assignment as having a lower status could be a disincentive to complete coordination.

This proposal modifies No. **11.41A** to ensure that the BR consider the status of an assignment initially recorded under No. **11.41** as equal to the status of the existing assignment, which was the basis for the unfavorable findings under No. **11.32A** if coordination is completed with respect to that existing assignment after the BR initially recorded the assignment in the MIFR.

¹ BR Report to the 2007 World Radiocommunication Conference (Document 4, Addendum 2, Section 3.1.3.3).

² BR Report to the 2007 World Radiocommunication Conference (Document 4, Addendum 2, Section 3.1.3.3.4).

Proposal:

ARTICLE 11

Notification and recording of frequency assignments^{1, 2, 3, 4, 5, 6, 7} (WRC-07)

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

MOD USA/7/1

11.41A Should the assignments that were the basis of the unfavourable finding under Nos. **11.32A** or **11.33** not be brought into use within the period specified in Nos. **11.24**, **11.25** or **11.44**, then the finding of the assignments resubmitted under No. **11.41** shall be reviewed accordingly. Should the coordination procedures specified in No.11.32 be completed with administration(s) whose assignments were the basis of the recording under No. 11.41, then any conditions related to the initial recording of assignments under No. 11.41 shall be removed.

Reasons: The proposed modification to No. **11.41A** will ensure that the BR consider the status of an assignment initially recorded under No. **11.41** as equal to the status of the existing assignment, which was the basis for the unfavorable findings under No. **11.32A**, if coordination is completed with respect to that existing assignment after the BR initially recorded the assignment in the MIFR.

Deleted: !

Deleted: as appropriate

Formatted: Highlight

Formatted: Font color: Auto, Highlight

Formatted: Font: Bold, Font color: Auto, Highlight

Deleted: with respect to assignments recorded under No. 11.41

Formatted: Font color: Auto, Highlight

Formatted: Highlight