Commonwealth of Australia

*Radiocommunications Act 1992*

Radiocommunications (Spectrum Licence Limits) Direction No. 1 of 2012 (Amendment No. 1 of 2012)

I, STEPHEN MICHAEL CONROY, Minister for Broadband, Communications and the Digital Economy, amend the direction given to the Australian Communications and Media Authority on 2 February 2012, under subsection 60(10) of the *Radiocommunications Act 1992* and subsection 33(3) of the *Acts Interpretation Act 1901*.

Dated 14 December 2012

STEPHEN MICHAEL CONROY

Minister for Broadband, Communications and the Digital Economy

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1. Name of Direction

This Direction is the *Radiocommunications (Spectrum Licence Limits) Direction No. 1 of 2012 (Amendment No. 1 of 2012)*.

1. Commencement

This Direction commences on the day it is made.

1. Variation

The *Radiocommunications (Spectrum Licence Limits) Direction No. 1 of 2012* is amended as set out in the Schedule to this Direction.

**Schedule Amendments**

1. **Subsection 3(1), definition of *associate* (subparagraph (a)(iv))**

*omit the subparagraph*

1. **Subsection 3(1), definition of *associate* (subparagraph (b)(iii))**

*omit the subparagraph*

1. **Subsection 3(1), definition of *associate* (subparagraph (c)(i))**

*omit*

relates to

*substitute*

is for

1. **Subsection 3(1), after definition of *associate***

*insert*

***carrier*** has the same meaning as in the *Telecommunications Act 1997*.

1. **Subsection 3(1), after definition of *designated area***

*insert*

***public mobile telecommunications service*** hasthe same meaning as in the *Telecommunications Act 1997*.

1. **Subsection 3(1), definition of *relevant agreement***

*omit*

other than an agreement between carriers

*substitute*

 other than a Roaming Services Agreement or an agreement between carriers

1. **Subsection 3(1), after definition of *relevant agreement***

*insert*

***Roaming Services Agreement*** means an agreement between carriers for the principal purpose of enabling end-users of public mobile telecommunications services supplied by one carrier to use public mobile telecommunications services supplied by another carrier, in geographic locations where the first-mentioned carrier’s public mobile telecommunications services are not available.

1. **Subsection 4(1), paragraphs (a) and (b)**

*Omit*

(a) 20MHz of spectrum available in the designated area in the frequency band 703MHz to 748MHz; and

(b) 20MHz of spectrum available in the designated area in the frequency band 758MHz to 803MHz.

*Substitute*

(a) 25 MHz of spectrum available in the designated area in the frequency band 703 MHz to 748 MHz; and

(b) 25 MHz of spectrum available in the designated area in the frequency band 758 MHz to 803 MHz.