

Radiocommunications (Foreign Space Objects) Determination 2014

*Radiocommunications Act 1992*

This compilation was prepared on 7 October 2015 taking into account amendments up to *Radiocommunications (Communication with Space Object) Class Licence Consequential Amendments Instrument 2015*

Prepared by the Australian Communications and Media Authority

1 Name of Determination

This Determination is the *Radiocommunications (Foreign Space Objects) Determination 2014*.

2 Commencement

This Determination commences on the day after it is registered.

*Note*   All legislative instruments and compilations are registered on the Federal Register of Legislative Instruments kept under the *Legislative Instruments Act 2003*. See http://www.frli.gov.au.

3 Definitions

In this Determination, unless the contrary intention appears:

***Act*** means the *Radiocommunications Act 1992*.

***class licence*** means the *Radiocommunications (Communication with Space Object) Class Licence 2015*.

4 Application of Act outside Australia — foreign space objects operating in frequency range mentioned in class licence

The Act applies outside Australia in relation to a foreign space object if:

(a) the foreign space object is owned, controlled or operated by or for a company mentioned in Schedule 1; and

(b) a space station on the foreign space object is operating in a frequency range mentioned in paragraph 6 (a) or (b) of the class licence to transmit radio emissions to, or receive radio emissions from, a station inside Australia.

*Note*   Under section 5 of the Act, a ***foreign space object*** is defined to mean a ***space object*** (also defined in section 5 of the Act) that is not an ***Australian space object***. An ***Australian space object*** is defined in section 5 to mean a space object that the ACMA, by legislative instrument, determines to be an Australian space object for the purposes of the Act (see the *Radiocommunications (Australian Space Objects) Determination 2014*).

5 Application of Act outside Australia — other foreign space objects

The Act applies outside Australia in relation to a foreign space object if:

(a) the foreign space object is owned, controlled, or operated by, or for, an entity mentioned in Schedule 3; and

(b) a space station on the foreign space object is operating in a frequency range that is not mentioned in subsection 6 (a) or (b) of the class licence; and

(c) the space station is operating to transmit radio emissions to, or receive radio emissions from, a station inside Australia.

6 Revocation of previous Determination

The *Radiocommunications (Foreign Space Objects) Determination 2000* (Federal Register of Legislative Instruments No. F2008C00638) is revoked.

Schedule 1 Owners, controllers or operators of foreign space objects operating in frequency range mentioned in class licence

(paragraph 4 (a))

|  |  |
| --- | --- |
| Item | Company owning, controlling or operating foreign space object |
| 1 | Globalstar L.P. (incorporated in the United States of America) |
| 2 | Iridium LLC (incorporated in the United States of America) |
| 3 | ORBCOMM Global L.P. (incorporated in the United States of America) |
| 4 | Intelsat Corporation (incorporated in Luxembourg) |
| 5 | Inmarsat Limited (incorporated in the United Kingdom) |
| 6 | Space Communications Corporation (incorporated in Japan) |
| 7 | Asia Satellite Telecommunications Holdings Limited (incorporated in Hong Kong) |
| 8 | Astrolink International LLC (incorporated in the United States of America) |
| 9 | Shin Satellite Public Company Limited (incorporated in Thailand) |
| 10 | New Skies Satellites B.V. (incorporated in the Netherlands) |
| 11 | SES Americom, Inc (incorporated in the United States of America) |
| 12 | Thuraya Telecommunications Company (incorporated in the United Arab Emirates) |
| 13 | GE International Holdings, Inc. (incorporated in the United States of America) |
| 14 | Eutelsat Asia Pte Ltd (incorporated in Singapore) |
| 15 | APT Satellite Company Limited (incorporated in Hong Kong) |

Schedule 3 Owners, controllers or operators of other foreign space objects

(paragraph 5 (a))

|  |  |  |
| --- | --- | --- |
| Item | | Entity owning, controlling or operating foreign space object |
| 1 | Measat Satellite Systems Sdn. Bhd. (incorporated in Malaysia) | | |
| 2 | Intelsat Corporation (incorporated in Luxembourg) | | |
| 3 | Shin Satellite Public Company Limited (incorporated in Thailand) | | |
| 4 | New Skies Satellites B.V. (incorporated in the Netherlands) | | |
| 5 | Asia Satellite Telecommunications Company Limited (incorporated in Hong Kong) | | |
| 6 | Eutelsat Asia Pte Ltd (incorporated in Singapore) | | |

Notes to the *Radiocommunications (Foreign Space Objects) Determination 2014*

Note 1

The *Radiocommunications (Foreign Space Objects) Determination 2014* (in force under paragraph 16(1)(ca) of the *Radiocommunications Act 1992*)as shown in this compilation is amended as indicated in the Tables below.

**Table of Instruments**

| Title | Date of notification  in *Gazette* or FRLI registration | Date of commencement | Application, saving or transitional provisions |
| --- | --- | --- | --- |
| *Radiocommunications (Foreign Space Objects) Determination 2014* | 25 November 2014 (*see* F2014L01584) | 26 November 2014 |  |
| *Radiocommunications (Communication with Space Object) Class Licence Consequential Amendments Instrument 2015* | 18 September 2015 (*see* F2015L01488) | 24 September 2015 (see F2015L01486 and C2015G01540) |  |

Table of Amendments

| ad. = added or inserted am. = amended rep. = repealed rs. = repealed and substituted | | |
| --- | --- | --- |
| Provision affected | How affected | | |
| s.3 | am. 2015. |
| s.4 | am. 2015. |
| s.5 | am. 2015. |
| Schedule 1 | am. 2015. |
| Schedule 2 | rep. 2015.. |