

TELECOMMUNICATIONS ORDINANCE  
(Chapter 106)

PUBLIC RADIOCOMMUNICATIONS SERVICE LICENCE

DATE OF ISSUE :

VALIDITY PERIOD :

DATE OF EXTENSION (if applicable) :

PERIOD OF EXTENSION (if applicable) :

.....of  
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(the “licensee”) is licensed, subject to the conditions set out in this licence-

- (a) to provide a public radiocommunications service (the “service”) described in Schedule 1;
- (b) to establish, maintain, possess and use the radiocommunications apparatus described in Schedule 2 to provide the service; and
- (c) to deal in and demonstrate with a view to sale in the course of trade or business, such apparatus or material for radiocommunications as may be necessary to supply customers of the service.

GENERAL CONDITIONS

1. This licence shall not be construed as granting any exclusive rights to the licensee in the provision of the service.
2. This licence replaces any licence, however described, which the Authority may have granted to the licensee for the service.
3. The licensee shall at all times and from time to time during the continuance of this licence operate, maintain and provide the service in a manner satisfactory to the Authority.
4. The licensee shall at all times perform and observe the requirements of the Constitution and Convention of the International Telecommunication Union and

the regulations and recommendations annexed to or made under the Convention as are applicable to Hong Kong except to the extent that the Authority may in writing expressly exempt the licensee from such compliance.

5. (1) Notwithstanding regulation 8(1) of the Telecommunications Regulations, the licensee may with the prior written consent of the Authority transfer this licence and any permission, right or benefit under this licence.
- (2) The consent of the Authority shall be subject to such conditions as the Authority thinks fit.
- (3) If the licensee transfers the licence or other right, the licensee shall give the Authority a true copy of the transfer document within two months of the date of the transfer.
6. (1) Each base station shall be used only at the location and with emissions at the frequencies and of the classes and characteristics specified in Schedule 2, and with such power and aerial characteristics as are specified in Schedule 2 in relation to the class and characteristics of the emission in use.
- (2) The apparatus comprised in each base station shall at all times comply with the technical and performance standards as may be prescribed by the Authority and specified in Schedule 2.
- (3) The apparatus comprised in each base or mobile station (being a mobile station used by the customer of the licensee) shall be of a type approved by the Authority and shall be so designed, constructed, maintained and operated that its use does not cause any avoidable interference with any radiocommunications.
- (4) Each base station shall be operated only by the licensee or a person authorized by the licensee in that behalf. The licensee shall not permit or suffer any person not so authorized to have access to the apparatus comprised in each base station. The licensee shall ensure that persons operating each base station observe the conditions of the licence at all times.

- (5) The licensee-
    - (a) shall not make any change-
      - (i) in any base station; or
      - (ii) in the address at which each base station is installed, without the prior approval in writing of the Authority; and
    - (b) shall return this licence to the Authority for amendment when a change referred to in sub-subparagraph (a) has been effected.
  - (6) If power for the working of any base station is taken from a public electricity supply, no direct connection shall be made between the supply mains and the aerial.
  - (7) If any base station aerial crosses above or may fall or be blown onto any overhead power wire (including electric lighting and tramway wires) or power apparatus it shall be guarded to the reasonable satisfaction of the owner of the power apparatus concerned.
  - (8) The licensee shall take all reasonable measures to ensure that customers of the service do not cause interference to other users of radiocommunications and shall take all the necessary measures to stop such interference as may occur.
  - (9) The licensee shall cease to offer service to a customer if instructed to do so by the Authority.
  - (10) The licensee shall, if so required, provide the Authority with a list of the names, addresses and other details, requested by the Authority, of the customers of the service annually on a date specified by the Authority by notice to the licensee.
7. The apparatus operated by the licensee shall be operated only on such radio frequencies as the Authority may assign to the licensee and the Authority may refuse to assign further frequencies or required the licensee, by notice to him, to cease to operate the apparatus on any frequency previously assigned to him if in

the opinion of the Authority the licensee is not making efficient use of that frequency.

8. The Authority may, by giving not less than 12 months' notice in writing to the licensee, require him upon such date as may be specified in the notice to cease using any frequency previously assigned to him by the Authority and to use such new frequency as the Authority may designate.
9. The licensee shall not enter into any agreement or arrangement whether legally enforceable or not which shall in any way prevent or restrict competition in relation to the operation of the service or any other telecommunications service licensed by the Authority.
10. This licence shall be valid for such period as determined and published by the Authority to be applicable to Public Radiocommunications Service Licence at the time of the issue of this licence.
11. The licensee shall pay the fees applicable to Public Radiocommunications Service Licence as may from time to time be determined and published by the Authority.

#### SPECIAL CONDITIONS

(Special conditions may be inserted on the Grant  
or Extension of this Licence)

#### SCHEDULE 1

#### DESCRIPTION OF THE PUBLIC RADIOCOMMUNICATIONS SERVICE

SCHEDULE 2

Location

Transmitting Frequencies

Maximum Frequency Tolerance

Classes of Emission

Maximum Effective Radiated Power

Aerial Characteristics

Other Performance and Technical Standards

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For and on behalf of the  
Communications Authority