



FINAL ACTS

**OF THE REGIONAL
RADIOCOMMUNICATION
CONFERENCE FOR THE
REVISION OF THE
ST61 AGREEMENT
(RRC-06-Rev.GE89)**

(Geneva, 2006)



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FINAL ACTS OF THE REGIONAL RADIOCOMMUNICATION CONFERENCE
FOR THE REVISION OF THE GE89 AGREEMENT
(RRC-06-Rev.GE89)

(Geneva, 2006)

Preamble

The First Session of the Regional Radiocommunication Conference for planning of the digital terrestrial broadcasting service in parts of Regions 1 and 3 in the frequency bands 174-230 MHz and 470-862 MHz (Geneva, 10-28 May 2004) adopted Resolution GT-PLN/1 (RRC-04), by which it recommended the course of action with a view to harmonizing the parts of the GE89 Agreement that relate to the use of the frequency bands 174-230 MHz and 470-862 MHz with the relevant decisions of the Regional Radiocommunication Conference for the planning of the digital terrestrial broadcasting service in Region 1 (parts of Region 1 situated to the west of meridian 170° E and to the north of parallel 40° S, except the territory of Mongolia) and in the Islamic Republic of Iran, in the frequency bands 174-230 MHz and 470-862 MHz (Geneva, 2006) (RRC-06).

At its 2004 session, the Council of the International Telecommunication Union (ITU) resolved, by its Resolution 1226, to convene a regional radiocommunication conference, associated in time and place with the RRC-06, to revise the GE89 Agreement accordingly, and established its agenda. The agenda, dates and place of the Conference were approved by the required majority of ITU Member States from the Planning Area.

RRC-06-Rev.GE89 met in Geneva, in the period between 15 May and 16 June 2006, and worked on the basis of the agenda approved by the Council. It adopted the *Protocol revising certain parts of the Regional Agreement relating to the planning of VHF/UHF television broadcasting in the African Broadcasting Area and neighbouring countries (Geneva, 1989) (Geneva, 2006)*, as well as the associated Resolutions, as contained in these Final Acts.

REGIONAL AGREEMENT

Protocol revising certain parts of the Regional Agreement relating to the planning of VHF/UHF television broadcasting in the African Broadcasting Area and neighbouring countries (Geneva, 1989)

(Geneva, 2006)

PREAMBLE

The undersigned delegates of the following Member States:

[XXX, YYY, ZZZ...],

meeting in Geneva for a regional radiocommunication conference to revise the Regional Agreement relating to the planning of VHF/UHF broadcasting in the African Broadcasting Area and neighbouring countries, (Geneva, 1989) (GE89 Agreement), between 15 May 2006 and 16 June 2006, and working on the basis of its agenda,

noting Article 10 of the GE89 Agreement,

having considered the Agreement adopted by the Regional Radiocommunication Conference for the planning of the digital terrestrial broadcasting service in Region 1 (parts of Region 1 situated to the west of meridian 170° E and to the north of parallel 40° S, except the territory of Mongolia) and in the Islamic Republic of Iran, in the frequency bands 174-230 MHz and 470-862 MHz (Geneva, 2006) (RRC-06) (GE06 Agreement),

having also considered the need to harmonize the dates of entry into force and the dates of provisional application of the GE06 Agreement and the revised GE89 Agreement,

recognizing that the analogue Plan annexed to the GE06 Agreement contains the frequency assignments from the updated GE89 Plan as it appears in BR IFIC No. 2569 in the frequency bands 174-230 MHz and 470-862 MHz which are transferred to the the new analogue Plan annexed to the GE06 Agreement as a consequence of the abrogation of Annex 1 to the GE89 Agreement in the above mentioned frequency bands,

have adopted, subject to approval by their competent authorities, a revision of the GE89 Agreement, as contained in this Protocol,

declare that, should a Member State from the African Broadcasting Area or a neighbouring country concerned make reservations¹ concerning the application of one or more of the provisions of the revised GE89 Agreement, no other Member State from the African Broadcasting Area or neighbouring country concerned shall be obliged to observe that provision or those provisions in its relations with that particular Member State.

¹ These reservations shall not relate to Article 2 of this Protocol.

ARTICLE 1

Definitions

For the purposes of this Protocol, and unless otherwise specified, the following terms shall have the meanings defined below:

- 1.1 *Union*: the International Telecommunication Union.
- 1.2 *Secretary-General*: the Secretary-General of the *Union*.
- 1.3 *Constitution*: the Constitution of the *Union*.
- 1.4 *Convention*: the Convention of the *Union*.
- 1.5 *Planning Area*: the African Broadcasting Area as defined in Nos **5.10** to **5.13** of the Radio Regulations (Edition of 2004) and the following neighbouring countries: Saudi Arabia, Bahrain, United Arab Emirates, Iran (Islamic Republic of), Iraq, Kuwait, Oman, Qatar, Yemen (including those parts of Yemen that are situated outside of the African Broadcasting Area).
- 1.6 *GE89 Agreement*: the Regional Agreement relating to the planning of VHF/UHF television broadcasting in the African Broadcasting Area and neighbouring countries (Geneva, 1989).
- 1.7 *Conference*: the Regional Radiocommunication Conference for the revision of the *GE89 Agreement* (Geneva, 2006).
- 1.8 *Protocol*: this Protocol revising certain parts of the *GE89 Agreement*.

ARTICLE 2

Revision of certain parts of the GE89 Agreement

- 2.1 The provisions in Articles 3, 4 and 5 of the *GE89 Agreement* and the associated parts of its Annexes 1, 2, 3, 4 and 5 are abrogated insofar as their application in the frequency bands 174-230 MHz and 470-862 MHz is concerned.

ARTICLE 3

Entry into force and provisional application of the Protocol

- 3.1 The provisions of the *Protocol* shall apply provisionally as from 17 June 2006 at 0001 UTC.
- 3.2 The *Protocol* shall enter into force on 17 June 2007 at 0001 UTC.

ARTICLE 4

Approval of the Protocol

4.1 Any Member State from the *Planning Area* shall deposit its instrument of approval of the *Protocol*, as soon as possible, with the *Secretary-General*, who shall at once inform the other Member States of the *Union*, it being understood that for Member States which are not party to the *GE89 Agreement*, such approval shall also imply the approval of, or accession to, the *GE89 Agreement*. The *Secretary-General* is authorized to take, at any time, any appropriate action aimed at the timely implementation of the provisions of this paragraph.

ARTICLE 5

Accession to the Protocol

5.1 Any Member State in the *Planning Area* which is a party to the *GE89 Agreement* but not a signatory of the *Protocol*, shall deposit its instrument of accession to the latter, as soon as possible, with the *Secretary-General*, who shall at once inform the other Member States of the *Union*. The *Secretary-General* is authorized to take, at any time, any appropriate action aimed at the timely implementation of the provisions of this paragraph.

5.2 Accession to the *Protocol* shall be made without reservation and shall become effective on the date on which the instrument of accession is received by the *Secretary-General*.

ARTICLE 6

Approval of or accession to the GE89 Agreement

6.1 Any Member State from the *Planning Area* approving or acceding to the *GE89 Agreement* after the entry into force of the *Protocol* shall be considered as also approving or acceding to the *Protocol*.

ARTICLE 7

Amendment and revision of the Protocol

7.1 The *Protocol* shall not be amended or revised except by a competent regional radiocommunication conference of the Member States from the *Planning Area* convened in accordance with the procedures laid down in the *Constitution* and *Convention*.

IN WITNESS WHEREOF, the delegates of the Member States of the International Telecommunication Union from the Planning Area, named below, have, on behalf of their respective competent authorities, signed one copy of these Final Acts. In case of dispute, the French text shall prevail. This copy shall remain deposited in the archives of the Union. The Secretary-General shall forward one certified true copy to each Member State of the International Telecommunication Union from the Planning Area.

Done at Geneva, 16 June 2006

RESOLUTIONS

RESOLUTION COM4/1 (RRC-06-Rev.GE89)

Revision of certain Resolutions and Recommendations adopted by the Regional Administrative Conference for the Planning of VHF/UHF television broadcasting in the African Broadcasting Area and neighbouring countries (Geneva, 1989)

The Regional Radiocommunication Conference for the revision of the GE89 Agreement (Geneva, 2006),

considering

that certain Resolutions and Recommendations adopted by the Regional Administrative Conference for the Planning of VHF/UHF Television Broadcasting in the African Broadcasting Area and Neighbouring Countries (Geneva, 1989) (GE89) relate to the use of the frequency bands 174-230 MHz and 470-862 MHz, which are addressed by the provisions adopted by the Regional Radiocommunication Conference for the planning of the digital terrestrial broadcasting service in Region 1 (parts of Region 1 situated to the west of meridian 170° E and to the north of parallel 40° S, except the territory of Mongolia) and in the Islamic Republic of Iran, in the frequency bands 174-230 MHz and 470-862 MHz (Geneva, 2006) (RRC-06),

resolves

that the provisions in Resolutions 1, 2, 3, 4 and 5 and Recommendations 1, 2, 3 and 4 adopted by the GE89 Conference are abrogated as from 17 June 2006 at 0001 UTC insofar as their application in the frequency bands 174-230 MHz and 470-862 MHz is concerned.

RESOLUTION COM4/2 (RRC-06-Rev.GE89)

**Suspension of the Article 4 procedure of the Regional Agreement (Geneva, 1989)
in the frequency bands 174-230 MHz and 470-862 MHz**

The Regional Radiocommunication Conference for the revision of the GE89 Agreement (Geneva, 2006),

considering

- a) the actions taken by the Regional Radiocommunication Conference for the planning of the digital terrestrial broadcasting service in Region 1 (parts of Region 1 situated to the west of meridian 170° E and to the north of parallel 40° S, except the territory of Mongolia) and in the Islamic Republic of Iran, in the frequency bands 174-230 MHz and 470-862 MHz (Geneva, 2006) (RRC-06), regarding the establishment of the reference situation for analogue television;
- b) that the reference situation for the analogue television, established by RRC-06, for the territories governed by the Geneva 1989 (GE89) Agreement, coincides with the updated version of the GE89 Plan, as included in BR IFIC No. 2569 with a publication date 16 May 2006;
- c) that the updated version of the GE89 Plan, as included in BR IFIC No. 2569, contains all frequency assignments successfully coordinated and communicated to the Radiocommunication Bureau by 15 March 2006, provided that the relevant information (e.g. TB3 notices or equivalent statements) has been provided to the Bureau by 21 April 2006;
- d) the necessity for harmonizing the scopes of the GE89 Plan and the analogue television plan annexed to the Regional Agreement established by RRC-06,

recognizing

that the Regional Agreement established by RRC-06 contains a procedure to update the analogue television plan in the frequency bands 174-230 MHz and 470-862 MHz,

resolves to instruct the Director of the Radiocommunication Bureau

- 1 to cease processing of submissions received under Article 4 of the GE89 Agreement in the frequency bands 174-230 MHz and 470-862 MHz after the publication of BR IFIC No. 2569 of 16 May 2006, including the processing of submissions from administrations in these bands whose processing was not completed in time for inclusion in BR IFIC No. 2569;
- 2 to delete from databases of the Radiocommunication Bureau all entries (notices) related to pending frequency assignments received under Article 4 of the GE89 Agreement, in the frequency bands 174-230 MHz and 470-862 MHz, which did not result in a Plan entry for inclusion in the updated version of the GE89 Plan included in BR IFIC No. 2569.
