

**Decision No. 133/2008 issuing the regulation organizing the registration and usage of frequencies and radio equipment and their pricing**

Pursuant to the Telecommunications Regulatory Act issued by the Royal Decree No. 30/2002 and;

The Executive Regulation of the Act issued by the Ministerial Decision No. 10/2007 and;

The Decision No. 46/2003 on Radio Frequency Registration and Utilization Fees and Fees of some Radio Licenses and;

The Decision No. 198/2007 regulating the exemption of WAS/RLANS from Radio Licensing and;

The Decision No. 55/2008 on regulation of GSM services (1800 MHz) on board aeroplanes and;

The Decision No. 90/2008 regulating the licensing of Stations and Radio Equipment Operation and;

The Authority's approval dated 17/9/2008 and;

Based on the exigencies of the public interest;

**It is decided:**

**Article 1:** The provisions of the attached regulation shall come into force in respect of organizing the registration and usage of frequencies and radio equipment and their pricing.

**Article 2:** Without prejudice to the provisions of (Article 5 repeated 1) of the Telecommunications Regulatory Act referred to, the military and security bodies shall comply with payment of radio frequency registration fees only.

**Article 3:** The following shall be exempted from the provisions of Article 1 of this Decision:

1. Traditional fishing boats, provided that the maximum load capacity does not exceed 50 tons and length does not exceed 30 meters.
2. Users of radio frequencies when alternative frequencies are assigned instead of the frequencies decided to be vacated by the Authority.
3. The radio equipment designated for use by persons with special needs and for safety of patients, subject to the Authority's Type-Approval.
4. The radio equipment listed in Annex (E) of the attached regulation.

**Article 4:** Duration of the license to use or possess radio equipment shall be for one year (Twelve months). The validity of the license to use radio equipment may be extended for a maximum period of five years after an advance payment of fees is made for the whole period on the approval of the application. The effective licensing date shall start from the purchasing date of the equipment from the dealers in radio equipment that are registered with the Authority or from the arrival date of the equipment to the Omani soil in case of importation from abroad.

**Article 5:** Without prejudice to the provisions of Article No. 90/2008 cited above, the Authority may issue temporary licenses the validity and fees of which are to be determined in accordance with the attached regulation. The license shall be automatically cancelled upon the expiry of its duration.

**Article 6:** The provisional approval issued by the Authority for radio license applicant that enables him to identify the radio frequencies and the technical characteristics and data approved to be used for purposes of programming the radio equipment by the manufacturer and their importation to Oman shall not be considered a license to use the radio equipment. The duration of this approval shall only be limited to three months and the Authority may, based on a substantiated request, approve its extension for further three months. In case of non-importation of equipment, or non-provision of the radio equipment serial numbers to the Authority within this period, the provisional approval shall be deemed expired and the applicant shall submit a fresh application to obtain the radio license pursuant to the applicable procedures.

**Article 7:** An application requesting change of frequency, increase of power, increase of transmission capacity, change of location or increase of antenna height will be considered as a new application requiring payment of all the consequent fees payable for registration and usage of new radio frequencies.

**Article 8:** A one month grace period starting from the license expiry date shall be granted for payment of the prescribed fees for renewal of the radio license or its cancellation, while a grace period of one month shall be granted from the issue date of the advice note of fees payable as a result of requesting administrative modifications to the license, reduction of the number of frequencies or reduction of any technical features in the station or the radio equipment. In case of delay of fee payment, the penalty set out in the attached regulation shall be applicable for each month of delay up to twelve months. Where the delay is part of a month, the fee shall be calculated proportionately based on the period of delay to a month. If no payment is made during this period, the license will be revoked and the radio equipment will be seized and legal actions stipulated in the Act will be taken.

**Article 9:** A grace period of two months shall be given for payment of fees for assigning and licensing new frequencies. If no payment is made during this period, the

application shall be deemed cancelled and the applicant will be required to file a new application for assignment and usage of radio frequencies.

**Article 10:** A grace period of one month shall be given for payment of fees for licensing of radio equipment used in ships, boats and planes. In case of delay of fee payment, the penalty set out in the attached regulation shall be applicable. Where the delay is part of a month, the fee shall be calculated proportionately based on the period of delay to a month.

**Article 11:** The Authority may periodically review and amend the annexes attached to this regulation if so required by the recommendations and resolutions of the ITU and the international organizations and in accordance with market requirements and technological development.

**Article 12:** Decisions No. 46/2003, 198/2007 and 55/2008 referred to shall be repealed, as well as all that is in contravention with the provisions of this Decision.

**Article 13:** This Decision shall be published in the Gazette and shall come into force with effect from 1 January, 2009.

**Mohammed Bin Nasser Al-Khasibi**  
**Chairman of Telecommunications Regulatory Authority**

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