

# Wireless Telegraphy Regulations

No. 85 of 1970

An Act to amend certain Regulations under the *Wireless Telegraphy Act 1905–1967*.

[Assented to 26 October 1970]

**B**E it enacted by the Queen's Most Excellent Majesty, the Senate, and the House of Representatives of the Commonwealth of Australia, as follows:—

Short title.

1. This Act may be cited as the *Wireless Telegraphy Regulations Act 1970*.

Commencement.

2. This Act shall come into operation on the first day of November, One thousand nine hundred and seventy.

Amendments of Regulations.

3.—(1.) The Wireless Telegraphy Regulations are amended as set out in the Schedule to this Act.

(2.) Nothing in the last preceding sub-section prevents the amendment or repeal by a regulation under the *Wireless Telegraphy Act 1905–1967* of any regulations as amended by that sub-section.

(3.) A licence granted under the Wireless Telegraphy Regulations and in force immediately before the commencement of this Act shall continue in force for the unexpired portion of the period for which that licence was granted as if the amendments of those Regulations effected by this Act had not been made, and shall, for the purposes of those Regulations as amended by this Act, be deemed to be a licence granted under those Regulations as so amended.

## THE SCHEDULE

Section 3 (1).

## AMENDMENTS OF THE WIRELESS TELEGRAPHY REGULATIONS

1. Regulation 3 of the Wireless Telegraphy Regulations is repealed and the following regulation inserted in its stead:—

“ 3.—(1.) In these Regulations, unless the contrary intention appears—

Interpretation.

‘ aircraft station ’ means—

(a) a station in respect of which an aircraft station licence is in force; and

(b) a station, not being an authorized station, that is installed on an aircraft;

‘ authorized officer ’, in relation to any provision of these Regulations, means an officer authorized by the Minister for the purposes of that provision;

‘ authorized station ’ means a station in respect of which a licence is in force;

‘ Government message ’ means a message transmitted on behalf of the Government of the United Kingdom, the Government of the Commonwealth or the Administration of a Territory of the Commonwealth;

‘ harbour ’ includes any harbour properly so called, whether natural or artificial, or any estuary, navigable river, pier, jetty or other work in or at which a ship can obtain shelter or ship or unship goods or passengers;

‘ licence ’ means a licence granted under these Regulations;

‘ licensed equipment ’ means equipment at a station in respect of which a licence is in force;

‘ licensee ’ means any person who is the holder of a licence;

‘ mobile service ’ means a wireless communication service in which a mobile station participates;

‘ mobile station ’ means an aircraft station, a handphone station, a harbour mobile station, a land mobile station or a ship station;

‘ ship ’ includes every kind of vessel or floating craft of any size, not being a ship that is permanently moored;

‘ ship station ’ means—

(a) a station in respect of which a ship station licence is in force; and

(b) a station, not being an authorized station, that is installed on a ship;

‘ station ’ means a station or equipment for the transmission or reception of messages by means of wireless telegraphy;

‘ the Act ’ means the *Wireless Telegraphy Act 1905–1967*;

‘ the Department ’ means the Postmaster-General’s Department;

‘ the Director-General ’ means the Director-General of Posts and Telegraphs;

‘ the Safety Convention ’ means the International Convention for the Safety of Life at Sea, 1960, signed at London on the seventeenth day of June, 1960, as affected by any amendment, other than an amendment not accepted by Australia, made under Article IX. of that Convention;

‘ the Telecommunication Convention ’ means the International Telecommunication Convention signed at Montreux on the twelfth day of November, 1965.

“ (2.) Subject to the last preceding sub-regulation, a reference in these Regulations to a station by the name of a class of licence provided for by these Regulations shall be read as a reference to a station in respect of which such a licence is in force.”

2. Regulation 4 of the Wireless Telegraphy Regulations is amended by omitting sub-regulations (2.) and (3.). Repeal.

THE SCHEDULE—*continued*

## Licences.

## 3. Regulation 5 of the Wireless Telegraphy Regulations is amended—

- (a) by omitting sub-regulation (1.) and inserting in its stead the following sub-regulations:—

“ (1.) Subject to sub-regulation (2.) of this regulation, the classes of licences that may be granted under these Regulations are the classes of licences specified in the second column of the table in the Schedule to these Regulations.

“ (1A.) A licence that is included in a class of licences referred to in the last preceding sub-regulation shall be in accordance with such form as the Minister determines.”; and

- (b) by omitting from sub-regulation (2.) all of the words from and including the words “ of a class ” and inserting in their stead the words “ in respect of which the grant of a licence included in a class referred to in the last two preceding sub-regulations is, in the opinion of the Minister, inappropriate.”.

## Licence fees.

## 4. Regulation 7 of the Wireless Telegraphy Regulations is amended—

- (a) by omitting sub-regulation (1.) and inserting in its stead the following sub-regulations:—

“ (1.) Subject to the next two succeeding sub-regulations, the fee payable in respect of the grant or renewal of a licence is the fee specified in the third column of the table in the Schedule to these Regulations in relation to the class of licence in which the licence is included, as set out in the second column of that table.

“ (1A.) The fee payable for the grant or renewal of a licence to which, but for this sub-regulation, the last preceding sub-regulation would apply, being a licence that authorizes the station or stations in respect of which it is granted or renewed to be operated—

(a) in the Territory of New Guinea, the Territory of Papua or both of those Territories in connexion with the conduct in that Territory or those Territories of religious missionary activities;

(b) solely in connexion with the direction of rural fire-fighting operations; or

(c) solely in connexion with the direction of the operations of an ambulance service,

is Two dollars.”; and

- (b) by omitting sub-regulation (4.).

## Licences to be in parts and to be exhibited.

## 5. Regulation 10 of the Wireless Telegraphy Regulations is amended—

- (a) by omitting sub-regulation (1.) and inserting in its stead the following sub-regulation:—

“ (1.) Each licence shall be prepared in duplicate.”;

- (b) by omitting from sub-regulation (2.) the words “ and duplicate ”;

- (c) by omitting from sub-regulation (2.) the word “ triplicate ” and inserting in its stead the word “ duplicate ”; and

- (d) by omitting sub-regulations (3.) and (4.) and inserting in their stead the following sub-regulations:—

“ (3.) The licensee shall, except in the case of a licence to which the next succeeding sub-regulation applies, exhibit the licence in the room or other place where the licensed equipment is installed.

“ (4.) The licensee shall, in the case of an aircraft station licence, handphone licence, harbour mobile station licence, interior paging service licence, land mobile station licence, mobile outpost station licence, radio determination station licence or radio-linked microphone service licence, upon demand at any reasonable time by an authorized officer, make the licence available for inspection by the officer.”.

## Technical equipment to be to the satisfaction of the Minister.

6. Regulation 20 of the Wireless Telegraphy Regulations is amended by inserting, after the words “ amateur station ”, the words “ or an experimental station ”.

THE SCHEDULE—*continued*

7. The Wireless Telegraphy Regulations are amended by adding at the end thereof the following Schedule:—

## " THE SCHEDULE

Regulations 5 (1.)  
and 7 (1.)

## CLASSES OF LICENCES AND FEES PAYABLE FOR LICENCES

First Column Item number	Second Column Class of licence	Third Column Fee
		\$
1	Aeronautical station .. .. .	10
2	Aircraft station .. .. .	6
3	Amateur station .. .. .	6
4	Base station .. .. .	10
5	Coast station .. .. .	10
6	Earth station .. .. .	10
7	Experimental station .. .. .	10
8	Fixed outpost station .. .. .	2
9	Fixed receiving station .. .. .	6
10	Fixed station .. .. .	10
11	Handphone station .. .. .	6
12	Harbour mobile station .. .. .	6
13	Interior paging service .. .. .	10
14	Limited coast station .. .. .	10
15	Land mobile station .. .. .	6
16	Mobile outpost station .. .. .	2
17	Radiodetermination station .. .. .	6
18	Radio-linked microphone service .. .. .	10
19	Repeater station .. .. .	10
20	Ship station .. .. .	6".