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GUERNSEY STATUTORY INSTRUMENT

1995 NO. 11

Repealed
GSI 15/95

The Wireless Telegraphy (Cordless Telephone Apparatus)
(Restriction) Order 1995

Made	25 April 1995
Laid before the States	31 May, 1995
Coming into operation	1 June, 1995

THE STATES TELECOMMUNICATIONS BOARD, in exercise of the powers conferred upon it by section 1 of the Wireless Telegraphy Apparatus (Bailiwick of Guernsey) Law, 1994(1), hereby makes the following order:-

Citation and commencement.

1. This Order may be cited as the Wireless Telegraphy (Cordless Telephone Apparatus) (Restriction) Order 1995 and shall come into force on 1st May 1995.

Interpretation.

2. (1) In this Order-

"the 1994 Law" means the Wireless Telegraphy Apparatus (Bailiwick of Guernsey) Law, 1994;

"the Specification" means Performance Specification MPT 1322 first published in August 1982, as amended;

(1) Ordres en Conseil No. VIII of 1994.

"cordless telephone apparatus" means apparatus for wireless telegraphy consisting of a base station and one or more mobile stations where-

(a) each of such stations is designed or adapted to be used-

(i) to send verbal messages to be conveyed over a public telecommunication system; and

(ii) to receive messages conveyed over a public telecommunication system; and

(b) each of such stations is capable of simultaneously sending such verbal messages to any and every other such station; and

(c) the base station only is capable of connection to a public telecommunication system;

"exempt cordless telephone apparatus" means cordless telephone apparatus which is designed or adapted to operate on not more than two of the channels specified in paragraph 1.2 of the Specification and which complies with the terms, provisions and limitations specified in regulation 3 of, and the Schedule to, the Wireless Telegraphy (Exemption) Regulations 1982(2).

(2) U. K. Statutory Instrument 1982 No. 1697; amended by 1987 No. 775.

(2) The provisions of the Interpretation (Guernsey) Law, 1948(3) shall apply to the interpretation of this Order.

(3) Any reference in this Order to an enactment or statutory instrument is a reference thereto as from time to time amended, re-enacted (with or without modification), extended or applied.

Restriction on dealings and custody.

3. (1) Save as is provided in section 2 of the 1994 Law, the actions specified in subsection (2) are restricted in relation to any cordless telephone apparatus which is not exempt cordless telephone apparatus and which is not designed or adapted for use on frequencies exceeding 853 MHz.

(2) The actions restricted by this section are-

- (a) manufacture (whether or not for sale);
- (b) selling or offering for sale, letting on hire or offering to let on hire, or indicating (whether by display of the apparatus or by any form of advertisement) one's willingness to sell or let on hire;
- (c) having in one's custody or control; and
- (d) importation.

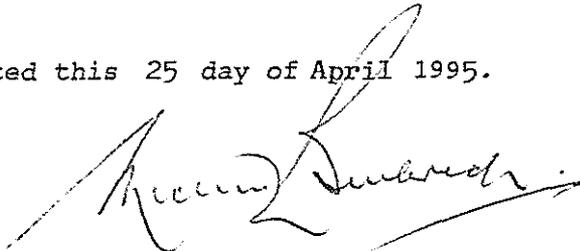
(3) ordres en Conseil Vol. XIII, p. 355.

Marking.

4. (1) Exempt cordless telephone apparatus being relevant apparatus within the meaning given by section 85(5) of the Telecommunications Act 1984(4) shall be marked in accordance with the marking requirements specified in the Schedule to this Order.

(2) No person shall in the course of any trade or business supply or offer to supply any exempt cordless telephone apparatus which does not comply with the marking requirements referred to in paragraph (1) of this article.

Dated this 25 day of April 1995.



M E W BURBRIDGE

President of the States Telecommunications Board
For and on behalf of the Board.

(4) An Act of Parliament (1984 c. 12); section 85 has been extended to Guernsey.

SCHEDULE

1. Exempt cordless telephone apparatus shall be marked in accordance with paragraphs 2 to 5 below in order to display the following words-

"This apparatus conforms to Performance Specification MPT 1322 as amended and is exempt from licensing under the Wireless Telegraphy Act 1949".

2. The mark shall-

- (a) be in the form specified in paragraph 3 below;
- (b) conform with the test of durability specified in sub-clause 7.14 of British Standard 5850 (1981);
- (c) be placed upon such apparatus in such a manner that it cannot easily be removed; and
- (d) be so placed that it is on an outside surface of such apparatus where it is legible and readily accessible.

3. The mark shall be in the form of a rectangle twice as broad as it is high and not less than 50 mm. broad and 25 mm. high.

4. The background of any mark (other than an embossed mark) shall be plain white, the line delineating the rectangle shall be black, and all writing thereon shall be-

- (a) black and clearly legible, and
- (b) in a uniform size of type, which shall not be less than 1.5 mm. capital height, except for the words "MPT 1322" which shall be in bold capitals of a height of not less than 2.5 mm.

5. Where the mark is embossed on the apparatus during manufacture, the mark shall be in the form specified in paragraph 3 of this Schedule and shall stand out from its background so as to be readily visible and legible.

EXPLANATORY NOTE

(This note is not part of the Order)

This Order restricts the import, manufacture, sale, hire, offer or advertisement for sale or hire, custody and control of specified cordless telephone apparatus which does not comply with Performance Specification MPT 1322, as amended, and which is likely to cause interference to other radio users.