

COMMISSION DECISION

of 3 September 1998

on a common technical Regulation for Satellite Personal Communications Networks (S-PCN) Mobile Earth Stations (MESs), including handheld earth stations, for S-PCN operating in the 2,0 GHz frequency bands under the Mobile Satellite Service (MSS)

(notified under document number C(1998) 2376)

(Text with EEA relevance)

(98/534/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,
Having regard to the Treaty establishing the European Community,

Having regard to Directive 98/13/EC of the European Parliament and of the Council of 12 February 1998 relating to telecommunications terminal equipment and satellite earth station equipment, including the mutual recognition of their conformity⁽¹⁾, and in particular Article 7(2), second indent, thereof,

Whereas the Commission has adopted the measure identifying the type of satellite earth station equipment for which a common technical regulation is required, as well as the associated scope statement according to Article 7(2), first indent;

Whereas the corresponding harmonised standards, or parts thereof, implementing the essential requirements which are to be transformed into common technical regulations should be adopted;

Whereas the proposal has been submitted to the Committee (ACTE), according to Article 29(2);

Whereas the common technical regulation to be adopted in this Decision is in accordance with the opinion of ACTE,

HAS ADOPTED THIS DECISION:

Article 1

1. This Decision shall apply to satellite earth station equipment falling within the scope of the harmonised standard referred to in Article 2(1).

2. This Decision establishes a common technical Regulation covering Satellite Personal Communications Networks (S-PCN), Mobile Earth Stations (MESs), including handheld earth stations, for S-PCN operating in

the 2,0 GHz frequency bands under the Mobile Satellite Service (MSS).

Article 2

1. The common technical Regulation shall include the harmonised standard prepared by the relevant standardisation body implementing to the extent applicable the essential requirements referred to in Article 17 of Directive 98/13/EC. The reference to the standard is set out in the Annex.

2. Satellite earth station equipment covered by this Decision shall comply with the common technical regulation referred to in paragraph 1, shall meet the essential requirements referred to in Article 5(a) of Directive 98/13/EC, and shall meet the requirements of any other applicable Directives, in particular Council Directives 73/23/EEC⁽²⁾ and 89/336/EEC⁽³⁾.

Article 3

Notified Bodies designated for carrying out the procedures referred to in Article 10 of Directive 98/13/EC shall, as regards satellite earth station equipment covered by Article 1(1) of this Decision, use or ensure the use of the harmonised standard referred to in the Annex after the coming into force of this Decision.

Article 4

This Decision is addressed to the Member States.

Done at Brussels, 3 September 1998.

For the Commission

Martin BANGEMANN

Member of the Commission

⁽¹⁾ OJ L 74, 12. 3. 1998, p. 1.

⁽²⁾ OJ L 77, 26. 3. 1973, p. 29.

⁽³⁾ OJ L 139, 23. 5. 1989, p. 19.

*ANNEX***Reference to the harmonised standard applicable**

The harmonised standard referred to in Article 2 of the Decision is:

Satellite Personal Communications Networks (S-PCN); Mobile Earth Stations (MESs), including handheld earth stations, for S-PCN in the 2,0 GHz bands under the Mobile Satellite Service (MSS)

Terminal essential requirements

(in language versions other than the English version a translation of this title should be placed here within brackets)

ETSI

European Telecommunications Standards Institute

ETSI Secretariat

TBR 42 — February 1998

(excluding the foreword)

Additional information

The European Telecommunications Standards Institute is recognised according to Council Directive 83/189/EEC ⁽¹⁾.

The harmonised standard referred to above has been produced according to a mandate issued in accordance with the relevant procedures of Directive 83/189/EEC.

The full text of the harmonised standard referenced above can be obtained from:

European Telecommunications Standards Institute
650, route des Lucioles
F-06921 Sophia Antipolis Cedex

European Commission
DG XIII/A/2 — (BU 31, 1/7)
Rue de la Loi/Wetstraat 200
B-1049 Brussels

or from any other organisation responsible for making ETSI standards available, of which a list can be found on the Internet under address www.ispo.cec.be.

⁽¹⁾ OJ L 109, 26. 4. 1983, p. 8.