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| **Radiocommunication Bureau (BR)** |
| Circular Letter**CCRR/71** | 4 December 2023 |
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| **To Administrations of Member States of the ITU** |
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| Subject: | **Draft rules of procedure**  |

As per the schedule for the consideration of draft new and modified Rules of Procedure contained in Document [RRB23-3/1](https://www.itu.int/md/R23-RRB23.3-C-0001/en), the Bureau prepared draft modified Rules of Procedure on RR No. **9.21** and consequential changes to the Rules of Procedure on RR No. **9.36**.These draft rules are annexed to this Circular Letter.

In accordance with No. **13.17** of the Radio Regulations, those draft modified Rules of Procedure are made available to administrations for comments before being submitted to the Radio Regulations Board (RRB) pursuant to No. **13.14**. As indicated in No. **13.12A** *d)* of the Radio Regulations, any comments that you may wish to submit should reach the Bureau not later than **5 February 2024**, 1600 UTC in order to be considered at the 95th RRB meeting, scheduled for 4 – 8 March 2024. Comments should be sent by email to rrb@itu.int.

Mario Maniewicz

Director

**Annex: 1**

Distribution:
- Administrations of Member States of ITU
- Members of the Radio Regulations Board

Annex

Rules concerning

**ARTICLE 9 of the RR**

**…**

**MOD**

**9.21**

**1 NOC**

**2 NOC**

**3 NOC**

**4 Frequency assignments upon which disagreement is based**

The frequency assignments that could serve as a basis for objection in the application of No. **9.52** are listed in § 2 of Appendix **5**. Those frequency assignments can be submitted to the Bureau in the form of individual or typical stations (see also No. **11.17**).

However, the frequency assignments to the associated earth stations notified as a part of the satellite network submitted under Appendix **4** cannot serve as the basis of disagreement under No. **9.52**. See also the Rules of Procedure under No. **9.36**.

**MOD**

9.36

1 Under this provision, the Bureau “*shall identify any administrations with which coordination may need to be effected*”. In applying Appendix **5** with respect to No. **9.21**, the Bureau uses the following calculation methods and criteria[[1]](#footnote-1)6:

– space network vs. space network: Appendix **8**;

– earth station[[2]](#footnote-2)*bis* vs. terrestrial stations and *vice versa*, and earth station vs. other earth stations6*bis* operating in the opposite direction of transmission: Appendix **7**;

– transmitting terrestrial stations vs. receiving space stations: criteria of Article **21**;

– transmitting space stations vs. terrestrial services[[3]](#footnote-3)7;

– power flux-density (pfd) limits defined in Article **21** (where such limits are not applicable as hard limits to the service which is subject to No. **9.21**); or

– coordination threshold pfd values applicable to other services in the same frequency band (e.g. pfd values in Table 5-2 of Annex 1 to Appendix **5**); or

– frequency overlap with recorded terrestrial stations when no applicable pfd value mentioned above is available;

– receiving space stations vs. transmitting terrestrial stations: frequency overlap within the visibility area of the satellite network;

– between stations of terrestrial services in some specific frequency bands: Rules of Procedure B4, B5 and B6 as appropriate.

***Reasons:*** *These modifications to the Rules of Procedure clarify the validity of objections in the application of the agreement-seeking procedure of No.* ***9.21*** *when No.* ***9.52*** *is invoked. The frequency assignments to associated earth stations submitted as a part of a satellite network under Appendix* ***4*** *are not considered as a valid basis for objection when coordinating a terrestrial station under No.* ***9.21****.**This is similar to the**application of Nos.* ***9.17A*** *and* ***9.18****, where the frequency assignments to associated earth stations would also not be considered a valid basis for objection since they are not coordinated vis-à-vis terrestrial services.*

***Effective date of application of the Rule****: immediately after approval.*

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1. 6 For cases not covered under this paragraph, the Bureau, in collaboration with the appropriate Radiocom­munication Study Groups, continue to develop applicable calculation methods and criteria in the form of Rules of Procedure to be submitted to the Board for approval. [↑](#footnote-ref-1)
2. *bis* Associated earth stations in a satellite network submitted under Appendix **4** are not taken into account in the agreement-seeking procedure under No. **9.21**, nor in the coordination requirements under Nos. **9.17A** and **9.18**. [↑](#footnote-ref-2)
3. 7 Cases relevant to this indent are shown in the Annex to this Rule. [↑](#footnote-ref-3)