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Part II - Section 3 - Sub-section (i)

General Statutory Rules (including orders, bye-laws etc. of a general character) issued by the Ministries of the Government of India (other than the Ministry of Defence) and by the Central Authorities (other than the Administrations of Union Territories).

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MINISTRY OF COMMUNICATIONS

(W.P.C. Wing)

New Delhi, the 17th October, 1984

G.S.R.1225.- In exercise of the powers conferred by section 4 and section 7 of the Indian Telegraph Act, 1885, the Central Government hereby makes the following rules further to amend the Indian Wireless Telegraph (Amateur Service) Rules, 1978, namely :-

1. (1) These rules may be called the Indian Wireless Telegraph (Amateur Service) Amendment Rules, 1984.
(2) They shall come into force on the date of their publication in the Official Gazette.
2. In the rule 2 of Indian Wireless Telegraph (Amateur Service) Rules, 1978 (hereinafter referred to as the said rules);
 - (a) after clause (b), the following clause shall be inserted, namely -
"Amateur Radio Beacon" means a station in the Amateur Service having transmitter(s) emitting carrier wave along with identification signals at regular interval. Such beacons can be directional or non-directional"
 - (b) clause (c), (d) and (e) shall be relettered as clauses (d), (e) and (f);
 - (c) In clause (d), as so relettered after the words "amateur station", the words "Amateur Satellite Service" shall be inserted.
3. In the rule 4 of the said rules :
 - (a) after category (iii) the following category shall be inserted;
"(iv) Restricted Amateur Wireless Telegraph Station Licence;"
 - (b) existing category (iv) shall be renumbered as category "(v)".

4. For rule 5 of the said rules the following shall be substituted, namely :-

"5. Eligibility for licence :

(1) A licence may be granted subject to such conditions contained in Annexure I to these rules:

i. to a person,-

(a) who is a citizen of India,

(b) who is not less than 18 years of age

(c) who qualifies the Amateur Station Operators' Examination for the award of licence or holds either of the following certificate of proficiency, namely:-

(i) Radio communication Operators' General Certificate;

(ii) First or Second Class Radio Telegraph Operators Certificate:

Provided that holder of a Special Radio Telegraph Operators' Certificate may also be considered eligible for the award of Amateur Wireless Telegraph Station Licence Grade II.

(iii) to a bonafide amateur radio society, club, a school, college, institute or a university in India, which have the aim of participating in the "amateur service":

Provided that the licence shall be issued in the name of an authorised official of the society, club, school, college, institute or university in India, holding a category of licence appropriate to the transmission to be conducted by the station, including amateur radio beacon transmissions.

(2) Notwithstanding anything contained in sub-clause (b) of clause (i) of sub-rule (1), the Central Government may grant, to bonafide experiments between the ages of 14 and 18 years, Amateur Wireless Telegraph Station Licence, Grade I and to those between the ages of 12 and 18 years Amateur Wireless Telegraph Station Licence, Grade II or Restricted Amateur Wireless Telegraph Station Licence or Short Wave Listeners' Amateur Wireless Telegraph Station Licence;

Provided that the application for the grant of such licences shall be accompanied by a certificate from the head of the educational institution, recognised by a Board or University in India, attended by the applicant or from his legal guardian that the applicant is interested in and is competent to conduct experiments in wireless telegraphy.

(3) Notwithstanding anything contained in sub-clause (c) of clause (i) of sub-rule (1), the Central Government may recognize, subject to any condition it may prescribe, from time to time, such other radio telegraph operators' certificate or Amateur Station Operators' Certificate as are issued by a competent authority in India or in any other country as equivalent to qualifications referred to in afore said sub-rule, for the purpose of grant of licence under these rules."

5. In rule 7 of the said rules, -
- (1) for clause (a), the following clause shall be substituted namely :-
 "(a) such a person fulfils the provisions contained in sub-clause (a) of clause (i) of sub-rule and either sub-clause (b) of clause (i) of sub-rule (1) or sub-rule (2) of rule 5.";
- (2) in sub-clause (iii) of clause (b) after the words "Amateur Station Operators' Grade II Examination", the words "and Restricted Amateur Wireless Telegraph Station Examination" shall be inserted.
6. In sub-rule (2) of rule 8 of the said rules, the words "or, as the case may be, in Annexure III" shall be omitted.
7. For rule 11 of the said rules, the following rule shall be substituted, namely :-
 "II. Period of Validity - A licence granted under these rules shall be issued for a period of 2 years or 5 years, as the case may be, commencing on the date of issue of the licence and expiring on the last day of the month preceding the month of issue."
8. For rule 12 of the said rules, the following rules shall be substituted, namely :-
 "12. Fee for Licence:-(1) A licence fee on the following scale shall be payable to the Central Government on receipt of instructions from the Government and in the manner directed by it :-

Category of Licence	Fees in Rupees for	
	2 years	5 years
(i) Advance Amateur Wireless Telegraph Station Licence	50	125
(ii) Amateur Wireless Telegraph Station Licence, Grade I	40	100
(iii) Amateur Wireless Telegraph Station Licence, Grade II, Restricted Amateur Wireless Telegraph Station, ShortWave Listeners' Amateur Wireless Telegraph Station Licence	25	60

- (2) The licence fee shall not be refundable on ground of licensee's inability to establish or make use of the licenced amateur wireless telegraph station or for adjustment towards higher category of licence."

9. For rule 14 of the said rules the following rule shall be substituted, namely :-

"14. Renewal of Licences :-

(1) on the expiry of the validity of a licence, it may be renewed for a period of two or five years, as the case may be, if the licensee,-

(a) makes an application for renewal, not earlier than 2 months but before the date of expiry;

(b) has actively operated an amateur wireless telegraph station during the validity of his licence and provides a certificate to the effect that he has made contacts with other amateur stations on at least 40 occasions per year and in case of Short Wave Listener has intercepted amateur station on at least 49 occasions per year.

(c) Pays a fee on the following scale, namely :-

Category of Licence	Fees in Rupees for	
	2 years	5 years
(i) Advance Amateur Wireless Telegraph Station Licence	50	125
(ii) Amateur Wireless Telegraph Station Licence, Grade I	40	100
(iii) Amateur Wireless Telegraph Station Licence, Grade II, Restricted Amateur Wireless Telegraph Station, ShortWave Listeners' Amateur Wireless Telegraph Station Licence	25	60

(2) The licence fee shall not be refundable on ground of licensee's inability to establish or make use of the licensed amateur wireless telegraph station or for adjustment towards higher category of licence.

(3) The documents showing the renewal of licence issued by the Central Government shall be kept alongwith the licence to which it refers.

(4) It shall not be obligatory for the Central Government to issue a notice that the licence is due for renewal."

10. For rule 15 of the said rules the following rule shall be substituted, namely :-

"15. Surcharge for Late Renewal- In case the holder of licence does not apply for its renewal prior to the date of expiry of the licence referred to in sub-rule (1) of rule 14, he may apply for the renewal of licence subsequently also but within a period of two years after the date of expiry of the licence on payment of a surcharge at the rate of Rs.10 for every half year or part thereof. The licence in such a case, shall be renewed from the date of expiry of licence."

11. For rule 18 of the said rules, the following rule shall be substituted, namely :-

"18. Portable and Mobile Amateur Station- (1) Without prejudice to rule 17, the Central Government may in addition to an amateur station licensed for a specified location issue a special authorisation to establish, maintain and work an amateur station as a mobile station installed on board a motor vehicle or as a portable station or for the purpose of exhibiting the operation of amateur station at jamboties or for specific technical investigation in radio if,-

- (i) application for such an authorisation is made at least 10 weeks in advance indicating, amongst other, the period for which the authorisation is required, area of operation and the purpose;
- (ii) the applicant holds an Advance Amateur Wireless Telegraph Station Licence or an Amateur Wireless Telegraph Station Licence Grade I;
- (iii) the applicant pays an additional fee of Rs. 10.

(2) The special authorisation shall, in addition to the conditions specified in rule 10, be subject to the following conditions, namely :-

- (i) The special authorisation shall not be issued for a period of more than 90 days and may be extended for a further period of 90 days on request and on payment of fee of Rs. 10.
- (ii) The licensee's amateur station at the fixed location and the mobile station shall not communicate with each other;
- (iii) The suffix "MO" shall be added to the callsign already authorised to the licensee such callsign shall be followed by the location of the station.
- (iv) Such other conditions as the Central Government may determine from time to time.

(3) The special authorisation may be withdrawn or the conditions contained therein varied at any time by the Central Government."

12. In rule 23 of said rules, for sub-clause (b) of the proviso, the following sub-clause shall be substituted, namely :-

"(b) in case of a licence issued to an authorised official of an amateur radio society, club, school, college, institute or a University in India the station may be operated by-

- (i) a person who holds a licence equivalent or of higher category;
- (ii) a person who holds a lower category of licence, where he operates the station on the frequency bands, omissions and power allocated to his category.

In each of the cases aforesaid the licensee shall be responsible for the observance of this rule."

13. (1) In rule 26 of said rules,-

- (a) sub-clause (iii) shall be omitted and sub clause (iv) and (v) shall be renumbered as sub-clauses (iii) and (iv);
- (b) in sub-clause (iv), as so renumbered, after the words, "whichever is less", the words "on payment of proportionate licence fees payable for a period of one year" shall be added.

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