

22 February 2019

Mr Martin Crees-Morris  
Manager - Office of Maritime Communications  
University of Tasmania  
Locked Bag 1399  
Newnham TAS 7248

ACMA2019/103

Dear Mr Crees-Morris

### Commencement of provision of goods and services for amateur radio

Pursuant to clause C.B.1 of the Deed for the Supply of Goods and Services related to Amateur Radio Qualifications (the Deed), I am writing to notify you that the ACMA has taken all actions necessary under the *Radiocommunications Act 1992* (the Act) to allow the Australian Maritime College (AMC) to provide the goods and services specified in the Deed.

On 21 February 2019, the Authority agreed to make the relevant enabling instruments as follows:

- *Approval in relation to amateur licence*, under subsection 122(2) of the Act, approving the University of Tasmania, through the AMC, to conduct examinations (Attachment A);
- *Radiocommunications (Fee Charging – Amateur Licences) Determination 2019*, authorising the University of Tasmania to charge fees under subsection 298A(1)(a) of the Act for performing functions under the Act (Attachment A); and
- *Delegation under subsection 122A(1) of the Radiocommunications Act 1992*, delegating to the University of Tasmania, through the AMC, the ACMA's power to issue certificates under section 121 of the Act (Attachment B).

Copies of these instruments are attached for your records.

Additionally:

- The Authority has agreed to consent in writing, under subsection 66(2) of the *Australian Communications and Media Authority Act 2005* (the ACMA Act) to use by the University of Tasmania of protected names ('ACMA' and 'Australian Communications and Media Authority') for the purposes of providing services through the AMC, under and in accordance with the Deed (Attachment A);
- I am informing you that the ACMA Chair and Agency Head, Nerida O'Loughlin, has granted to the University of Tasmania a licence to use the ACMA trademarked logo, subject to the conditions at Appendix A; and

- In my capacity as a delegate for the purposes of section 51 of the ACMA Act, I approve, for the purposes of subsection 120(2) of the Act, the attached form produced by the AMC titled Application for Amateur Operator's Certificate of Proficiency (Foundation) (Attachment C) and like forms for standard and advanced applications, which are otherwise identical to the foundation level form.

I also wish to confirm and to formally advise you that I have performed the following actions, necessary to the commencement of the provision of services by the AMC under the Deed:

- For the purposes of Item C.A.9(3) of the Deed, the amateur radiocommunications syllabus is supplied at Attachment D;
- We consider the Answer Sheet that accompanies the Application for Amateur Operator's Certificate of Proficiency Foundation (Attachment C) and like forms for standard and advanced examinations, which are otherwise identical to the foundation level form, the forms of the examination for the purposes of Item C.A.9(4)(b)(i)); and
- For the purposes of Item C.A.14 of the Deed, the Examination Fee Schedule and the Miscellaneous Fee Schedule at Attachment E is approved.

We will work with the AMC over the coming period to finalise the remaining arrangements under the Deed, including those related to the commencement of certificate and call sign services.

Under the reporting requirements in Item C.A.17(3) of the Deed, the AMC will submit its first report to the ACMA by 30 July 2020. Given the transitional circumstances, I ask that the AMC provide me with a report by 30 July 2019 against the items C.A.17(3)(a)-(k), for the period to 30 June 2019.

I would also ask that the AMC commence preparation of the forecast statement for 2019, as per our discussions on 31 January 2019, and that the form and timeframe for submission of the statement be agreed to by 30 March 2019.

I look forward to working with the AMC in its new capacity as a provider of services to the amateur radio community.

The contact officer for this matter is Stewart White, who can be reached at [Stewart.White@acma.gov.au](mailto:Stewart.White@acma.gov.au) or on (02) 6219 5106.

Yours sincerely

**Dominic Byrne**

Manager  
Spectrum Licensing Policy Section  
Communications Infrastructure Division  
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## Appendix A: Licence for University of Tasmania to use the ACMA trademark

The Chair, in her capacity as accountable authority of the ACMA, has granted to the University of Tasmania a fee-free, revocable, non-exclusive, worldwide licence to use and apply registered trade mark number 1302533, subject to the following conditions:

- (a) the use or application is for the purpose of conducting approved examinations or issuing certificates of proficiency under Division 5 of Part 3.3 of the *Radiocommunications Act 1992*; and
- (b) the use or application occurs in relation to the Australian Maritime College, an institute of the University of Tasmania; and
- (c) the use or application complies with any guidelines on the use of the Commonwealth Coat of Arms published by the Department of Prime Minister and Cabinet, as in existence from time to time; and
- (d) the use or application complies with any written direction given by the Chair of the ACMA.

