REGULATIONS

Telecommunications Apparatus Type Approval

Version 1

Document Date: 05 April 2007

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Telecommunications Apparatus – Type Approval Regulations

1 Introduction

These regulations are stipulated pursuant to Article 42 of the Federal Law by Decree No.3 of 2003– Telecom Law, and the Executive Order of the Federal Law by Decree No.3 of 2003 Regarding the Organisation of the Telecommunications Sector, Chapter 2, Part 2.

These regulations are concerned only with responsibilities concerning the type approval of RTTE arising under the above Law and Executive Order. The regulations apply without prejudice to any other legislation applicable to such equipment.

A separate Guidelines document issued by the TRA is concerned with the practical implementation of these regulations.

2 Definitions

The terms and definitions of the Federal Law by Decree No.3 of 2003 – Telecom Law (the Telecom Law) and of the Executive Order of the Federal Law by Decree No.3 of 2003 Regarding the Organisation of the Telecommunications Sector (the Executive Order) shall have the same meaning in these regulations.

As used in these regulations:

"Declaration of Conformity"	means a procedure by which a supplier gives written assurance in accordance with ISO/IEC 17050 : 2004 that RTTE conforms to these regulations and the Standards.
"registered dealer"	means a dealer, importer or manufacturer of RTTE registered with the TRA
"RTTE"	means telecommunications Apparatus employing Wireless Transmission in the frequency range 9 kHz to 3,000 GHz propagated in free space and /or telecommunications Apparatus directly connected to or intended to be directly connected to a Public Telecommunications Network.
"Standard"	means those technical specifications published by the TRA or other technical requirements identified by the TRA, including interface or inter-working requirements published by network operators in the UAE, deemed by the TRA to be relevant to the RTTE.

3 Applicability

3.1 These regulations apply to: -
(i) all parties who use, sell, offer for sale or connect RTTE in the UAE; and
(ii) all RTTE used, sold, offered for sale or connected in the UAE.

3.2 Compliance with these regulations shall be deemed type approval for the purposes of the Telecom Law and the Executive Order.

4 Technical Requirements

4.1 RTTE shall comply with the Standard.

4.2 The TRA shall endeavour to publish lists of applicable requirements to be included in the Standard from time to time as is appropriate and required.

4.3 Technical specifications shall be formulated and published by the TRA.

4.4 In formulating technical specifications and in cases where relevant technical specifications have not been published, the TRA will ensure that RTTE:

4.4.1 does not cause harm to the general public or staff working on public telecommunications networks;

4.4.2 does not generate electromagnetic disturbance exceeding the level above which RTTE or other equipment cannot operate as intended;

4.4.3 has a level of immunity to the electromagnetic disturbance to be expected in its intended use which allows it to operate without unacceptable degradation of its intended use;

4.4.4 makes efficient use of the radio spectrum; and

4.4.5 does not cause damage to or interfere with the correct working of a public telecommunications network.

4.5 Technical specifications shall not concern proper functioning, performance or quality.

5 Registration

5.1 Except for equipment purchased outside the UAE and imported personally for own use, RTTE shall be registered with the TRA prior to use, sale, offer for sale or connection in the UAE.

5.1.1 The application for registration shall be submitted to the TRA.

5.1.2 The application for registration and any supporting documentation shall be in Arabic or English.

5.1.3 Applications for registration shall be made on the form provided by the TRA.

5.1.4 The applicant shall be a Registered Dealer.

5.2 The TRA may require the application for registration to be accompanied by additional information. Such information may include but is not limited to the following:

5.2.1 personal identification, a certificate of incorporation or a valid trade licence in the name of the applicant;

5.2.2 a Declaration Of Conformity in accordance with section 6; and

5.2.3 evidence of compliance with the Standard.

5.3 The application for registration and all accompanying information shall be delivered to the TRA.

5.4 The TRA may ask for a sample of the RTTE for examination and test.

5.5 The application for registration shall be accompanied by proof of payment of the prescribed fee.

5.6 The TRA shall hold in confidence all information about applications pending evaluation and rejected.

5.7 Where the TRA is not satisfied in respect of any aspect of the application it shall reject the application.

5.8 A registration number shall be issued by the TRA when it is satisfied that all the requirements of these regulations have been met.

5.9 The TRA may specify conditions for the registration to be valid.

5.10 The exclusive right to use the registration number belongs to the party who made the application. Other parties may import or sell RTTE of the same brand name and model number only if they have obtained the written consent of the party who has been granted the original registration or they obtain a separate registration in their own name.

5.11 RTTE supplied shall in all cases be identical in all material respects to the corresponding registered type.

5.12 The registration is not transferable to another party without consent from the TRA.

5.13 After registration, any RTTE sample submitted at the request of the TRA may be returned to the applicant but any related documents may be retained by the TRA for reference.

5.14 The registration shall normally be granted for a term of three years and is subject to renewal at the discretion of the TRA upon a request from the applicant.

5.15 The TRA may cancel a registration and initiate an action in the event that :

5.15.1 any information provided to the TRA is found to be counterfeited or false;

5.15.2 there is a breach of these regulations in respect of the registered RTTE;

5.15.3 it forms the opinion that the product does not comply with the Standard; or

5.15.4 there is a breach of any condition endorsed on the registration.

5.16 The TRA may publish details of:

5.16.1 the model name or other identifying particulars of the RTTE registered including a brief description;

5.16.2 the registration including any conditions attached;

5.16.3 the Registered Dealer concerned; and

5.16.4 any cancellation.

6 The Declaration Of Conformity

6.1 The Registered Dealer shall be in possession of a Declaration Of Conformity concerning compliance of the RTTE with the requirements of the Standard and these regulations.

6.2 The Declaration Of Conformity shall be made by the manufacturer, supplier or importer in a format acceptable to the TRA.

6.3 The Declaration Of Conformity and the evidence on which it is based shall be held at the disposal of the TRA for 5 years after the last product concerned has been supplied in the UAE.

6.4 Test reports and data which form the basis of the Declaration Of Conformity shall be obtained from a testing laboratory or laboratories acceptable to the TRA.

7 Labelling

7.1 Equipment or its packaging and user documentation shall be clearly labelled with the label specified in the Schedule to these regulations unless otherwise agreed with the TRA. Exceptionally, the TRA may insist that the label is applied to the equipment whether or not the packaging and user documentation is marked.

7.2 The label shall not be used as a mark of quality or in any other way that might give a wrong impression about the status of the product concerned or the TRA's responsibilities in relation to it.

8 Modifications to Equipment

8.1 Whenever RTTE is modified in respect of model number, design or function, it shall be re-assessed for compliance with the requirements of these regulations.

8.2 After modification in respect of design or function, the applicant needs to notify the TRA in respect of changes to documentation previously provided to the TRA in connection with that RTTE.

8.3 Whenever the Standard is amended, the RTTE shall be re-assessed for compliance according to the effective date and the way of implementation given in the amended Standard.

8.4 If, as a result of a modification covered by 7.1 or a change in the Standard covered by 7.3, RTTE ceases to comply with these regulations the TRA shall be notified immediately and the registration shall be cancelled in accordance with 4.15.

9 Mutual Recognition Agreements

9.1 Under bilateral or multilateral mutual recognition agreements or arrangements signed between the UAE and other countries, regional organisations or international organisations, the TRA may accept the test report, compliance certificate or Declaration Of Conformity issued under the said agreements or arrangements.

10 Surveillance of Equipment

10.1 The TRA may perform market surveillance activities from time to time. Suppliers shall cooperate in such activities and provide samples and documentation on request without charge to the TRA. The TRA shall return such samples if they are found to be compliant with these regulations.

10.2 In the case of non-compliance with these regulations, suppliers shall cease to sell the RTTE or type of RTTE concerned and dispose of it at their own expense as directed by the TRA.

11 Fees

11.1 The TRA shall charge fees to cover expenses incurred, inter alia, for processing applications for registration, issuing registration numbers, maintaining records and as a contribution towards surveillance and enforcement costs.

11.2 Payment of fees shall be made to the following account:

Bank Name: National Bank of Abu Dhabi
Bank Code: NBADAEAABAT
Account Number: 4050001589
Account Name: The General Authority for Regulating The Telecommunication Sector

11.3 All fees are non-refundable.

11.4 The scale of fees to be charged by the TRA shall be reviewed periodically and revised as necessary. The scale of fees shall be published.

11.5 All costs involved in the provision of the appropriate sample(s), carriage, test work to verify compliance and the expenses of the TRA or its agents shall be borne by the Registered Dealer.

11.6 All payments requested by the TRA shall be paid within 30 working days.

12 Alteration of Regulations

12.1 It may be necessary to alter these regulations from time to time. No such alteration shall affect any rights under these regulations until after three months' public notice has been given by the TRA.

12.2 Such notice shall be deemed to have been given 20 working days following publication in the Official Gazette.

13 Jurisdiction

13.1 These regulations and any contract with the TRA arising pursuant to these regulations are subject to the laws of the UAE.

13.2 The TRA shall not be liable in respect of any interference to other equipment, injury, loss or damage arising from the application of these regulations.

13.3 These regulations shall be administered by the Board of Directors of the TRA.

13.4 The Board of Directors may delegate its powers under these regulations to individuals or to a committee and may appoint and remove officers or representatives.

14 Penalties

14.1 The TRA shall take the necessary legal actions against those who use, sell, offer for sale or connect RTTE in breach of these regulations.

15 Label

TRA
REGISTERED No: nnnnnn
DEALER No: xxxxxxxxx

Bar Code

The characters shall appear in black print against a white background.

No character shall be less than 2mm in height.

The letters “TRA” shall be at least 3mm in height.

Where “nnnnnn” appears shall be substituted the registration number allocated by the TRA to the RTTE concerned.

Where “xxxxxxxxx” appears shall be substituted the dealer registration number allocated by the TRA to the dealer who made the application concerned.

When the label is applied to the packaging of equipment, the minimum dimensions specified above shall be doubled.