

## **Order of the Regulator No. 2019/T79**

### **CEASE AND DESIST USE OF RADIOCOMMUNICATION FREQUENCY – APIA BROADCASTING COMPANY LTD (“TV3”)**

The Regulator in the execution of the responsibilities and functions stipulated in the Telecommunications Act 2005 (“Act”):

- on 1 August 2019 identified through a routine monitoring exercise that TV3 was broadcasting on the 774-782 frequency range without authorization;
- on 20 August 2019 the Regulator wrote to TV3 to immediately switch off its transmission on the said range as it was already allocated to LTE Mobile Broadband Service;
- on 26 August 2019 the Office of the Regulator (“OOTR”) conducted a follow up monitoring exercise and confirmed that TV3 is still broadcasting on the 774-782 frequency range.

As such the Regulator has seen it fit to make this Order pursuant to section 8(1) (r) and 77 (1) (d) of the Act.

#### **Order:**

**TV3** must cease and desist unauthorized and illegal use of Radiocommunication Frequency immediately.

Failure to comply with this Order shall result in the Office of the Regulator taking appropriate legal action for non-compliance.



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Lefaoalii Unutoa Auelua-Fonoti  
**REGULATOR**

**Dated this 27 August 2019 (also the Effective Date of the Order)**