



PAUL FLETCHER MP
Federal Member for Bradfield
Minister for Communications,
Cyber Safety and the Arts

MS20-000485

Ms Nerida O'Loughlin
Chair
Australian Communications and Media Authority
PO Box 78
Belconnen Way ACT 2616

Dear Ms O'Loughlin ^{Nerida}

I am writing to notify the Australian Communications and Media Authority (ACMA) of a Ministerial Direction in relation to allocation limits for the forthcoming allocation of spectrum licences in the 26 GHz band.

Following consideration of advice from the Australian Competition and Consumer Commission and my department, I have decided to give ACMA a Direction, under subsection 60(10) of the *Radiocommunications Act 1992*, to determine procedures imposing a limit on the aggregate of the parts of the spectrum in the 26 GHz band that any person or specified group of persons may use as a result of the allocation of spectrum licences in that band.

Consistent with the ACCC's recommendation, the Direction requires ACMA to determine procedures imposing a 1 GHz allocation limit in relation to each geographic area specified in the Direction as a 'designated area'. Officers of the ACMA were consulted in the drafting of the Direction. A copy of the Direction and Explanatory Statement are attached for your information, and they will shortly be published on the Federal Register of Legislation.

I understand that ACMA is separately considering its approach to the allocation of apparatus licences in the 26 GHz and 28 GHz bands, including mechanisms for addressing the potential risk of monopolisation of these licences. In developing its approach and in ultimately allocating any such licences, I ask that ACMA have regard to the Government's *Communications Policy Objectives for the Allocation of the 26 GHz band*, which I consider are of relevance to the allocation of apparatus licences in both the 26 GHz band and the related 28 GHz band.

In particular, I encourage ACMA to consider the policy objective of supporting technological innovation and a range of wireless broadband use cases.

Yours sincerely

A handwritten signature in blue ink, appearing to read 'Paul Fletcher', with a stylized flourish at the end.

Paul Fletcher

9/8/2020