



## COVERSHEET

<b>Minister</b>	Hon Dr David Clark	<b>Portfolio</b>	Digital Economy and Communications
<b>Title of Cabinet paper</b>	<b>Ratification of 2019 revisions to the International Telecommunication Union Radio Regulations</b>	<b>Date to be published</b>	19 July 2022

### List of documents that have been proactively released

<b>Date</b>	<b>Title</b>	<b>Author</b>
May 2022	Ratification of 2019 revisions to the International Telecommunication Union Radio Regulations	Office of the Minister of Digital Economy and Communications
1 June 2022	International Telecommunication Union Radio Regulations: Ratification of the 2019 Revisions DEV-22-MIN-0126 Minute	Cabinet Office

### Information redacted

**NO**

Any information redacted in this document is redacted in accordance with MBIE's policy on Proactive Release and is labelled with the reason for redaction. This may include information that would be redacted if this information was requested under Official Information Act 1982. Where this is the case, the reasons for withholding information are listed below. Where information has been withheld, no public interest has been identified that would outweigh the reasons for withholding it.



# Cabinet Economic Development Committee

## Minute of Decision

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### International Telecommunication Union Radio Regulations: Ratification of the 2019 Revisions

**Portfolio**                      **Digital Economy and Communications**

On 1 June 2022, the Cabinet Economic Development Committee (DEV):

- 1        **noted** that on 12 June 2019, DEV authorised a delegation, led by the Ministry of Business, Innovation and Employment, to represent New Zealand at the International Telecommunication Union (ITU) 2019 World Radiocommunication Conference, and to sign the Final Acts of that Conference [DEV-19-MIN-0148];
- 2        **noted** that the 2019 World Radiocommunication Conference agreed on a number of Revisions to the ITU Radio Regulations (the Revisions), which facilitate new radiocommunication services but do not impose unacceptable requirements on existing New Zealand usage;
- 3        **noted** that it is now appropriate to consider the ratification of the Revisions;
- 4        **approved** the content of the National Interest Analysis, attached as Annex 1 to the paper under DEV-22-SUB-0126;
- 5        **agreed** that New Zealand take the following reservations/declarations:
  - 5.1      a general reservation for the safeguarding of New Zealand interests, reserving the right to make appropriate specific reservations and statements prior to ratification, and declaring that any approval by the Government of New Zealand shall not extend to Tokelau unless and until a Declaration to this effect is lodged by the Government of New Zealand with the Secretary-General on the basis of appropriate consultation with that territory;
  - 5.2      reserving the right to allow the continued operation of stations in the mobile service, in the band 5150-5250 MHz (used by WiFi), subject to conditions other than those contained in that Resolution, including higher power levels. This means limiting the ability for the fixed satellite services operating within the band to claim protection from New Zealand WiFi usage;
  - 5.3      a reservation on Crimea, declaring New Zealand's commitment to uphold the sovereignty and territorial integrity of Ukraine within its internationally recognized borders. This declaration notes that New Zealand does not recognise the illegal referendum in Crimea, which was in clear violation of the Ukrainian Constitution;

- 5.4 a reservation on Colombia, declaring that New Zealand does not recognise Colombia's claim to sovereign rights over segments of the geostationary-satellite orbit;
- 6 **agreed** that the text of the Revisions, New Zealand's reservations/declarations, and the National Interest Analysis be presented to the House of Representatives for Parliamentary treaty examination, in accordance with Standing Order 405;
- 7 **noted** that no changes to legislation or regulations are required for New Zealand to implement the Revisions;
- 8 **authorised** officials, following the completion of the Parliamentary treaty examination process, to bring the Revisions into force by depositing New Zealand's instrument of ratification and list of confirmed declarations and reservations with the depositary.

Janine Harvey  
Committee Secretary

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**Present:**

Hon Grant Robertson (Chair)  
Hon Dr Megan Woods  
Hon David Parker  
Hon Nanaia Mahuta  
Hon Poto Williams  
Hon Damien O'Connor  
Hon Kris Faafoi  
Hon Michael Wood  
Hon Dr David Clark  
Hon Phil Twyford  
Rino Tirikatene, MP  
Dr Deborah Russell, MP

**Officials present from:**

Office of the Prime Minister  
Officials Committee for DEV