

November 8, 2007

**ESOA COMMENTS on a Draft Proposal for an EU Commission Decision on BWA in the band 3.4-3.8 GHz, Radio Spectrum Committee Working Document RSCOM07-59 Rev2**

Dear representatives of the EU Commission and members of Radio Spectrum Committee,

With this letter, ESOA wishes to fully endorse the comments and proposed amendments submitted by SAP REG on 31 October 2007 concerning the draft EC decision on BWA in the band 3.4-3.8 GHz, allocated to and used by the fixed satellite service (FSS) in Europe and throughout the world. ESOA is equally concerned about the non-feasibility of sharing this band with BWA systems, given the high risk of interference with existing and future FSS operations.

Of further concern is the fact that the draft Commission Decision does not fully reflect the ECC Decision of 30 March 2007 on the availability of frequency bands in 3400-3800 MHz for the harmonised implementation of Broadband Wireless Access systems (BWA) (ECC/DEC/(07)02) which clearly refers to fundamental aspects concerning the protection of FSS against harmful interference. As a minimum, a specific provision should be inserted into the draft calling for EU Member States to ensure that authorised use of spectrum by existing satellite networks remains unaffected.

Notwithstanding the results of WRC-2007, ESOA firmly believes that the introduction of regulatory provisions enabling the deployment of high density, high power terrestrial services into C-band in Europe should be considered with extreme caution.

Sincerely,

Aarti Holla-Maini  
Secretary General

