

MEMORANDUM CIRCULAR
NO. 11-21-88

**SUBJECT: IMPLEMENTING RULES AND REGULATIONS GOVERNING
THE AUTHORIZATION, INSTALLATION, OPERATION, ETC.
OF THE PERSONAL RADIO SERVICE IN THE PHILIPPINES**

Pursuant to the powers vested by the law upon the National Telecommunications Commission (NTC) for the orderly and effective Number 88-230 dated 22 July 1988, The Commission hereby promulgates the herein implementing rules and regulations to govern the authorization, installation, operation and other related activities for said service.

Section I. PURPOSE

To prescribe rules and regulations to govern the authorization, installation and operation of the Personal Radio service for the orderly, efficient and effective utilization of the radio frequency spectrum and to serve the short distance communications needs of qualified persons and small business entities, which otherwise cannot as yet be provided for public carriers.

Section 2. DEFINITION OF TERMS

For the purpose of this Circular, the following terms are defined hereunder.

- 2.1 Personal Radio Service – A land mobile radio service intended for short distance two-way personal and business communications authorized to qualified person and business entities.
- 2.2 Personal Base Radio Station – A radio station in the Personal Radio Service installed at a specified fixed location and operated to communicate with personal mobile or personal portable radio stations.
- 2.3 Personal Land Mobile Radio Station – A radio station in the Personal Radio Service installed on board vehicle or vessel and intended for use while in motion or during halts at unspecified points.
- 2.4 Personal Portable radio Station – A radio station in the Personal Radio service so designed that it may be conveniently be moved about from one place to another or personally carried and be operated while in motion or during temporary halts.
- 2.5 Radio Station – one or more transmitters, receivers or combinations of transmitters and receivers including the accessories equipment authorized at a location for carrying on a radio communication service.

2.6 Restricted Land Mobile Permit (RLMP) – a permit issued by NTC to a qualified person in order him to operate a licensed land mobile radio station.

2.7 Second Class Radiotelephone Operator Certificate – a certificate issued by NTC to a qualified person in order him to operate a licensed land base radio station under the PRS.

Section 3. APPLICATIONS, PERMITS/LICENSES AND/OR OPERATOR CERTIFICATE

3.1 Station permits/licenses and/or certificates

3.1.1 No person, corporation, association or entity shall be allowed to install, operate and maintain a personal radio system without first obtaining from the National Telecommunications Commission, the following:

- Permit to Purchase/Possess prior to the acquisition of the radio equipment for Personal Radio Service.
- Construction Permit prior to the construction and/or installation of the personal base radio station.

For mobile radio station, the radio station license carries with it the authority to install or construct.

- Radio Station License prior to the operation of the personal radio station.

All the above permits and/or licensee may be applied for simultaneously, whenever applicable within the time frame provided in the attached Office Order, the permits and/or licenses shall be issued immediately.

3.1.2 Operators of radio stations shall be holders of a valid operator's certificate.

- The Base Station shall be operated by at least a holder of an RLMP but shall be under the supervision of at least a holder of a 2nd Class Radiotelephone Operator Certificate. Said operator and the Personal Radio Service operator shall be jointly responsible for any violations of the base station.
- For mobile/portable at least a holder of a Restricted Land Mobile Permit (RLMP).

- 3.2 The radio station license issued under the Personal radio service shall have a maximum validity period of three (3) years subject to renewal
- 3.3 The schedule of fees for this service shall be the same as that prescribe by the NTC for regular commercial station licenses.

Section 4. BASIC REQUIREMENTS FOR AN APPLICANT

- 4.1 Citizen of the Philippines.
- 4.2 If an individual, at least 18 years old and of good moral character.
- 4.3 If a business entity, must be duly organized and incorporated in accordance with the Philippines Laws.
- 4.4 Nature, scope, area and extent of the operation.

Section 5. TECHNICAL REQUIREMENTS

- 5.1 The frequency bands/channels to be allocated for this Service shall be strictly on a sharing and non-interference basis for authorized license of this Service.
- 5.2 License shall operate on a frequency sharing basis in the bands/channels allocated and in the specific frequency assignment and within the specific service area coverage indicated in the license issued by the National Telecommunications Commission. (See Annex A)

The system shall be allowed only a maximum of one (1) base, two (2) mobiles and two (2) portable stations. For more than five (5) stations, an applicant shall have to apply for a regular commercial radio station license.

- 5.3 Licensees shall operate on a frequency sharing basis in the bands/channels allocated and in the specific frequency assignment and within the specific service area coverage indicated in the license issued by the National Telecommunications Commission. (See Annex A)
- 5.4 Licensees shall operate only within the parameters of the station power output authorized by the NTC. (See Annex A)

The use of linear amplifier or booster/RF amplifier is strictly prohibited. The use thereof shall be sufficient cause for confiscation of equipment and the corresponding cancellation of a license.

- 5.5 The type of emission shall be limited to voice only.

5.6 The Commission may, in the interest of improved communications, adopt additional parameters for the effective and efficient use of the Personal Radio Service.

5.7 Any modification of the Personal Radio license by reason of transfer of location of the base or mobile stations or for additional or change of equipment or other related major modification to be effected in the license must be duly covered by an application and duly approved by the Commission.

Section 6. RULES TO GOVERN THE OPERATION OF PERSONAL RADIO SERVICES

6.1 Transmission must be in plain language of either English or Pilipino. No radio station in this service shall transmit messages or signals which are profane, indecent, or contrary to public morals and inimical to public or national interest.

6.2 All transmission shall carry identification signals and for this purpose, NTC shall assign a distinctive call sign for each station. Transmitting false or misleading identification shall be strictly prohibited.

6.3 All call signs shall be conspicuously indicated at the authorized location of the station and/or on the equipment in the case of a portable station.

6.4 Station licenses/permits and/or certificates must be conspicuously posted in the place of their respective locations authorized and/or where to be operated as indicated in the authorization.

6.5 A licensee shall operate his station in accordance with his authorization and in manner as to prevent any harmful interference with other existing authorized communications services.

Section 7. ADMINISTRATIVE SANCTION

Violation of law, rules and regulations, permits/licenses and/or certificates issued by this Commission shall subject any grantee to the imposition of a fine and/or the cancellation/suspension of its authorization and/or the forfeiture of the equipment involved.

Any person who is not a holder of any of the permits/licenses and/or certificates issued by this Commission shall be subjected to the imposition of fines and the confiscation and forfeiture of any illegal radio found in his possession or operation, in addition to such other sanctions provided for by law.

Section 8. EFFECTIVITY

This circular takes effect immediately and may be revised, revoked or amended, in the interest of good and improved communication service as determined by the Commission.

Quezon City, Philippines

JOSE LUIZ A. ALCUAZ
COMMISSIONER