

**COM/CITEL DEC. 93 (XXXIII-17)<sup>1</sup>**

**SUBMISSION OF THE RESOLUTION PCC.II/RES. 115 (XXIX-17) “AMENDING THE INTER-AMERICAN CONVENTION ON AN INTERNATIONAL AMATEUR RADIO PERMIT (IARP)” TO THE VII REGULAR MEETING OF THE ASSEMBLY OF CITEL**

The 33 Meeting of the Permanent Executive Committee of CITEL, COM/CITEL,

**DECIDES:**

To submit to the VII Regular Meeting of the Assembly of CITEL, the resolution PCC.II/RES. 115 (XXIX-17): “AMENDING THE INTER-AMERICAN CONVENTION ON AN INTERNATIONAL AMATEUR RADIO PERMIT (IARP)” to the VII Regular Meeting of the Assembly of CITEL, attached to this Decision, for its consideration and approval, in order to be transmitted to the OAS General Assembly for their approval and the amendment of the Convention can be opened for the signatures.

**ANNEX I TO DECISION COM/CITEL DEC. 93 (XXXIII-17)**

**PCC.II/RES. 115 (XXIX-17) 2**

**AMENDING THE INTER-AMERICAN CONVENTION ON AN INTERNATIONAL AMATEUR RADIO PERMIT (IARP)**

The 29<sup>th</sup> Meeting of Permanent Consultative Committee I: Radiocommunications (PCC.II),

**CONSIDERING:**

That the Inter-American Convention on an International Amateur Radio Permit (IARP) was adopted in Montrouis, Haiti, at the twenty-fifth regular session of the General Assembly of the Organization of American States (OAS), through Resolution AG/RES.1316 (XXV-O/95) of June 8, 1995;

That this Convention authorizes, without further review, temporary operations of amateur radio stations in a State Party to the Convention to persons with IARP licenses issued by another State Party;

That, pursuant to Articles 10 and 12 of the Inter-American Convention on IARP, it came into force on February 23, 1996 and its depository is the General Secretariat of the OAS for ratification, acceptance, and accession. In this framework, at present, the States Parties to the Inter-American Convention on IARP are Argentina, Brazil, Canada, El Salvador, Panama, Paraguay, Peru, Trinidad and Tobago, United States of America, Uruguay, and Venezuela;

That the General Assembly of the OAS, at its thirty-third regular session, through Resolution AG/RES.1947 (XXXIII-O/03), adopted the Protocol of Amendment to the Inter-American Convention on IARP, in order to grant to radio amateurs holders of a license from a member state of the European Conference of Postal and Telecommunications Administrations (CEPT) the same rights and privileges they grant to IARP holders under certain conditions stipulated in the same Protocol. Pursuant to Articles IV and VI of the Protocol of Amendment to the Inter-American Convention on IARP, it came into force on July

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<sup>1</sup> COM/CITEL doc. 100/17 rev. 2

<sup>2</sup> CCPII-2017-29-4380r2\_i

21, 2010 and its depository is the General Secretariat of the OAS for ratification, acceptance, and accession. In this framework, at present the States Parties to the above-mentioned Protocol are El Salvador and Panama;

#### **TAKING INTO ACCOUNT:**

That, because of the time that has elapsed, it is advisable and necessary to update the Inter-American Convention on IARP so as to take into consideration confirmed technological changes and administrative simplification of the procedures.

#### **RESOLVES:**

To propose to the Seventh Assembly of CITEL, through COM/CITEL, the Draft Amendment to the INTER-AMERICAN CONVENTION ON AN INTERNATIONAL AMATEUR RADIO PERMIT (IARP) which is part of this Resolution as Annex I, for its timely adoption by the General Assembly of the OAS.

### **ANNEX TO RESOLUTION PCC.II/RES. 115 (XXIX-17)**

#### **DRAFT AMENDMENT OF THE INTER-AMERICAN CONVENTION ON AN INTERNATIONAL AMATEUR RADIO PERMIT**

The Member States of the Inter-American Telecommunication Commission (CITEL),

Taking into account the spirit of the Charter of the Organization of American States (OAS), the provisions of the CITEL Statute, and the provisions of the Radio Regulations of the International Telecommunication Union (ITU),

Convinced of the benefits of the Amateur Radio activities and having regard for the interest of CITEL Member States in allowing citizens of any Member State who are authorized to operate in the Amateur Service in their country to operate temporarily in the Amateur Service in any other CITEL Member State,

Have agreed to enter into the following Convention for the use of an International Amateur Radio Permit (IARP):

#### **General Provisions**

##### **Article 1**

1. While reserving its sovereignty over the use of the radio spectrum within its jurisdiction, each State Party agrees to permit temporary operation of amateur stations under its authority by persons holding an IARP issued by another State Party without further examination. A State Party shall issue permits to operate in other State Parties only to its own citizens.

2. State Parties recognize the International Amateur Radio Permit (IARP) issued under the conditions specified in this Convention.

3. No State Party, other than the issuing State Party, may levy fees or taxes on the IARPs.

4. This Convention does not modify customs regulations concerning transportation of radio equipment across national borders.

## Definitions

### Article 2

1. Expressions and terms used in this Convention shall carry the definitions of the ITU Radio Regulations.

2. The amateur and amateur-satellite services are radiocommunication services according to Article 1 of the ITU Radio Regulations, and are governed by other provisions of the Radio Regulations as well as by national regulations of the State Parties.

3. The term "IARU" shall mean the International Amateur Radio Union.

~~4. The term "State Party" shall mean Administrations that are signatory to this convention.~~

## Provisions Relating to the International Amateur Radio Permit (IARP)

### Article 3

1. The IARP will be issued by the permit holder's home Administration or, to the extent consistent with the home country's domestic laws, under delegated authority by the IARU organization of that State Party. ~~It~~ The State Party should ~~conform with the standard form~~ observe the model for such ~~a~~ permit, contained in the Annex to this Convention.

2. The IARP will be drafted in English, French, Portuguese, ~~and~~ or Spanish ~~and~~ or in the official language of the issuing State Party if different.

3. The IARP will not be valid for operation in the territory of the issuing State Party, but only in the territory of other State Parties. It will be valid for one year in visited State Parties, but in no case beyond the date of expiration of the national license of the holder.

4. Radio amateurs holding only a temporary authorization issued in a foreign country shall not benefit from the provisions of this Convention.

5. The IARP ~~shall~~ should include the following information:

- a. A statement that the document is issued in accordance with this Convention.
- b. The name and mailing address of the holder.
- c. The call sign.
- d. The name and address of the issuing authority.
- e. The expiration date of permit.

- f. The country and date of issuance.
  - g. The IARP operator class.
  - h. A statement that operation is permitted only for the bands specified by the visited State Party.
  - i. A statement that the permittee must abide by the regulations of the visited State Party.
  - j. The need for a notification, if required by the visited State Party, of the date, place and duration of the stay in that State Party.
6. The IARP will be issued in accordance with the following classes of operating authority:

Class 1. Use of all frequency bands allocated to the amateur service and amateur-satellite service and specified by the country where the amateur station is to be operated. It will be open only to those amateurs who have proved their advanced competence ~~with Morse code~~ to their own Administration, ~~in accordance with the requirements of the ITU Radio Regulations.~~ where guidance for standards of competence may be found in the most recent version of Recommendation ITU-R M.1544.

Class 2. This class permits utilization of all frequency bands allocated to the amateur service and amateur-satellite service above 30 MHz and specified by the country where the amateur station is to be operated.

### **Conditions of Use**

#### **Article 4**

- 1. A State Party may decline to honor, suspend or cancel the operation of an IARP, in accordance with the laws in that State.
- 2. When transmitting in the visited country, the IARP holder must use the call sign prefix specified by the visited country and the call sign of the home license separated by the word “stroke” or “/.”
- 3. The IARP holder must transmit only on frequencies specified by the visited State Party and must abide by all the regulations of the visited State Party.

### **Reciprocity with Member States of the European Conference of Postal and Telecommunications Administration**

#### **Article 5**

Radio amateurs holding an amateur radio license from a Member State of the European Conference of Postal and Telecommunications Administration (CEPT) which has implemented CEPT Recommendation T/R 61-01 (CEPT Radio Amateur Licence) shall be entitled to the same rights and privileges enjoyed by holders of the IARP, provided, however, that CEPT accords all holders of the IARP the same rights and privileges enjoyed by holders of the CEPT Radio Amateur License. Such rights and privileges granted under this Article shall be subject to the corresponding conditions established in the IARP Convention and CEPT Recommendation T/R 61-01 respectively.

## **Final Provisions**

### **Article ~~5~~6**

State Parties reserve the right to enter into supplementary agreements on methods and procedures for the application of this Convention. However, such agreements may not contravene the provisions of this Convention. The State Parties shall inform the General Secretariat of the Organization of American States of any supplementary agreements they enter into, and that Secretariat shall, for the purposes of registration and publication, send a certified copy of the text of such agreement to the Secretariat of the United Nations, in accordance with Article 102 of its Charter, and to the General Secretariat of the International Telecommunications Union.

### **Article ~~6~~7**

This Convention shall be open for signature by the Member States of the CITEL.

### **Article ~~7~~8**

Member States of CITEL may become Parties to this Convention by:

- a. Signature not subject to ratification, acceptance or approval,
- b. Signature subject to ratification, acceptance or approval followed by ratification, acceptance or approval, or
- c. Accession.

Ratification, acceptance, approval or accession shall be effected by deposit of the appropriate instrument with the General Secretariat of the Organization of American States, in its capacity as Depository.

### **Article ~~8~~9**

Each State may make reservations to this Convention at the time of signature, ratification, acceptance, approval or accession, provided that each reservation concerns at least one specific provision and is not incompatible with the objectives and purposes of the Convention.

### **Article ~~9~~10**

1. In the case of those States that are Parties to this Convention and the Inter-American Amateur Radio Service Convention (“Lima Convention”), this Convention supersedes the “Lima Convention.”

2. Except as provided in Section 1 of this Article, this Convention shall not alter or affect any multilateral or bilateral agreements in force concerning the temporary operation in the Amateur Service in CITEL Member States.

### **Article ~~10~~11**

This Convention shall enter into force on the thirtieth day following the date on which two States have become Parties to it. For the remaining States, the Convention shall enter into force on the thirtieth day after their compliance with the corresponding procedure set out in Article ~~7~~8.

#### Article ~~11~~12

This Convention shall remain in force indefinitely, but may be terminated by agreement of the State Parties. Any of the State Parties to this Convention may denounce it. The instrument of denunciation shall be deposited with the General Secretariat of the Organization of American States. After one year from the date of deposit of the instrument of denunciation, the Convention shall no longer be in effect for the denouncing State Party, but shall remain in effect for the other State Parties.

#### Article ~~12~~13

The original instrument of this Convention, the English, French, Portuguese, and Spanish texts of which are equally authentic, shall be deposited with the General Secretariat of the Organization of American States, which shall forward a certified copy of its text to the Secretariat of the United Nations for the registration and publication, in accordance with Article 102 of its Charter, and to the General Secretariat of the International Telecommunication Union.

The General Secretariat of the Organization of American States shall notify the State Parties of the signatures, deposits of instruments of ratification, acceptance, approval, accession and denunciation, and of reservations, if any.

### INTER-AMERICAN CONVENTION ON AN INTERNATIONAL AMATEUR RADIO PERMIT

#### ANNEX

#### (SUGGESTED MODEL)

#### INTERNATIONAL AMATEUR RADIO PERMIT

Name of Convention and date

Issued in (Issuing country)

Expiration date

~~Seal or logo with address of Issuing authority:~~

~~Seal of issuing authority:~~

~~Signature of issuing authority:~~

~~N.:~~

Issuing authority

Address of the issuing authority

Page 2:

This permit is valid in the territories of all the State Parties to the Inter-American Convention on an International Amateur Radio Permit (Convention) with the exception of the territory of the State Party where

issued for the period of one year from the date of issue, or expiration of national license, whichever date occurs first, for the operation of amateur stations and amateur-satellite stations in accordance with the class indicated ~~on the last page of~~ this permit.

## **~~LIST OF STATE PARTIES TO THE CONVENTION~~**

~~(as of: {day, month, year})~~

It is understood that this permit shall in no way affect the obligation of the holder to conform strictly to the laws and regulations relating to the operation of an amateur station and amateur-satellite station in the country in which the station is operated.

~~Page 3:~~

### **Informations of the operator**

Surnames ~~1~~

Other names ~~2~~

Call sign ~~3~~

Place of birth ~~4~~

Date of birth ~~5~~

Country of permanent residence ~~6~~

Address ~~7~~

City, state or province ~~8~~

### **IARP operator class**

### **Classes of operating authority**

**Class 1.** Use of all frequency bands allocated to the amateur service and amateur-satellite service and specified by the country where the amateur station is to be operated. It will be open only to those amateurs who have proved their **advanced** competence ~~with Morse code~~ to their own Administration, ~~in accordance with the requirements of the ITU Radio Regulations; where guidance for standards of competence may be found in the most recent version of Recommendation ITU-R M.1544.~~

**Class 2.** This class permits utilization of all frequency bands allocated to the amateur service and amateur-satellite service above 30 ~~Mhz~~ **MHz** and specified by the country where the amateur station is to be operated.

~~Page 4~~

~~1.~~

~~2.~~

~~3.~~

~~4.~~

~~5.~~

~~6.~~

~~7.~~

~~8.~~

~~Signature of the operator:~~

~~Page 5~~

## IMPORTANT NOTICE TO HOLDER

~~1) The International Amateur Radio Permit (IARP) requires your signature on the line directly beneath your photograph.~~

2) 1. Your valid amateur radio license issued by your administration must accompany the IARP at all times.

3) 2. Unless otherwise required by regulations of the country visited, station identification shall be (prefix of the visited country or region thereof) the word “stroke” or “/” followed by the call sign of the license accompanying the IARP.

~~4) The IARP is valid for one year from the date of issue of this permit, or expiration of national license, whichever date occurs first.~~

5) 3. A visited country may decline to honor, suspend or cancel the operation of an IARP.

6) 4. Some countries may require you to notify in advance the date, place and duration of your stay.

**(Add to the document spaces and identifications for the signature of issuing authority, signature of the operator, photo of the operator, seal or logo of the issuing authority)**