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DRAFT STATUTORY INSTRUMENTS

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**2010 No.**

The Wireless Telegraphy Act 2006  
(Directions to OFCOM) Order 2010

PART 2

**Role of OFCOM**

**18.**—(1) OFCOM must use their powers under section 2 of the Act to designate that the 900MHz and 1800MHz bands may be used for both GSM and UMTS systems.

(2) OFCOM must use their powers under Part 2 of the Act to ensure compliance with the technical parameters in the Annex to the Decision.

(3) OFCOM must appoint an arbitrator to enable a resolution of a dispute if—

- (a) there is a dispute between persons in relation to wholesale access conditions or spectrum defragmentation conditions set out in a licence pursuant to this Direction, and
- (b) those persons are unable to agree on the identity of an arbitrator in their dispute.