

2 February 2015

David Hendon  
Chair  
4G/TV Coexistence Oversight Board

Mark Caines

Spectrum Policy Group

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Dear David

**Agreement to forbear from enforcement of some licence conditions until further notice**

For the past year or so, Ofcom has agreed to a trial of a new KPI and Operational Conditions regime ("the new operational regime"), as proposed by the Oversight Board. Most recently, Ofcom agreed to forbear from enforcement of the original Operational Conditions and KPIs until 1 February 2015, to allow this new regime to be trialled. The original KPIs and Operational Conditions are included in the Notice of DTT interference mitigation procedures required under spectrum access licences for the 800 MHz band (the Notice).

In its December 2014 meeting, the Oversight Board agreed to continue using the new operational regime until further notice and requested Ofcom's agreement. We have reviewed the evidence of the regime's effectiveness and we believe an extension to the trial is likely to benefit both DTT viewers and 4G mobile users.

We will therefore continue to forbear from enforcement of the Operational Conditions and KPIs set out in the Notice until further notice, on the basis that the alternative KPIs and Operational Conditions will be applied.

Ofcom will continue to monitor the effectiveness of the Oversight Board's proposals and DMSL's performance under the new operational regime. However, if at any point it appears appropriate to do so we may decide to resume enforcement of the Operational Conditions and KPIs in the Notice with immediate prospective effect.

Kind regards



Mark Caines

*cc. Oversight Board, Ben Roome*