

Reference: 01782209

Information Requests
information.requests@ofcom.org.uk

6 March 2024

Freedom of Information request: Right to know request

Thank you for your request for information about Fraudulent ICNIRP documents -Hutchison.

We received this request on 21 February 2024 and we have considered your request under the Freedom of Information Act 2000 ("the FOI Act").

Your request

"OFCOM are aware Chinese Telecom Hutchison (Three) presented hundreds of Fraudulent ICNIRP safety documents with an entity that was dissolved in 2015 on planning applications. This company was not a Telecom and not related to Hutchison. We can see Ofcom have handled many FOI requests relating to this subject.

Planning application Fraud is covered under the 2006 Fraud Act.

Have Ofcom referred Hutchison to the police or Serious fraud office? If not, why not?"

Our response

Ofcom has no involvement in the planning process for physical structures such as masts, buildings etc that may host radio equipment, or in the enforcement of planning law. ICNIRP Certificates are provided as part of planning applications and, as such, are not part of the framework that Ofcom uses for managing EMF compliance. If you have any views or questions about planning applications for any specific site (including ICNIRP certificates included as part of planning applications), you should address these to the [relevant local planning authority](#). The responsibility for planning policy falls to the DLUHC – [Department for Levelling Up, Housing and Communities](#). In particular, Section 10 (paragraphs 114–118) of DLUHC's [National Planning Policy Framework](#) (July 2021) outlines the planning criteria for communications infrastructure in England.

Ofcom's role is to authorise and manage the use of the radio spectrum in the UK, including the spectrum used to deliver 5G services. We issue licences and set conditions for the use of spectrum without a licence. Further information on our role in relation to EMF is available on our [website](#) (see also our [General EMF queries](#)).

I hope this information is helpful. If you have any further queries, then please send them to information.requests@ofcom.org.uk – quoting the reference number above in any future communications.

Yours sincerely,

Information Requests

Request an internal review

If you are unhappy with the response you have received to your request for information, or think that your request was refused without a reason valid under the law, you may ask for an internal review. If you do, it will be subject to an independent review within Ofcom. We will either uphold the original decision, or reverse or modify it.

If you would like to ask us to carry out an internal review, you should get in touch within two months of the date of this letter. There is no statutory deadline for us to complete our internal review, and the time it takes will depend on the complexity of the request. But we will try to complete the review within 20 working days (or no more than 40 working days in exceptional cases) and keep you informed of our progress.

Please email the Information Requests team (information.requests@ofcom.org.uk) to request an internal review.

Taking it further

If you are unhappy with the outcome of our internal review, then you have the right to [complain to the Information Commissioner's Office](#).