

**Question 1: How should Ofcom manage the process of taking advice from users, regulators and government on efficient apportionment of AIP fees in the maritime and aeronautical sectors? Are any new institutional arrangements needed?:**

Search and Rescue (SAR) including Mountain Rescue Teams and other Emergency Service agencies should have due priority in this process. The needs and views of these life-saving emergency response organisations, which are charitable and not-for-profit units, should take due precedence over those of commercial sector.

**Question 2: If you consider that our proposals for pricing ground station users for any spectrum would be likely to have a detrimental impact on safety, please let us know. In order for us to understand your assessment fully, it would be helpful if you could outline the mechanisms whereby this might happen.?:**

The safety and well-being of both the casualties and members of Land-SAR organisations such as Mountain Rescue Teams would be put at risk. If Mountain Rescue Teams had the number of channels reduced or were forced to share with other agencies, this is likely to result in saturation and a dangerous increase in co-channel interference. During multiple or major incidents, which often carry the highest risks and often involve more casualties and Team Members, then the vital communications could become unworkable which could have exceptionally serious consequences.

**Question 3: Do you have any evidence which indicates that AIP charged to ground stations could have a material detrimental impact on UK competitiveness?:**

Yes, analysis of spectrum usage indicates that there are a large number of channels that are not being fully utilised within the UK.

**Question 4: Taking into account the information available in this document, including that set out in Annex 5, our initial views on VHF radiocommunications licence fees and on the reference rates for bands in other uses, and any information you have about the organisations to whom we are proposing to charge fees, please provide any evidence that you think is relevant to us in considering the financial impact of the fees we intend to propose for VHF radiocommunications, or for other uses:**

Mountain Rescue, RNLI etc., need to retain all the hard-won money they have raised via donations and the time and painstaking effort taken for fund-raising to fulfill the life-saving activities they perform. It is no exaggeration to say that many lives will be put at risk if the cost of the license goes up, voluntary SAR agencies have to contribute, or SAR channels removed. It is surely immoral to charge those persons who are fulfilling a humanitarian role and are already over-stretched because of increasing casualty rates, new legislation, etc.

Voluntary life-saving organisations such as Mountain Rescue, RNLI etc need to retain

all the hard-won money they have raised via public donations which take a great deal of time and effort in fund-raising to fulfill the life-saving activities the organisations perform. There is little doubt to state that many lives may be put at risk if the cost of the license goes up, resulting in voluntary life-saving agencies have to contribute from limited funds, or vital SAR channels are lost, shared or removed. It is illogical and immoral to charge those voluntary life-saving organisations who are already over-stretched because of increasing casualty rates, callouts, new legislation, higher expectations, greater inter-agency expectations and training demands etc.

**Question 5: Do you agree that there is little to be gained, in terms of economic efficiency, from charging AIP to WT Act licences for aircraft:**

Yes

**Question 6: Do you consider that we should discount fees for any particular user or type of user? Specifically, do you consider that there should be a discount for charities whose object is the safety of human life in an emergency:**

Yes, there should be a full discount for all volunteer life saving organisations. We believe that it is vital that the existing SAR channels are retained to allow continuing provision of an effective SAR function.

**Question 7: Do you agree that Ofcom should apply AIP to ground stations? use of maritime and aeronautical VHF radiocommunications channels, to help manage growing congestion in current use and to ensure that the cost of denying access to this spectrum by potential alternative applications is faced by current users?:**

Providing its use is not for life saving activities. It should be noted that great care has been taken to make the use of SAR channels as efficient as possible.

**Question 8: Do you agree with our initial view that it would be appropriate to apply a pricing system similar to that already existing for Business Radio licences to maritime and aeronautical VHF communications? If not, what are your reasons for proposing that we should develop a fee structure for maritime and aeronautical VHF channels which is distinct from that already established for Business Radio?:**

Yes but only for that spectrum which is used for commercial gain.

**Question 9: Are there any short term reasons specific to the sector(s) why it would be inappropriate to apply fees from April 2009?:**

We re-iterate that no charges should be made for channels that are specifically used for Search and Rescue operations.

**Question 10: Ofcom would welcome stakeholders' views on the factors which should be taken into account when apportioning fees between individual users of radars and racons:**

As a Search and Rescue organisation, we are not directly involved in these areas of radar or beacons, however if the beacons are of the distress Sarsat EPIRB or PLB variety, we believe that no charges should be brought against voluntary SAR agencies for these life-saving devices.

**Question 11: Do you agree with our initial view that a reference rate of £126k per 1 MHz of national spectrum for L band and S band radar spectrum would achieve an appropriate balance between providing incentives to ensure efficient use of spectrum while guarding against the risks of regulatory failure in setting the reference rate too high? If you consider a different rate would be more appropriate, please provide any evidence that you think we should take into account.:**

Only for that spectrum which is used for commercial gain.

**Question 12: Do you agree with our initial view that a reference rate of £25k per single MHz of national spectrum would be appropriate for deriving fees for licences to use X band radar?:**

Not if the spectrum is used for life-saving activities.

**Question 13: Do you agree that, generally, spectrum used by aeronautical radionavigation aids is currently uncongested? Do you believe that this may change during the next few years and, if so, approximately when?:**

We are unable to answer this question as we have no knowledge of the level of congestion etc.

**Question 14: Do you agree with the basis on which Ofcom has arrived at its initial view on reference rates for aeronautical radionavigation aids?:**

We have no opinion in this matter as this is outside our primary scope.

**Comments:**

It is fair to say that were these proposals be enacted as is, that there would be a considerable amount of life put at risk unnecessarily. Organisations such as those set up to provide services such as mountain rescue are funded entirely by charitable donations and operated entirely by volunteers.

It is my opinion that any such decision taken by a public body would automatically be open to challenge by judicial review.