



## THE RADIOCOMMUNICATIONS (FORMS) REGULATIONS 1990

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PAUL REEVES, Governor-General

### ORDER IN COUNCIL

At Wellington this 5th day of March 1990

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to section 134 of the Radiocommunications Act 1989, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following regulations.

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### REGULATIONS

**1. Title and commencement**—(1) These regulations may be cited as the Radiocommunications (Forms) Regulations 1990.

(2) These regulations shall come into force on the 1st day of April 1990.

**2. Interpretation**—(1) In these regulations, unless the context otherwise requires, “the Act” means the Radiocommunications Act 1989.

(2) Expressions not defined in these regulations but defined in the Act have, in these regulations, the meanings so defined.

**3. Forms**—(1) The forms set out in the Schedule to these regulations are the forms to be used in respect of the matters under the Act to which those forms relate.

(2) Such variances may be made in any prescribed form as the circumstances of any particular case may require.

(3) Strict compliance with the prescribed forms is not necessary, and substantial compliance, or such compliance as the particular circumstances of the case allow, is sufficient.

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## SCHEDULE

Reg. 3 (1)

## FORMS

- Form 1— Application to Register Radio Frequencies
  - Form 2— Application for Correction of Register
  - Form 3— Acknowledgement of Mortgagee's Consent
  - Form 4— Notice of Modification of Protection Limit
  - Form 5— Notice of Modification of Adjacent Frequencies Emission Limits
  - Form 6— Notice of Transfer of Management Rights
  - Form 7— Licence to Transmit Radio Waves
  - Form 8— Licence to Transmit Unwanted Emissions
  - Form 9— Licence to Have No Interference
  - Form 10— Notice of Modification of Unwanted Emission Limits
  - Form 11— Notice of Transfer of Licence
  - Form 12— Notice of Cancellation of Licence
  - Form 13— Memorandum of Mortgage
  - Form 14— Memorandum of Increase or Reduction of Mortgage Debt
  - Form 15— Memorandum of Increase or Reduction in Rate of Interest
  - Form 16— Memorandum of Renewal, Shortening, or Extension of Term or Currency of Mortgage
  - Form 17— Memorandum of Variation of Covenants, Conditions, and Powers of Mortgage
  - Form 18— Memorandum of Priority of Mortgages
  - Form 19— Notice of Default to Mortgagor
  - Form 20— Memorandum of Discharge of Mortgage
  - Form 21— Application to be Registered as Manager or Rightholder by Operation of Law
  - Form 22— Caveat
  - Form 23— Withdrawal of Caveat
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SCHEDULE—*continued*

## Form 1

## APPLICATION TO REGISTER RADIO FREQUENCIES

(Section 9, Radiocommunications Act 1989)

TO: The Registrar of Radio Frequencies

I, [Full name], Secretary of Commerce, apply for a record of management rights to be recorded in relation to the radio frequencies specified in the Schedule to this application.

The record of management rights is to specify, in relation to those frequencies, the particulars specified in that Schedule.

.....  
Secretary of Commerce

.....  
Date

## SCHEDULE

## 1. Range of frequencies to be recorded in the Register:

Lower boundary: ..... MHz.

Upper boundary: ..... MHz.

## 2. Adjacent frequencies emission limits (expressed as maximum e.i.r.p. (in dBW) of such emissions):

Below lower boundary:

..... dBW at ..... MHz to ..... dBW at ..... MHz.

..... dBW at ..... MHz to ..... dBW at ..... MHz.

..... dBW at ..... MHz to ..... dBW at ..... MHz.

Above upper boundary:

..... dBW at ..... MHz to ..... dBW at ..... MHz.

..... dBW at ..... MHz to ..... dBW at ..... MHz.

..... dBW at ..... MHz to ..... dBW at ..... MHz.

[Note: The adjacent frequencies emission limits applicable to frequencies within each specified range shall be determined in accordance with the following formula:

$$y = mx + C$$

where—

y = dBW

x = MHz

$$m = \frac{\Delta y}{\Delta x}$$

C = the value of y where x = 0 (the y intercept).]

## 3. Protection limit (expressed as the e.i.r.p. (in dBW) of such limit):

..... dBW at ..... MHz to ..... dBW at ..... MHz.

..... dBW at ..... MHz to ..... dBW at ..... MHz.

..... dBW at ..... MHz to ..... dBW at ..... MHz.

SCHEDULE—*continued*Form 1—*continued*

[Note: The protection limit applicable to frequencies within each specified range shall be determined in accordance with the following formula:

$$y = mx + C$$

where—

y = dBW

x = MHz

$$m = \frac{\Delta y}{\Delta x}$$

C = the value of y where x = 0 (the y intercept).]

4. Conditions to apply to licences created in relation to the record of management rights: [*Specify the conditions*].

5. Commencement date of the record of management rights: [*Specify date*.]

6. Expiry date of the record of management rights: [*Specify date*.]

**NOTE**

Before the frequencies to which this application relates may be registered, the Registrar must receive a certificate from an approved radio engineer in accordance with section 39 (2) of the Act.

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SCHEDULE—continued

Form 2

APPLICATION FOR CORRECTION OF REGISTER

(Section 23, Radiocommunications Act 1989)

TO: The Registrar of Radio Frequencies

I, [Full name], request that the record on the Register of the particulars set out in the instrument described below be corrected on the grounds recorded below.

Instrument to which this application relates: [Specify the instrument.]

\*Record of management rights to which the instrument relates: [Specify reference number of the record of management rights.]

\*Licence to which the instrument relates: [Specify reference number of licence.]

Details of correction requested: [Specify the correction requested.]

Grounds for correction: [Specify the grounds for the correction.]

\*Delete if inapplicable.

.....  
Signature of Applicant

.....  
Date

**NOTE**

This application must be accompanied by a copy of the certificate issued under section 17 (b) of the Act that relates to the record on the Register to which this application relates.

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SCHEDULE—continued

Form 3

ACKNOWLEDGEMENT OF MORTGAGEE'S CONSENT

(Section 26 (1), Radiocommunications Act 1989)

I, [Full name], being the mortgagee under the mortgage specified below, acknowledge that I have consented to the granting of a licence, pursuant to the management rights to which the mortgage relates, in relation to the frequency specified below.

Record of management rights to which the mortgage relates: [Specify reference number.]

Mortgage No.: [Specify reference number.]

Frequency in relation to which licence may be granted: .....MHz.

.....  
Signature of Mortgagee

.....  
Date

Form 4

NOTICE OF MODIFICATION OF PROTECTION LIMIT

(Section 36, Radiocommunications Act 1989)

TO: The Registrar of Radio Frequencies

We, [Full name], Secretary of Commerce, and [Full name], manager pursuant to the record of management rights specified in the Schedule to this notice, have agreed to modify the protection limit applying to that record of management rights.

We therefore give notice that the protection limit specified in the Schedule to this notice is to apply, pursuant to that agreement, to that record of management rights from the date specified in that Schedule.

Dated at this day of 19 .

Signed by [Name of manager] }  
[or as the case may require in the case }  
of a company] in the presence of: }

Witness: .....  
Occupation: .....  
Address: .....  
.....

Signed by the Secretary of }  
Commerce }  
in the presence of: }

Witness: .....  
Occupation: .....  
Address: .....  
.....

SCHEDULE—*continued*Form 4—*continued*

## SCHEDULE

1. Record of management rights No. [*Specify reference number.*]
2. Modified protection limit (expressed as the e.i.r.p. (in dBW) of such limit):
  - ..... dBW at ..... MHz to ..... dBW at ..... MHz.
  - ..... dBW at ..... MHz to ..... dBW at ..... MHz.
  - ..... dBW at ..... MHz to ..... dBW at ..... MHz.

[Note: The protection limit applicable to frequencies within each specified range shall be determined in accordance with the following formula:

$$y = mx + C$$

where—

y = dBW

x = MHz

$$m = \frac{\Delta y}{\Delta x}$$

C = the value of y where x = 0 (the y intercept).]

3. Date from which modified protection limit is to apply: [*Specify date.*]

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SCHEDULE—continued

Form 5

NOTICE OF MODIFICATION OF ADJACENT FREQUENCIES EMISSION LIMITS  
(Section 40, Radiocommunications Act 1989)

TO: The Registrar of Radio Frequencies

We, [Full name], manager pursuant to the record of management rights specified in clause 1 of the Schedule to this notice, and [Full name], manager pursuant to the record of management rights specified in clause 2 of the Schedule to this notice (in this notice referred to as the adjacent manager), have agreed to modify the adjacent frequencies emission limit applying to a frequency falling within the range of frequencies specified in the adjacent manager's record of management rights.

We therefore give notice that the adjacent frequencies emission limits specified in clause 3 of the Schedule to this notice are to apply, pursuant to that agreement, to the record of management rights specified in clause 1 of that Schedule from the date specified in that Schedule.

Dated at this day of 19 .

Signed by [Name of manager] }  
[or as the case may require in the case of a company] in the presence of: } .....

Witness: .....  
Occupation: .....  
Address: .....

Signed by [Name of adjacent manager] }  
[or as the case may require in the case of a company] in the presence of: } .....

Witness: .....  
Occupation: .....  
Address: .....

SCHEDULE

1. Record of management rights to which the modified adjacent frequencies emission limits are to apply: [Specify reference number.]

2. Record of management rights of adjacent manager: [Specify reference number.]

3. Modified adjacent frequencies emission limits (expressed as maximum e.i.r.p. (in dBW) of such emissions):

- ..... dBW at ..... MHz to ..... dBW at ..... MHz.
- ..... dBW at ..... MHz to ..... dBW at ..... MHz.
- ..... dBW at ..... MHz to ..... dBW at ..... MHz.



**SCHEDULE—continued****Form 5—continued**

[Note: The adjacent frequencies emission limits applicable to frequencies within each specified range shall be determined in accordance with the following formula:

$$y = mx + C$$

where—

$$y = \text{dBW}$$

$$x = \text{MHz}$$

$$m = \frac{\Delta y}{\Delta x}$$

C = the value of y where x = 0 (the y intercept).]

4. Date from which modified adjacent frequencies emission limits are to apply: [*Specify date.*]

**NOTE**

Before this notice may be registered, the Registrar must receive a certificate from an approved radio engineer in accordance with section 40 (3) of the Act.

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SCHEDULE—continued

Form 6

NOTICE OF TRANSFER OF MANAGEMENT RIGHTS

(Section 42, Radiocommunications Act 1989)

I, [Full name], being the manager in relation to the range of frequencies specified in record of management rights No. [specify reference number], in consideration of the sum of \$ [specify amount], hereby transfer the management rights in respect of—

\*(a) That range of frequencies

OR

\*(b) That part of that range of frequencies as is specified in the Schedule to this notice

to [Full name], of [Address].

\*Delete whichever does not apply.

Dated at this day of 19 .

Signed by [Name of transferor]

[or as the case may require in the case of a company] in the presence of: }

Witness: .....
Occupation: .....
Address: .....

[Where the notice of transfer purports to transfer the management rights in respect of part only of the range of frequencies specified in a record of management rights, the transferor is to complete the following Schedule:]

SCHEDULE

1. Frequencies in respect of which management rights are transferred: [Specify the range of frequencies.]

2. Adjacent frequencies emission limits (expressed as maximum e.i.r.p. (in dBW) of such emissions) to apply in relation to the frequencies adjacent to the boundaries created as a result of this transfer:

Below lower boundary:
..... dBW at ..... MHz to ..... dBW at ..... MHz.
..... dBW at ..... MHz to ..... dBW at ..... MHz.
..... dBW at ..... MHz to ..... dBW at ..... MHz.

Above upper boundary:
..... dBW at ..... MHz to ..... dBW at ..... MHz.
..... dBW at ..... MHz to ..... dBW at ..... MHz.
..... dBW at ..... MHz to ..... dBW at ..... MHz.

SCHEDULE—*continued*

Form 6—*continued*

[Note: The adjacent frequencies emission limits applicable to frequencies within each specified range shall be determined in accordance with the following formula:

$$y = mx + C$$

where—

y = dBW

x = MHz

$$m = \frac{\Delta y}{\Delta x}$$

C = the value of y where x = 0 (the y intercept).]

3. Commencement date of records of management rights to be created as a result of this transfer: [*Specify date.*]

Form 7

LICENCE TO TRANSMIT RADIO WAVES

(Section 48 (a) (or (b)), Radiocommunications Act 1989)

I, [*Full name*], being the manager in relation to the range of frequencies specified in record of management rights No. [*specify reference number*],—

\*Give notice that I intend to transmit radio waves on the frequency specified in clause 1 (b) of the Schedule to this licence.

OR

\*Hereby grant to [*Full name*], of [*Address*], the right to transmit radio waves on the frequency specified in clause 1 (b) of the Schedule to this licence.

\*Delete whichever does not apply.

Dated at this day of 19 .

Signed by [*Name of manager*]

[*or as the case may require in the case of a company*] in the presence of:

Witness: .....

Occupation: .....

Address: .....

SCHEDULE

1. Particulars of transmitter to which this licence relates:

(a) Location of transmitter:

Map	Grid Reference	Site Name	Altitude (in metres above sea level)
...../.....	.....	.....	.....

SCHEDULE—continued

Form 7—continued

OR

- (a) The area within which the transmitter may transmit under this licence is the area bounded by a series of straight lines drawn between the following points:

Map	Grid Reference	
...../.....	.....	to
...../.....	.....	to
...../.....	.....	

- (b) Frequency on which transmissions are permitted by this licence:  
 ..... MHz.
- (c) Maximum power of emissions permitted under this licence:  
 ..... dBW (e.i.r.p.).
- (d) Maximum bandwidth of emissions permitted under this licence:  
 — Not more than ..... MHz above the frequency to which this licence relates.  
 — Not more than ..... MHz below the frequency to which this licence relates.

- (e) Unwanted emission limits applying to emissions from the transmitter (expressed as maximum e.i.r.p. (in dBW) of such emissions):

- (i) Limits applying to frequencies below the frequency to which this licence relates:  
 ..... dBW at ..... MHz to ..... dBW at ..... MHz.  
 ..... dBW at ..... MHz to ..... dBW at ..... MHz.  
 ..... dBW at ..... MHz to ..... dBW at ..... MHz.

- (ii) Limits applying to frequencies above the frequency to which this licence relates:  
 ..... dBW at ..... MHz to ..... dBW at ..... MHz.  
 ..... dBW at ..... MHz to ..... dBW at ..... MHz.  
 ..... dBW at ..... MHz to ..... dBW at ..... MHz.

[Note: The unwanted emission limits applicable to frequencies within each specified range shall be determined in accordance with the following formula:

$$y = mx + C$$

where—

y = dBW

x = MHz

$$m = \frac{\Delta y}{\Delta x}$$

C = the value of y where x = 0 (the y intercept).]

- (f) Class of emissions permitted under this licence:
- (g) Horizontal radiation pattern of transmitter:  
 [maximum e.i.r.p. (in dBW) per sector (in degrees relative to true North)]  
 ..... degrees up to ..... degrees: .....dBW.  
 Over ..... degrees up to ..... degrees: .....dBW.  
 Over ..... degrees up to ..... degrees: .....dBW.
- (h) Antenna polarisation of transmitter:

SCHEDULE—continued

Form 7—continued

(i) Antenna height (if transmitter at a fixed location): [*Specify height in metres above ground level.*]

2. Other particulars:

(a) Receive coverage location:

Map	Grid Reference	Site Name
...../.....	.....	.....

OR

(a) The receive coverage area is the area bounded by a series of straight lines drawn between the following points:

Map	Grid Reference	
...../.....	.....	to
...../.....	.....	to
...../.....	.....	

(b) Maximum permitted interfering signals applying to receive coverage location (*or* receive coverage area):

..... dBuV/m.

(c) Commencement date of licence: [*Specify date.*]

(d) Expiry date of licence: [*Specify date.*]

(e) Conditions applying to the exercise of the rightholder's rights under this licence: [*Specify conditions.*]

\*(f) This is a multiple-user licence.

\*Delete if inapplicable.

**NOTE**

Before this licence may be registered, the Registrar must receive certificates from an approved radio engineer in accordance with sections 25 (2) and 53 (2) of the Act.



SCHEDULE—continued

Form 8

LICENCE TO TRANSMIT UNWANTED EMISSIONS

(Section 48 (c), Radiocommunications Act 1989)

I, [Full name], being the manager in relation to the range of frequencies specified in record of management rights No. [specify reference number], hereby grant to [Full name], of [Address], the right to transmit unwanted emissions on the frequency specified in clause 1 (b) of the Schedule to this licence.

Dated at this day of 19 .

Signed by [Name of manager] }  
 [or as the case may require in the case of a company] in the presence of: }

Witness: .....  
 Occupation: .....  
 Address: .....

SCHEDULE

1. Particulars of transmitter to which this licence relates:

(a) Location of transmitter:

Map	Grid Reference	Site Name	Altitude (in metres above sea level)
...../.....	.....	.....	.....

OR

(a) The area within which the transmitter may transmit under this licence is the area bounded by a series of straight lines drawn between the following points:

Map	Grid Reference	
...../.....	.....	to
...../.....	.....	to
...../.....	.....	

(b) Frequency on which transmissions are permitted by this licence:  
 ..... MHz.

(c) Maximum power of emissions permitted under this licence:  
 ..... dBW (e.i.r.p.).

(d) Maximum bandwidth of emissions permitted under this licence:  
 — Not more than ..... MHz above the frequency to which this licence relates.  
 — Not more than ..... MHz below the frequency to which this licence relates.

SCHEDULE—*continued*Form 8—*continued*

- (e) Class of emissions permitted under this licence:
- (f) Horizontal radiation pattern of transmitter:  
 [maximum e.i.r.p. (in dBW) per sector (in degrees relative to true North)]  
 ..... degrees up to ..... degrees: .....dBW.  
 Over ..... degrees up to ..... degrees: .....dBW.  
 Over ..... degrees up to ..... degrees: .....dBW.
- (g) Antenna polarisation of transmitter:
- (h) Antenna height (if transmitter at a fixed location): [*Specify height in metres above ground level.*]
2. Other particulars:
- (a) Commencement date of licence: [*Specify date.*]
- (b) Expiry date of licence: [*Specify date.*]
- (c) Conditions applying to the exercise of the rightholder's rights under this licence: [*Specify conditions.*]
- (d) Reference No. of any licence issued to the rightholder pursuant to section 48 (a) or (b) of the Act prior to the granting of this licence, where transmission under that licence generates the transmissions referred to in clause 1 of this Schedule: [*Insert reference number.*]

**NOTE**

Before this licence may be registered, the Registrar must receive a certificate from an approved radio engineer in accordance with section 25 (2) of the Act.

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SCHEDULE—continued

Form 9

LICENCE TO HAVE NO INTERFERENCE

(Section 48 (d), Radiocommunications Act 1989)

I, [Full name], being the manager in relation to the range of frequencies specified in record of management rights No. [specify reference number], hereby grant to [Full name], of [Address], the right to have, at the location (or within the area) specified in clause 1 of the Schedule to this licence, no interference that is caused by any person transmitting radio waves on the frequency specified in clause 3 of that Schedule.

Dated at this day of 19 .

Signed by [Name of manager] }
[or as the case may require in the case of a company] in the presence of: }

Witness: .....
Occupation: .....
Address: .....

SCHEDULE

1. The receive coverage location applying to this licence is as follows:

Map Grid Reference Site Name
...../.....

OR

1. The receive coverage area applying to this licence is the area bounded by a series of straight lines drawn between the following points:

Map Grid Reference to
...../..... to
...../.....

2. Maximum permitted interfering signals applying to \*receive coverage location/\*receive coverage area: ..... dBuV/m.

\*Delete whichever does not apply.

3. Frequency to which this licence relates: ..... MHz.

4. Commencement date of licence: [Specify date.]

5. Expiry date of licence: [Specify date.]

6. Conditions applying to the rightholder's rights under this licence: [Specify conditions.]



SCHEDULE—continued

Form 10

NOTICE OF MODIFICATION OF UNWANTED EMISSION LIMITS

(Section 54 (1), Radiocommunications Act 1989)

TO: The Registrar of Radio Frequencies

I, [Full name], rightholder in respect of licence No. [specify reference number], give notice that the unwanted emission limits specified in that licence are to be modified as set out in the Schedule to this notice.

Dated at this day of 19 .

Signed by [Name of rightholder] } .....
[or as the case may require in the case of a company] in the presence of: }

Witness: .....
Occupation: .....
Address: .....

Signed by [Name of manager], manager, record of management rights No. [specify reference number] } .....
[or as the case may require in the case of a company] in the presence of: }

Witness: .....
Occupation: .....
Address: .....

SCHEDULE

1. Modified unwanted emission limits that are to apply to licence (expressed as maximum e.i.r.p. (in dBW) of such emissions):

\*Limits applying to frequencies below the frequency to which the licence relates:

- ..... dBW at ..... MHz to ..... dBW at ..... MHz.
..... dBW at ..... MHz to ..... dBW at ..... MHz.
..... dBW at ..... MHz to ..... dBW at ..... MHz.

\*Limits applying to frequencies above the frequency to which the licence relates:

- ..... dBW at ..... MHz to ..... dBW at ..... MHz.
..... dBW at ..... MHz to ..... dBW at ..... MHz.
..... dBW at ..... MHz to ..... dBW at ..... MHz.

\*Delete if inapplicable.

SCHEDULE—continued

Form 10—continued

[Note: The unwanted emission limits applicable to frequencies within each specified range shall be determined in accordance with the following formula:

$$y = mx + C$$

where—

y = dBW

x = MHz

$$m = \frac{\Delta y}{\Delta x}$$

C = the value of y where x = 0 (the y intercept.)]

2. Date from which modified unwanted emission limits are to apply: [Specify date.]

3. Record of management rights relating to frequencies to which the modification of the unwanted emission limits effected by this notice relates: [Specify reference number.]

NOTES

Before this notice may be registered, the Registrar must receive a certificate from an approved radio engineer in accordance with section 54 (3) of the Act.

This notice must be signed by every manager who has the management rights in relation to any frequency to which the modification of the unwanted emission limits effected by the notice relates.



Form 11

NOTICE OF TRANSFER OF LICENCE

(Section 56, Radiocommunications Act 1989)

I, [Full name], being the rightholder in respect of licence No. [Specify reference number], in consideration of the sum of \$ [Insert amount], hereby transfer the licence to [Full name], of [Address].

Dated at this day of 19 .

Signed by [Name of transferor]

[or as the case may require in the case of a company] in the presence of:

} .....

Witness: .....

Occupation: .....

Address: .....

.....





SCHEDULE—continued

Form 13

MEMORANDUM OF MORTGAGE

(Section 74, Radiocommunications Act 1989)

Mortgage No.: .....

1. Parties to mortgage:

(a) Mortgagor:

Name: [State full name.]
Address: [State address.]
Occupation: [State occupation.]

(b) Mortgagee:

Name: [State full name.]
Address: [State address.]
Occupation: [State occupation.]

2. Interest mortgaged: [Here state the interest to be mortgaged, i.e. record of management rights No. (Specify reference number) or licence No. (Specify reference number.)]

3. Principal sum: [Insert amount.]

4. Date of advance: [Insert date.]

5. Interest rate: [State rate agreed on.]

6. How interest to be paid: [State whether yearly, monthly, or otherwise as the case may be.]

7. How and when principal sum to be repaid: [Insert date and mode of payment agreed on.]

8. Other terms of mortgage: [Here insert any special covenants or conditions.]

9. Priority of mortgage: [State whether ranks as first mortgage, or second mortgage, or otherwise as the case may be.]

THE MORTGAGOR covenants with the MORTGAGEE as set out above.

The MORTGAGOR acknowledges receipt of the principal sum.

For the better securing of the principal sum, interest, and other moneys, the MORTGAGOR mortgages to the MORTGAGEE all the interest of the MORTGAGOR in the \*record of management rights/\*licence described above.

\*Delete whichever does not apply.

Dated at this day of 19 .

Signed by [Name of mortgagor]
[or as the case may require in the case of a company] in the presence of: }

Witness: .....
Occupation: .....
Address: .....
.....



SCHEDULE—continued

Form 14

MEMORANDUM OF INCREASE OR REDUCTION OF MORTGAGE DEBT

(Section 75 (1) (a), Radiocommunications Act 1989)

\*Record of management rights No.: [Specify reference number.]

\*Licence No.: [Specify reference number.]

\*Delete if inapplicable.

Mortgage No.: [Specify reference number.]

Mortgagor: [State full name and address.]

Mortgagee: [State full name and address.]

THE principal sum intended to be secured by the within—[or above—] written [or annexed] mortgage is hereby increased [or reduced] to \$ [Insert amount].

Dated at this day of 19 .

Signed by [Name of mortgagor]

[or as the case may require in the case of a company] in the presence of: }

Witness: .....

Occupation: .....

Address: .....

.....

Signed by [Name of mortgagee]

[or as the case may require in the case of a company] in the presence of: }

Witness: .....

Occupation: .....

Address: .....

.....

NOTE

It is not necessary for a mortgagor to sign a memorandum of reduction of the mortgage debt, or for a mortgagee to sign a memorandum of increase of the mortgage debt.



SCHEDULE—continued

Form 15

MEMORANDUM OF INCREASE OR REDUCTION IN RATE OF INTEREST

(Section 75 (1) (b), Radiocommunications Act 1989)

\*Record of management rights No.: [Specify reference number.]

\*Licence No.: [Specify reference number.]

\*Delete if inapplicable.

Mortgage No.: [Specify reference number.]

Mortgagor: [State full name and address.]

Mortgagee: [State full name and address.]

THE rate of interest payable under the within—[or above—] written [or annexed] mortgage is hereby increased [or reduced] to \$ [Insert amount] per annum.

Dated at this day of 19 .

Signed by [Name of mortgagor] }
[or as the case may require in the case of a company] in the presence of: }

Witness: .....
Occupation: .....
Address: .....
.....

Signed by [Name of mortgagee] }
[or as the case may require in the case of a company] in the presence of: }

Witness: .....
Occupation: .....
Address: .....
.....

NOTE

It is not necessary for a mortgagor to sign a memorandum of reduction of the rate of interest payable under a mortgage, or for a mortgagee to sign a memorandum of increase of the rate of interest payable under a mortgage.



SCHEDULE—continued

Form 16

MEMORANDUM OF RENEWAL, SHORTENING, OR EXTENSION OF TERM OR CURRENCY OF MORTGAGE

(Section 75 (1) (c), Radiocommunications Act 1989)

\*Record of management rights No.: [Specify reference number.]

\*Licence No.: [Specify reference number.]

\*Delete if inapplicable.

Mortgage No.: [Specify reference number.]

Mortgagor: [State full name and address.]

Mortgagee: [State full name and address.]

THE term [or currency] of the within—[or above—] written [or annexed] mortgage is hereby renewed [or shortened or extended] to the day of 19 . [or as the case may be].

Dated at this day of 19 .

Signed by [Name of mortgagor]

[or as the case may require in the case of a company] in the presence of: .....

Witness: .....

Occupation: .....

Address: .....  
.....

Signed by [Name of mortgagee]

[or as the case may require in the case of a company] in the presence of: .....

Witness: .....

Occupation: .....

Address: .....  
.....



SCHEDULE—continued

Form 17

MEMORANDUM OF VARIATION OF COVENANTS, CONDITIONS, AND POWERS OF MORTGAGE

(Section 75 (1) (d), Radiocommunications Act 1989)

\*Record of management rights No.: [Specify reference number.]

\*Licence No.: [Specify reference number.]

\*Delete if inapplicable.

Mortgage No.: [Specify reference number.]

Mortgagor: [State full name and address.]

Mortgagee: [State full name and address.]

THE covenants, conditions, and powers contained or implied in the within—[or above—] written [or annexed] mortgage are hereby varied as follows: [Here state any variations agreed upon]

Dated at this day of 19 .

Signed by [Name of mortgagor] }
[or as the case may require in the case of a company] in the presence of: }

Witness: .....
Occupation: .....
Address: .....
.....

Signed by [Name of mortgagee] }
[or as the case may require in the case of a company] in the presence of: }

Witness: .....
Occupation: .....
Address: .....
.....

—



SCHEDULE—continued

Form 18

MEMORANDUM OF PRIORITY OF MORTGAGES

(Section 77, Radiocommunications Act 1989)

\*Record of management rights No.: [Specify reference number.]

\*Licence No.: [Specify reference number.]

Mortgage No.: [Specify reference number.]

Mortgagor: [State full name and address.]

Mortgagee: [State full name and address.]

THE priority of the following mortgages in so far as they affect the \*record of management rights/\*licence described above is hereby varied as follows:

Mortgage No. [Specify reference number] [or dated [Insert date]] in favour of E.F. and securing the principal sum of \$ [Insert amount] shall rank as first mortgage.

Mortgage No. [Specify reference number] [or dated [Insert date]] in favour of C.D. and securing the principal sum of \$ [Insert amount] shall rank as second mortgage.

[Insert necessary additional particulars if there are more than two mortgages.]

\*Delete where inapplicable.

Dated at this day of 19 .

Signed by [Name of mortgagor]

[or as the case may require in the case of a company] in the presence of:

Witness: .....

Occupation: .....

Address: .....

Signed by [Name of C.D. as mortgagee]

[or as the case may require in the case of a company] in the presence of:

Witness: .....

Occupation: .....

Address: .....

NOTE

This memorandum must be signed by the mortgagor, and by the mortgagee under every mortgage that, by the memorandum, is postponed to any mortgage over which it previously had priority.

SCHEDULE—continued

Form 19

NOTICE OF DEFAULT TO MORTGAGOR

(Section 79 (1), Radiocommunications Act 1989)

Mortgage No.: .....

\*Record of management rights  
No./\*Licence No.: [Specify reference  
number]

TO: [Full name and last-known residential or business address of mortgagor]

DEFAULT

[Full name of mortgagee], being the mortgagee under the above-mentioned mortgage, hereby gives you notice that you are in default under the mortgage as follows:

1. You have failed to pay [Specify each default of payment claimed, stating the amount, due date, and nature (for example, principal, interest, insurance premiums, etc.) of each missed payment, and such other particulars as are necessary to adequately inform the mortgagor of the nature and extent of the default].

The total amount now in arrear is \$ [Insert amount]

2. You have failed to observe or comply with the following covenant(s) in the mortgage:

[Specify each default complained of, with sufficient particularity to adequately inform the mortgagor of the nature and extent of the default.]

REMEDY

<sup>1</sup>You are hereby required to remedy the above-mentioned default(s)—

\*<sup>(a)</sup> By payment of the sum of \$ [Insert amount]

\*<sup>(b)</sup> By [Specify what action is required to remedy each default].

CONSEQUENCES

<sup>2</sup>If you do not remedy each default before the <sup>3</sup>..... day of .....  
..... 19..... the mortgagee will have the right to [Here specify the rights that  
the mortgagee will be entitled to exercise if the default is not remedied within the  
specified period].

Dated at                      this                      day of    19 .

.....  
[Signed by or on behalf of the  
mortgagee].

This notice is given by ....., whose address for service is .....

COPY TO [Each subsequent mortgagee of whose name and address the mortgagee  
has actual notice].

\*Delete where inapplicable.



SCHEDULE—continued

Form 21

APPLICATION TO BE REGISTERED AS MANAGER OR RIGHTHOLDER BY OPERATION OF LAW

(Section 87 (1), Radiocommunications Act 1989)

TO: The Registrar of Radio Frequencies

I, [Full name], of [Address], apply to be registered as—

\*(a) Manager in relation to the radio frequencies described in record of management rights No. [Specify reference number.]

OR

\*(b) Rightholder in respect of licence No. [Specify reference number.]

\*Delete if inapplicable.

I believe that I am entitled to be so registered by operation of law for the following reasons: [Set out sufficient information to inform the Registrar of the facts relied on to support the application.]

The following persons have an interest in this application: [List names and addresses of persons who have an interest in the application and who should be given notice of it, including persons who may oppose the application.]

The following evidence accompanies this application: [List the evidence that accompanies the application in order to establish the applicant's entitlement to be registered as manager or rightholder.]

.....  
Signature of Applicant

.....  
Date

**NOTE**

This application must be accompanied by such evidence in support of the application as is necessary to establish the applicant's entitlement to be registered as manager or rightholder.

—

SCHEDULE—continued

Form 22

CAVEAT

(Section 89 (1), Radiocommunications Act 1989)

TO: The Registrar of Radio Frequencies

I, [Full name], of [Address], claim—

\*(a) That I am \*entitled to/\*beneficially interested in—

\*(i) The management rights in relation to the radio frequencies to which record of management rights No. [Specify reference number] relates; or

\*(ii) Licence No. [Specify reference number] by virtue of \*an unregistered agreement or instrument/\*an express or implied trust [or as the case may be]

OR

\*(b) That I am transferring—

\*(i) The management rights in relation to the radio frequencies to which record of management rights No. [Specify reference number] relates; or

\*(ii) Licence No. [Specify reference number] to [Full name] to be held in trust.

I therefore forbid you to make any entry on the Register having the effect of—

\*(a) Charging or transferring the management rights to which this caveat relates, or creating any licence under those management rights; or

\*(b) Charging or transferring the licence to which this caveat relates.

I believe that I am entitled to lodge this caveat by virtue of [State the grounds on which the caveat is lodged.]

I appoint [State an address] as the place at which notices relating to this caveat may be served.

\*Delete where inapplicable

Dated at this day of 19 .

Signed by [Name of caveator]

[or as the case may require in the case of a company] in the presence of: }

Witness: .....

Occupation: .....

Address: .....

.....



SCHEDULE—continued

Form 23

WITHDRAWAL OF CAVEAT

(Section 96 (1), Radiocommunications Act 1989)

Caveat No: .....

TO: The Registrar of Radio Frequencies

I, [Full name], having lodged caveat No. [Specify reference number] in relation to \*record of management rights No. [Insert reference number]/\*licence No. [Insert reference number], hereby withdraw that caveat as to—

\*(a) The whole of the \*management rights/\*licence protected by the caveat

OR

\*(b) The following part of the \*management rights/\*licence protected by the caveat: [Here specify that part of the management rights or licence in respect of which the caveat is withdrawn.]

\*Delete where inapplicable

Dated at this day of 19 .

Signed by [Name of caveator]

[or as the case may require in the case of a company] in the presence of:

} .....  
}

Witness: .....

Occupation: .....

Address: .....

.....

C. J. HILL,  
for Clerk of the Executive Council.

EXPLANATORY NOTE

*This note is not part of the regulations, but is intended to indicate their general effect.*

These regulations, which come into force on 1 April 1990, prescribe the forms to be used for the purposes of the Radiocommunications Act 1989.

Issued under the authority of the Acts and Regulations Publication Act 1989.

Date of notification in *Gazette*: 8 March 1990.

These regulations are administered in the Ministry of Commerce.