

Operation in the Amateur Radio Service

Operating Qualifications

42 An individual may operate radio apparatus in the amateur radio service if the individual is the holder of one or more of the following certificates or licences:

- **(a)** an Amateur Radio Operator Certificate with Basic Qualification;
 - **(b)** [Repealed, SOR/2020-278, s. 4]
 - **(c)** [Repealed, SOR/2020-278, s. 4]
 - **(d)** [Repealed, SOR/2020-278, s. 4]
 - **(e)** a Radiotelephone Operator's General Certificate (Aeronautical);
 - **(f)** a Radiotelephone Operator's General Certificate (Maritime);
 - **(g)** a Radiotelephone Operator's General Certificate (Land);
 - **(h)** [Repealed, SOR/2020-278, s. 4]
 - **(i)** a radio licence in the amateur radio service and an amateur radio operator authorization, issued by the responsible administration of a country other than Canada, if
 - **(i)** the individual is a citizen of that country, and
 - **(ii)** a reciprocal arrangement that allows similar privileges to Canadians exists between that other country and Canada; and
 - **(j)** a radio licence for a radio station in the amateur radio service issued to a citizen of the United States by the Government of the United States.
- SOR/2000-78, s. 3
 - SOR/2020-278, s. 4

Installation and Operating Restrictions

43 [Repealed, SOR/2000-78, s. 4]

44 A person who operates radio apparatus in the amateur radio service must hold an Amateur Radio Operator Certificate with Advanced Qualification in order to

- **(a)** install or operate a transmitter or a radio frequency amplifier that is not commercially manufactured, for use in the amateur radio service; or
 - **(b)** install any radio apparatus to be used specifically
 - **(i)** for receiving and automatically retransmitting radiotelephone communications within the same frequency band, or
 - **(ii)** for an amateur radio club station.
- SOR/2000-78, s. 5

Technical Requirements

45 A person shall operate radio apparatus in the amateur radio service in accordance with the technical requirements set out in the *Standards for the Operation of Radio Stations in the Amateur Radio Service*, issued by the Minister, as amended from time to time.

- SOR/2000-78, s. 6

Participation in Communications

- **46 (1)** Any person may participate in the operation of radio apparatus in the amateur radio service under the supervision and in the presence of an individual referred to in section 42.
- **(2)** A holder of a certificate or licence referred to in section 42 may
 - **(a)** permit any person who does not hold such a certificate or licence to operate radio apparatus, subject to compliance with the terms and conditions of that holder's certificate or licence; and
 - **(b)** permit the participation in the operation referred to in paragraph (a) by any person only in accordance with subsection (1).

- SOR/2000-78, s. 7

Communications with Radio Apparatus in the Amateur Radio Service

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- SOR/2000-78, s. 8

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47 A person who operates radio apparatus in the amateur radio service may only

- **(a)** communicate with a radio station that operates in the amateur radio service;
- **(b)** use a code or cipher that is not secret; and
- **(c)** be engaged in communication that does not include the transmission of
 - **(i)** music,
 - **(ii)** commercially recorded material,
 - **(iii)** programming that originates from a broadcasting undertaking, or

- **(iv)** radiocommunications in support of industrial, business or professional activities.
- SOR/2000-78, s. 9

Emergency Communications

48 In a real or simulated emergency, a person operating radio apparatus in the amateur radio service may only communicate with a radio station that is in the amateur radio service in order to transmit a message that relates to the real or simulated emergency on behalf of a person, government or relief organization.

- SOR/2000-78, s. 10

Remuneration

49 A person who operates radio apparatus in the amateur radio service shall do so without demanding or accepting remuneration in any form in respect of a radiocommunication that the person transmits or receives.

- SOR/2000-78, s. 11