

(A) The requirement for channel availability check time applies in the master operational mode.

(B) The requirement for channel move time applies in both the master and slave operational modes.

(ii) Channel Availability Check Time. A U-NII device shall check if there is a radar system already operating on the channel before it can initiate a transmission on a channel and when it has to move to a new channel. The U-NII device may start using the channel if no radar signal with a power level greater than the interference threshold values listed in paragraph (h)(2) of this part, is detected within 60 seconds.

(iii) Channel Move Time. After a radar's presence is detected, all transmissions shall cease on the operating channel within 10 seconds. Transmissions during this period shall consist of normal traffic for a maximum of 200 ms after detection of the radar signal. In addition, intermittent management and control signals can be sent during the remaining time to facilitate vacating the operating channel.

(iv) Non-occupancy Period. A channel that has been flagged as containing a radar system, either by a channel availability check or in-service monitoring, is subject to a non-occupancy period of at least 30 minutes. The non-occupancy period starts at the time when the radar system is detected.

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FEDERAL COMMUNICATIONS COMMISSION

47 CFR Part 73

[MB Docket No. 02-230; FCC 03-273]

Digital Broadcast Content Protection

AGENCY: Federal Communications Commission.

ACTION: Final rule; announcement of effective date.

SUMMARY: The Federal Communications Commission has received Office of Management and Budget (OMB) approval for the new public information collection, Digital Broadcast Content Protection, MB Docket 02-230, OMB Control Number 3060-1049. Therefore, the Commission announces that OMB Control No. 3060-1049 and associated rules 47 CFR 73.9002 and 73.9008 are effective January 20, 2004.

DATES: The rules in 47 CFR 73.9002 and 73.9008 published at 68 FR 67599 (December 3, 2003) are effective January 20, 2004.

SUPPLEMENTARY INFORMATION: The Federal Communications Commission has received OMB approval for a new information collection in Digital Broadcast Content Protection, MB Docket No. 02-230, 68 FR 67599, December 3, 2003, which includes interim approval procedures for digital content protection and recording technologies, as well as written

commitment regimes for manufacturers and importers of both demodulators and products where the demodulator and transport stream processor are physically separate. Through this document, the Commission announces that it received this approval on January 8, 2004; OMB Control No. 3060-1049. The effective date for this collection and associated rules 47 CFR 73.9002 and 73.9008 is January 20, 2004.

Pursuant to the Paperwork Reduction Act of 1995, Public Law 104-13, an agency may not conduct or sponsor a collection of information unless it displays a currently valid control number. Notwithstanding any other provisions of law, no person shall be subject to any penalty for failing to comply with a collection of information subject to the Paperwork Reduction Act (PRA) that does not display a valid control number. Questions concerning the OMB control numbers and expiration dates should be directed to Leslie F. Smith, Federal Communications Commission, (202) 418-0217 or via the Internet at leslie.smith@fcc.gov.

Federal Communications Commission.

Marlene H. Dortch,
Secretary.

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