

## SCHEDULE 1

Regulation 3(2)(b)

### Radio equipment outside the scope of these Regulations

**1.**—(1) Radio equipment used by radio amateurs within the meaning of Article 1, definition 56, of the International Telecommunications Union (ITU) Radio Regulations<sup>(1)</sup>, unless the equipment is made available on the market.

(2) The following must be regarded as not being made available on the market—

- (a) radio kits for assembly and use by radio amateurs,
- (b) radio equipment modified by and for the use of radio amateurs, and
- (c) equipment constructed by individual radio amateurs for experimental and scientific purposes related to amateur radio.

**2.** Marine equipment falling within the scope of Council [Directive 96/98/EC](#) on marine equipment<sup>(2)</sup>.

**3.** Airborne products, parts and appliances falling within the scope of Article 3 of Regulation [\(EC\) No 216/2008](#) of the European Parliament and of the Council on common rules in the field of civil aviation and establishing a European Aviation Safety Agency<sup>(3)</sup>.

**4.** Custom-built evaluation kits destined for professionals to be used solely at research and development facilities for such purposes.

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<sup>(1)</sup> See <http://www.itu.int/pub/R-REG-RR>.

<sup>(2)</sup> OJ L 46, 17.2.1997, p.25.

<sup>(3)</sup> OJ L 79, 19.3.2008, p.1.