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Regulatory Update

22-May 2013

Brazil: Oficio 42

On 15 April 2013, ANATEL issued “Oficio 42”; a clarification of ANATEL’s requirements for the treatment of third-party modular Approvals. It has impact to module manufacturers, and host product manufacturers, for devices currently on the market in Brazil, and those planned for future release.

PCS has worked closely with multiple OCDs in Brazil to form a detailed understanding of the impact of Oficio 42 and has also sought guidance from ANATEL directly. Oficio 42 announces that ANATEL will now:

- 1) Better enforce the labelling requirements on modules (full ANATEL marking on the module, or with prior consent, the ANATEL approval ID on the module and remaining information in the user manual (of each host))
- 2) Insist that a proper relationship exists between the approval holder of the module and a manufacturer integrating the module into its host products, and ensure better on-going compliance and support is provided.
- 3) Insist that the validity of approved modules be maintained (renewed) while ever host products leverage the modular approval.
- 4) Require OCDs to better monitor the above and insist on full testing of host devices where these requirements are not met. This will also be done for existing approved products at the time of OCD certificate renewal.
- 5) Request inspectors pay particular attention to this issue when performing their market surveillance activities.



Further information is appended to this regulatory update.

For additional information / clarification please contact:

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Annex 1:

Known impact to module manufacturers:

- All Approved modules should now feature at least “ANATEL: XXXX-XX-XXXX”, where XXXX-XX-XXXX is the ANATEL modular approval ID, on the condition that they are too small to accommodate the full ANATEL label information (A declaration requesting permission for the full label to feature in the User Manual of each host should be presented to ANATEL, as was required previously).
- A letter signed by the approval holder of the module authorizing the use of the module (modular approval details) will be required for each host product.
- You should ensure that all host manufacturers that use your Approved modules will be labelling their hosts with the appropriate ANATEL label information. They may be able to place the modular label in their User Manual with permission from ANATEL

Annex 2:

Details of the known impact to host product manufacturers that will use and leverage approved third-party modules:

- All Approved modules used inside your products must be properly labelled (should feature at least “ANATEL: XXXX-XX-XXXX”, where XXXX-XX-XXXX is the ANATEL modular approval ID), and where permission has not been obtained by the module manufacturer, must feature ANATEL’s full labelling information.
- Supply a letter signed by the approval holder of the module authorizing the use of the module and its approval details inside your host product.
- You may need to supply copies of the test reports for the integrated approved module(s)
- For modules labelled with only the ANATEL ID, the full ANATEL label for the module must be added to the host. In exceptional cases, e.g. with extremely small host products, and when ANATEL agrees in advance, the full ANATEL label can be added to the host product’s User Manual with only the ANATEL ID being added to the host.