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## Regulatory Alert - Mexico

### NOM-121-SCT1-2009 replaced by emergency standard NOM-EM-016-SCFI-2015

Further to PCS' Regulatory Alert released on 28<sup>th</sup> August 2015, Mexico have released the emergency standard NOM-EM-016-SCFI-2015, replacing the NOM-121-SCT1-2009 regulation which expired on 19<sup>th</sup> October 2015. The NOM-EM-016-SCFI-2015 draws its technical standards from the IFT-008-2015, published on 19<sup>th</sup> October 2015 and applies to all devices which operate in the frequency bands 2400-2483.5MHz, 5725-5850MHz and 902-928MHz.

The NOM-EM-016-SCFI-2015 is an emergency standard and is valid for 6 months, with the possibility of renewal on one occasion only with a validity period of a further 6 months. It has been advised that the final replacement for NOM-121-SCT1-2009 may be issued after this 12 month period. During this interim period, local test laboratories and Certification Bodies must also obtain accreditation to NOM-EM-016-SCFI-2015 in order to issue Test Reports and Conformity Certificates for new Approval applications.

A proposal is currently under review between the Mexican Accreditation Entity and the Authority, *Instituto Federal de Telecomunicaciones* (IFT) so that the IFT accept Conformity Certificates issued by accredited certification agencies. If this proposal is agreed, PCS have been advised there will be no changes to the certification process from the recently expired NOM-121-SCT1-2009. Nevertheless, if the proposal is not agreed, PCS have been advised that there may be changes to the certification process and an increase in cost. The extent of



these changes and the cost increase is currently unknown, however PCS will provide an update on the impact as soon as a decision on the proposal is made.

All new Type Approval applications for products operating in the 2400-2483.5MHz, 5725-5850MHz and 902-928MHz bands can be filed in accordance to the NOM-EM-016-SCFI-2015 once local test laboratories and Certification Bodies obtain their accreditation. Both entities are expected to obtain such accreditation in the near future, however a timeframe has not yet been set. For now, it will still be possible to file approvals under the IFT-008-2015, however this does not negate the need to re-certify under the NOM-EM-016-SCFI-2015 once accreditations are obtained. It is therefore being advised to wait until accreditations to the emergency standard are in place before proceeding with submissions.

There will be no impact to any devices Approved in accordance with NOM-121-SCT1-2009 before October 19<sup>th</sup> 2015. All such Approvals will remain valid and import can continue. Furthermore, Renewal applications will still be able to be filed for Approvals issued under NOM-121-SCT1-2009.

PCS will continue to remain aware of any developments and a further Regulatory Update will be published once additional information is obtained.

For additional information regarding this alert, please contact:

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