

(ii) The licensee of the other GMRS system has given permission to use the mobile relay station for this purpose.

(2) A control station in its own GMRS system; or

(3) Any station in any GMRS system other than the system which includes the mobile relay station.

(g) A mobile station unit may transmit communications as a radio control link (see §95.127) to a remotely controlled station.

[48 FR 35237, Aug. 3, 1983, as amended at 53 FR 47715, Nov. 25, 1988]

§95.55 Base station communication points.

(a) A base station may transmit communications directly to:

(1) Mobile station units in the same GMRS system;

(2) Mobile station units in any other GMRS system; and

(3) Paging receivers in the same GMRS system.

(b) A base station must not transmit communications to:

(1) Any mobile relay station;

(2) Any base station;

(3) Any paging receiver not in the same GMRS system;

(4) Any fixed station;

(5) Any control station;

(6) Any station in the Amateur Radio Service;

(7) Any unauthorized station; or

(8) Any foreign station.

§95.57 Mobile relay station communication points.

(a) A mobile relay station in a GMRS system may *automatically* (without immediate thought or action by the station operator) retransmit communications between:

(1) A mobile station unit in the same GMRS system and:

(i) Another mobile station unit in the same GMRS system; or

(ii) A control station in the same GMRS system.

(2) A mobile station unit in any other GMRS system and:

(i) Another mobile station unit in the same GMRS system as the mobile relay station; or

(ii) A control station in the same GMRS system as the mobile relay station.

(b) A mobile relay station in a GMRS system must not automatically retransmit communications between:

(1) A mobile station unit in any other GMRS system *and* another unit of the same mobile station, unless:

(i) The other GMRS system is licensed to an individual; and

(ii) The licensee of the GMRS system with the mobile relay station has given permission to use the mobile relay station for this purpose;

(2) Any control station *and* any other control station;

(3) Any other mobile relay station *and* any station;

(4) Any base station *and* any station; or

(5) Any fixed station *and* any station.

[48 FR 35237, Aug. 3, 1983, as amended at 53 FR 47716, Nov. 25, 1988]

§95.59 Control station communication points.

(a) A control station may transmit communications as a radio control link (see §95.127) to a remotely controlled station.

(b) A control station may transmit communications through a mobile relay station to:

(1) Mobile station units in the same GMRS system as the control station; and

(2) Mobile station units in any other GMRS system.

(c) A control station must not transmit communications to any other station.

§95.61 Fixed station communication points.

(a) A fixed station may transmit communications from the point authorized for it on the license to another fixed station in the same GMRS system at the point authorized for it on the license.

(b) A fixed station must not transmit communications to any other station.

APPLYING FOR A GMRS SYSTEM LICENSE

§95.71 Applying for a new or modified license.

(a) An individual applies for a license for a new GMRS system by filling out an application form and attaching all

additional information required. An individual applies to modify a license for an existing GMRS system using the same form and in the same manner as applying for a new GMRS system. Individuals should submit their applications, together with the filing fee, to the address specified in the Private Radio Services Fee Filing Guide.

(b) An applicant for a General Mobile Radio Service system license, sharing a multiply-licensed mobile relay station, may operate the system for a period of 180 days, under a Temporary Permit, evidenced by a properly-executed certification made on FCC Form 574-T, after mailing FCC Form 574 to the Commission.

(c) The application will be returned to the applicant if it is defective. An application is *defective* if:

(1) The form is not completely filled out;

(2) All necessary additional information is not included; or

(3) All necessary certifications have not been made (see, e.g., §95.75 (g)(2), (o) and (p)).

(d) The Commission may, without a hearing, grant an application in part or subject to terms or conditions or with privileges other than those requested. Such an action is presumed to be a grant of the application unless the applicant files a written rejection of the grant as made within 30 days from the date of the grant or the effective date of the grant, whichever is later. If the Commission receives rejection of such a grant, the Commission will vacate its original action and will set the application for hearing.

(e) A non-individual may not obtain a new GMRS system license. A non-individual that held a GMRS system license issued before July 31, 1987, may not make the following major modifications:

(1) Change the area of operation of the GMRS system;

(2) Add any stations to the GMRS system;

(3) Increase the number of units of the mobile station;

(4) Change the location of any land station in the GMRS system;

(5) Add one or more channels or channel pairs and/or change the assigned channel(s) or channel pair(s);

(6) Increase the transmitter power of an station in the GMRS system; or

(7) Increase the height of a station antenna in the GMRS system.

(f) A GMRS system licensee may notify the FCC of a change of name or a change of mailing address by sending a letter to the Federal Communications Commission, 1270 Fairfield Road, Gettysburg, PA 17325-7245. This does not, however, permit GMRS system license transferability (see §95.109). Nor does this suffice for corporate transfer of control—the provisions of §95.111 apply instead.

[43 FR 54791, Nov. 22, 1978, as amended at 52 FR 10232, Mar. 31, 1987; 53 FR 47716, Nov. 25, 1988; 53 FR 51625, Dec. 22, 1988; 55 FR 51908, Dec. 18, 1990]

§95.72 Applying for an STA or waiver of the rules.

Applicants requesting an STA or waiver of the rules should submit their requests, together with the filing fee, to the address specified in the Wireless Telecommunications Bureau Fee Filing Guide.

[60 FR 50123, Sept. 28, 1995]

§95.73 System licensing.

(a) Application for a license for a new GMRS system or application to modify a licensed GMRS system is made on Form 574. The applicant must follow the *Instructions for Completion of FCC Form 574* (available at FCC Field Offices).

(b) One set of forms must be used for each system the applicant wants the FCC to license.

(c) One form must be used to apply for the following stations in a GMRS system:

(1) The mobile station;

(2) All small base stations (see §95.25(e));

(3) All small control stations (see §95.25(d)); and

(4) All other land stations (at no more than 6 locations).

(d) An additional form must be used to apply for every six land stations in a GMRS system that cannot be listed in the preceding form.

(e) Form 574-T, Temporary Permit for a General Mobile Radio Service System, should be used if applicant is