



Royal Canadian Mounted Police    Gendarmerie royale du Canada

TO:                    Innovation, Science and Economic Development Canada (ISED)  
Spectrum Operations / Operations du spectre  
[spectrumoperations-operationsdsuspectre@ised-isde.gc.ca](mailto:spectrumoperations-operationsdsuspectre@ised-isde.gc.ca)

FROM:                Royal Canadian Mounted Police (RCMP)  
Technical Operations and IM/IT National Radio Services (NRS)

DATE:                2024-09-12

**Consultation on a Policy, Licensing and Technical Framework for Supplemental Mobile Coverage by Satellite (SMSE-006-24)**

The objective of this letter is to provide comments on the ISED Consultation on a Policy, Licensing and Technical Framework for Supplemental Mobile Coverage by Satellite (SMSE-006-24). The RCMP proposes the following changes to the Lawful Interception condition in each of the three annexes (A-B-C):

1. **The title of the condition should be changed from “Lawful Interception” to “Lawful Access”.** Lawful interception only covers the lawful interception of data-in-motion whereas lawful access is the internationally accepted term which covers both the lawful collection of data-at-rest and the interception of data-in-motion. This change better represents the reality of the data requested from communications service providers by law enforcement pursuant to judicial authorization.
2. **The following sentence should be added to the “Lawful Access” provision: ‘From the inception of service, the licensee shall provide and maintain lawful access capabilities’.** This addition would avoid misunderstanding and confusion on when lawful access technology needs to be operational, providing clarity that they are needed when new services are put in place.
3. **The reference to the “*Solicitor General’s Enforcement Standards for Lawful Interception of Telecommunications (Rev. Nov. 95)*” should be updated.** The SolGen standards are outdated and do not address the current issues such as lawful access funding responsibilities, adherence to international standards, identification of secure contacts for law enforcement and intelligence, and business hours for lawful access.
4. **The forbearance process should be clearer and more defined.** For greater transparency and accountability, we suggest that an independent arbitrator be tasked with balancing the needs of industry and the impact on public safety. Additionally, there should be contact information for licensees to submit forbearance requests similar to the contact information provided in the next condition for reporting requirements.

5. **The comments on the proposal to apply the SMCS framework to the following initial band: 800 MHz Cellular (824-849 MHz/869-894 MHz).** The RCMP have concerns on possibility of getting co-channel interference as well as adjacent band interference as it will have impact on the public safety.

Mark Penney  
Executive Director Technical Operations  
Royal Canadian Mounted Police

Sinisa Subotic  
Director National Radio Services, IM/IT Program  
Royal Canadian Mounted Police