

**Before the
Federal Communications Commission
Washington, D.C. 20554**

In the Matter of	)	
	)	
Chongqing Academy of Information and	)	ET Docket No. 25-268
Communications a/k/a Chongqing Academy of	)	
Information and Communications Technology	)	
Designation No. CN1239	)	
	)	

**ORDER INSTITUTING PROCEEDING TO WITHDRAW RECOGNITION
AS AN ACCREDITED TEST LABORATORY**

Adopted: October 24, 2025

Released: October 24, 2025

By the Acting Chief, Office of Engineering and Technology:

I. INTRODUCTION

1. In this Order, the Office of Engineering and Technology (OET) institutes a proceeding to withdraw recognition of Chongqing Academy of Information and Communications a/k/a Chongqing Academy of Information and Communications Technology (CAIC or Company) as an accredited test laboratory pursuant to section 302(e) of the Communications Act of 1934, as amended (the Act), and sections 2.951(d) and (e) of the Commission's rules.¹

II. BACKGROUND

2. *Legal Framework.* Section 302 of the Act authorizes the Federal Communications Commission (the Commission or FCC) to adopt rules, consistent with the public interest, governing the interference potential of equipment capable of emitting radio frequency (RF) energy.² The Act also allows the Commission to authorize use of private organizations (test labs) to test for compliance with those rules, and to establish appropriate qualifications and standards for such test labs.³ The Commission will not recognize any test lab that fails to meet all of the appropriate standards, including standards that concern the integrity and trustworthiness of the test lab. The Commission rules, in part, "ensure that [test labs] that participate in [the FCC's] equipment authorization program are not subject to ownership, direction, or control by untrustworthy actors that pose a risk to national security."⁴

3. Section 2.951(d) of the Commission's rules provides that the Commission will withdraw its recognition of any laboratory that is owned by, controlled by, or subject to the direction of a prohibited

¹ 47 U.S.C. § 302a(e); 47 CFR § 2.951(d), (e).

² 47 U.S.C. § 302a(a); *see generally* 47 CFR pt. 2 subpt. J (equipment authorization procedures).

³ 47 U.S.C. § 302a(e)(1), (3); *see* 47 CFR § 2.948, 2.951.

⁴ *Promoting the Integrity and Security of Telecommunications Certification Bodies, Measurement Facilities, and the Equipment Authorization Program*, Report and Order and Further Notice of Proposed Rulemaking, ET Docket No. 24-136, FCC 25-27, para. 1 (2025).

entity, as defined by section 2.902 of the Commission's rules.⁵ Section 2.902 defines "owned by, controlled by, or subject to the direction of" to mean any entity:

- (1) In which any other entity has direct or indirect ownership or control of 10% or more equity, voting interest, or stock;
- (2) In which any other entity directly or indirectly possesses or has the power (whether or not exercised) to determine, direct, or decide important matters affecting the subject entity; or
- (3) That acts as an agent or representative of another entity or acts in any other capacity at the order or request of another entity or whose activities are directly or indirectly supervised, directed, controlled, financed, or subsidized in whole or in majority part, including being part of a governmental structure or hierarchy.⁶

Section 2.902 further defines "prohibited entities" to include entities identified as "foreign adversaries" by the Department of Commerce pursuant to 15 CFR § 791.4.⁷

4. *Factual Background.* On September 8, 2025, OET provided a notice to CAIC stating:

CAIC is an accredited test laboratory based in Chongqing, People's Republic of China that is recognized by the FCC to test a wide range of RF devices for compliance with applicable FCC rules. CAIC is accredited by the American Association for Laboratory Accreditation (A2LA) in accordance with ISO/IEC 17025:2017 with certification number 4897.01 and FCC lab designation number CN1239. Since its initial accreditation in 2018, CAIC has performed testing that contributed to more than 170 equipment certifications. According to CAIC's A2LA accreditation information, CAIC shares the same domain name (caict.ac.cn) as Telecommunications Technologies Labs, CAICT (TTL). TTL is a department within China Academy of Information and Communications Technology (CAICT). CAICT is a "scientific research institute directly under the Ministry of Industry and Information Technology (MIIT)," which itself is an agency under the State Council of the People's Republic of China (PRC or China). The U.S. Department of Commerce has determined, based on numerous Executive Branch sources, that the PRC is a foreign adversary.⁸

5. The *Notice* further states:

The PRC is a prohibited entity that is identified within section 2.902 of the Commission's rules. OET has tentatively determined that CAIC is owned by, controlled by, or subject to the direction of the PRC, a prohibited entity pursuant to sections 2.951(d)(1) and 2.902 of the Commission's rules. Therefore, OET hereby provides notice of the Commission's intent to begin proceedings to withdraw its recognition of CAIC, as required by section 2.951(e) of the Commission's rules.

CAIC shares the same domain name (caict.ac.cn) as TTL. As noted, TTL is a department within CAICT. As a "scientific research institute directly under the [MIIT] of China," CAICT appears to hold responsibility for the development and implementation of Chinese telecommunications strategies and policy. The MIIT is a policy arm of the State Council of the PRC that appears to be responsible for developing communications networks and security policies and for monitoring and regulating the entities that comprise the communications industry within China. MIIT-regulated

⁵ 47 CFR § 2.951(d)(1). "The Commission will notify a laboratory in writing of its intention to withdraw the laboratory's recognition and provide at least 30 days for the lab to respond." *Id.* § 2.951(e).

⁶ 47 CFR § 2.902.

⁷ *Id.*

⁸ *Chongqing Academy of Information and Communications a/k/a Chongqing Academy of Information and Communications Technology Designation No. CN1239*, ET Docket No. 25-268, Notice of Intent to Begin Proceedings to Withdraw Recognition as an Accredited Test Laboratory, DA 25-795, para. 4 (OET Sept. 8, 2025) (*Notice*) (internal citations omitted).

entities within China appear to include the providers of telecommunications services and the manufacturers of telecommunications equipment, as well as the test laboratories that facilitate the authorization of RF equipment that is marketed and operated in U.S. homes, businesses, and government agencies.⁹

6. The *Notice* further states that:

[OET] tentatively determine[s] that the PRC “directly or indirectly . . . has the power (whether or not exercised) to determine, direct, or decide important matters” that affect CAIC because the PRC controls MIIT, which in turn controls CAICT. [OET] further tentatively determine[s] that CAIC acts “at the order or request of another entity,” or is an entity “whose activities are directly or indirectly supervised, directed, controlled, financed, or subsidized in whole or in majority part, including being part of a governmental structure or hierarchy.” CAIC thus appears to be subject to control by and direction of the PRC, via the CAICT and the MIIT.¹⁰

7. The *Notice* provides CAIC an opportunity to respond.¹¹ On October 14, 2025, CAIC submitted a response stating, in relevant part: “[CAIC] is a 100% state-owned institution owned by the People’s Republic of China, jointly established by the China Academy of Information and Communications Technology (CAICT), the Chongqing Economic and Information Technology Commission, and the Nan’an District People’s Government.”¹²

III. DISCUSSION

8. By this Order, OET concludes that CAIC has not demonstrated why the Commission should not begin proceedings to withdraw its recognition as an accredited test laboratory. In its *Response*, CAIC expresses opposition to the Commission’s decision to “revoke the recognitions of several Chinese state-owned laboratories, including CAIC” and outlines its history of international conformity testing and other related activities.¹³ But, CAIC concedes that it is 100% owned by the PRC. The Commission’s rules explicitly state that it will not recognize, and will withdraw recognition of, any laboratory that is owned by, or subject to the direction of a prohibited entity.¹⁴

9. Accordingly, OET initiates a proceeding pursuant to section 302(e) of the Act and sections 2.951(d) and (e) of the Commission’s rules to reach a final determination on whether to withdraw recognition of CAIC as an accredited test laboratory.¹⁵ This proceeding affords the Company additional notice and opportunity to file a written response to demonstrate why the Commission should not withdraw its current recognition.

10. CAIC must file a response within thirty-five (35) days after the release of this Order demonstrating why its prior recognition should not be withdrawn by the Commission. Failure to timely respond or submit a response providing a reasonable basis for why the Commission should not withdraw its recognition may result in withdrawal of recognition. The Company’s response must include a written detailed factual statement fully addressing whether the Company is owned by, controlled by, or subject to the direction of the People’s Republic of China. Any response must be provided in English and must be accompanied by official business documents, including an English-language translation, that support the

⁹ *Id.* paras. 5-6 (internal citations omitted).

¹⁰ *Id.* para. 7 (internal citations omitted).

¹¹ *Id.* para. 8.

¹² *Chongqing Academy of Information and Communications a/k/a Chongqing Academy of Information and Communications Technology Designation No. CN1239*, ET Docket No. 25-268, Response at 1 (filed Oct. 14, 2025) (*Response*) (“Chongqing Information and Communications Technology [sic] is a 100% state-owned institution”).

¹³ *Id.*

¹⁴ 47 CFR § 2.951(b), (d).

¹⁵ 47 U.S.C. § 302a(e); 47 CFR § 2.951(e).

Company's position and by supporting sworn declarations of individuals with personal knowledge that are signed in accordance with section 1.16 of the Commission's rules.¹⁶ All documents must include the FCC docket number and lab designation number(s) referenced in the caption and be e-mailed to BadLabs25-268@fcc.gov and Jamie Coleman at jamie.coleman@fcc.gov. All submitted documents must be in English or include an English translation. The written statement must also be filed electronically in the docket referenced in the caption of this document using the Electronic Comment Filing System at <https://www.fcc.gov/ecfs>. Any request that material submitted not be made public may be submitted pursuant to 47 CFR § 0.459.

IV. ORDERING CLAUSES

11. Accordingly, **IT IS ORDERED** that, pursuant to section 302(e) of the Act, 47 U.S.C. § 302a(e), and sections 2.951(d) and (e) of the Commission's rules, 47 CFR § 2.951(d) and (e), Chongqing Academy of Information and Communications a/k/a Chongqing Academy of Information and Communications Technology (CAIC) **MUST FILE** a written response to this Order within thirty-five (35) calendar days from the release date of this Order.

12. **IT IS FURTHER ORDERED** that a copy of this Order shall be sent by email to zhujijiang@caict.ac.cn and liyan6@caict.ac.cn on the release date of this Order and also that a copy shall be sent by regular first-class mail and certified mail, return receipt requested, to Pan Ke, c/o Li Yan, Chongqing Academy of Information and Communications Technology (CAIC), Building C, Technology Innovation Center, No. 8, Yuma Rd., Chayuan New Area, Nan'an District, Chongqing, People's Republic of China, 401336.

FEDERAL COMMUNICATIONS COMMISSION

Andrew C. Hendrickson
Acting Chief
Office of Engineering and Technology

¹⁶ 47 CFR § 1.16.