



Communications Act 2003

2003 CHAPTER 21

PART 6

MISCELLANEOUS AND SUPPLEMENTAL

Supplemental

406 Minor and consequential amendments, transitionals and repeals

- (1) Schedule 17 (which provides for minor and consequential amendments in connection with the other provision made by this Act) shall have effect.
- (2) The Secretary of State may by order make such consequential modifications of any enactment as—
 - (a) correspond to amendments of any other enactment that are made by Schedule 17; and
 - (b) appear to him to be appropriate in consequence of that provision of this Act.
- (3) The Secretary of State may by order make any provision that he thinks fit for substituting a reference in any enactment or subordinate legislation to something defined for the purposes of this Act, or of any provisions contained in this Act, for a reference to something equivalent or similar that was defined for the purposes of the Telecommunications Act 1984 (c. 12), or of provisions contained in that Act.
- (4) The Secretary of State may by order make such further consequential modifications of—
 - (a) an enactment extending only to Scotland,
 - (b) an enactment extending only to Northern Ireland,
 - (c) a local enactment, or
 - (d) the provision of any subordinate legislation,as appear to him to be appropriate in consequence of any provision of this Act.
- (5) If it appears to the Secretary of State that a local enactment contains a provision which corresponds to a provision the effect of which is modified by an amendment in

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Schedule 17 of this Act of a listed provision, it shall be his duty to exercise his powers under this section to secure that a modification corresponding to that effected by that amendment is made to the local enactment.

- (6) Schedule 18 (which contains transitional provisions in connection with the other provision made by this Act) shall have effect.
- (7) Subject to the provisions of Schedule 18 and to the savings and commencement provisions set out in the notes to Schedule 19, the enactments and instruments specified in Schedule 19 (which include provisions that are spent or have ceased to be of any practical utility) are hereby repealed or revoked to the extent specified in the second column of that Schedule.
- (8) In this section “local enactment” means—
- (a) a local or personal Act;
 - (b) a public general Act relating only to London;
 - (c) an order or scheme made under an Act which has been confirmed by Parliament or brought into operation in accordance with special Parliamentary procedure;
 - (d) an enactment in a public general Act but amending a local enactment.
- (9) In subsection (5) “listed provision” means the provisions of the following enactments—
- (a) sections 11 and 14 of the London Overground Wires, etc. Act 1933 (c. xlv);
 - (b) section 7(6) of the London County Council (General Powers) Act 1949 (c. lv);
 - (c) section 17(2) of the Lough Neagh and Lower Bann Drainage and Navigation Act (Northern Ireland) 1955 (c. 15 (N.I.));
 - (d) section 17(4)(a) of the London County Council (General Powers) Act 1963 (c. xvii);
 - (e) section 7(6) of the Greater London Council (General Powers) Act 1969 (c. lii);
 - (f) section 20(1)(a) of the Thames Barrier and Flood Prevention Act 1972 (c. xlv);
 - (g) section 32 of and paragraph 3(2)(b) of Schedule 2 and Part 10 of Schedule 7 to the Channel Tunnel Act 1987 (c. 53);
 - (h) section 25(1) of the Norfolk and Suffolk Broads Act 1988 (c. 4);
 - (i) section 5 of the London Local Authorities (No. 2) Act 1990 (c. xxx);
 - (j) paragraphs 1(c) and 16 of Schedule 2, paragraph 3(2)(c) of Schedule 4 and paragraph 21 of Schedule 7 to the Cardiff Bay Barrage Act 1993 (c. 42);
 - (k) section 3(1) of the British Waterways Act 1995 (c. i);
 - (l) paragraphs 6(4) and 15(4) of Schedule 6 and Part 4 of Schedule 15 to the Channel Tunnel Rail Link Act 1996 (c. 61).
- (10) This section has effect subject to section 408.

Commencement Information

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| 11 | S. 406 in force at 25.7.2003 for specified purposes by S.I. 2003/1900 , arts. 1(2), 2(1), Sch. 1 (with art. 3) (as amended by S.I. 2003/3142 , art. 1(3)) |
| 12 | S. 406(1)(6)(7) in force at 18.9.2003 for specified purposes by S.I. 2003/1900 , art. 2(2), Sch. 2 |
| 13 | S. 406(1)(6)(7) in force at 29.12.2003 for specified purposes by S.I. 2003/3142 , art. 3(1), Sch. 1 (with art. 11) |
| 14 | S. 406(1)(7) in force at 1.4.2004 for specified purposes by S.I. 2003/3142 , art. 4(2), Sch. 2 (with art. 11) |

Changes to legislation: *Communications Act 2003, Section 406 is up to date with all changes known to be in force on or before 19 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes*

- 15** S. 406(2)-(5) (8)-(10) in force at 29.12.2003 in so far as not already in force by [S.I. 2003/3142](#), **art. 3(2)** (with [art. 11](#))
- 16** S. 406(6) in force at 1.4.2004 in so far as not already in force by [S.I. 2003/3142](#), [art. 4\(2\)](#), **Sch. 2** (with [art. 11](#))

Changes to legislation:

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Changes and effects yet to be applied to :

- specified provision(s) amendment to earlier commencing SI 2003/1900, art. 3(2) by [S.I. 2003/3142 art. 1\(3\)](#)
- specified provision(s) amendment to earlier commencing SI 2003/3142 by [S.I. 2004/1492 art. 2](#)
- specified provision(s) amendment to earlier commencing SI 2003/3142 by [S.I. 2004/697 art. 2](#)
- specified provision(s) amendment to earlier commencing SI 2003/3142 art. 4 Sch. 2 by [S.I. 2004/545 art. 2](#)

Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 124Q(7)(a) words substituted by [2013 c. 22 Sch. 9 para. 52](#)
- s. 148A and cross-heading inserted by [2022 c. 46 s. 73\(2\)](#)
- s. 368E(5)(d)(e) inserted by [2017 c. 30 s. 94\(3\)](#)
- s. 402(2A)(za)(zb) inserted by [2022 c. 46 Sch. para. 2](#)
- Sch. 3A para. 21(6) inserted by [2022 c. 46 Sch. para. 3\(5\)\(b\)](#)
- Sch. 3A para. 37(3)(aza) inserted by [2022 c. 46 Sch. para. 3\(9\)](#)
- Sch. 3A para. 84(1)(aza) inserted by [2022 c. 46 Sch. para. 3\(10\)](#)
- Sch. 3A para. 103(1)(ca) inserted by [2022 c. 46 s. 70](#)
- Sch. 3A para. 119A inserted by [2022 c. 46 s. 72](#)
- Sch. 3A Pt. 4ZA inserted by [2022 c. 46 s. 67\(1\)](#)