
STATUTORY INSTRUMENTS

2011 No. 1210

**The Electronic Communications and
Wireless Telegraphy Regulations 2011**

Review of implementation

- 5.—(1) Before the end of each review period the Secretary of State must—
- (a) carry out a review of the implementation in the United Kingdom of the listed EU Directives,
 - (b) set out the conclusions of the review in a report, and
 - (c) publish the report.
- (2) In carrying out the review the Secretary of State must, so far as is reasonable, have regard to how the listed EU Directives are implemented in other member States.
- (3) The report must in particular—
- (a) set out the objectives intended to be achieved by the implementation in the United Kingdom of the listed EU Directives,
 - (b) assess the extent to which those objectives are achieved, and
 - (c) assess whether those objectives remain appropriate and, if so, the extent to which they could be achieved with a system that imposes less regulation.
- (4) “Review period” means—
- (a) the period of five years beginning with 26th May 2011, and
 - (b) subject to paragraph (5), each successive period of five years.
- (5) If a report under this regulation is published before the last day of the review period to which it relates, the following review period is to begin with the day on which that report is published.
- (6) The listed EU Directives are—
- (a) Directive [2002/19/EC\(1\)](#) of the European Parliament and of the Council on access to, and interconnection of, electronic communications networks and associated facilities,
 - (b) Directive [2002/20/EC\(2\)](#) of the European Parliament and of the Council on the authorisation of electronic communications networks and services,
 - (c) Directive [2002/21/EC\(3\)](#) of the European Parliament and of the Council on a common regulatory framework for electronic communications networks and services, and
 - (d) Directive [2002/22/EC\(4\)](#) of the European Parliament and of the Council on universal service and users’ rights relating to electronic communications networks and services.

(1) OJ No L 108, 24/4/2002, p7, as amended by Directive [2009/140/EC](#)

(2) OJ No L 108, 24/4/2002, p21, as amended by Directive [2009/140/EC](#)

(3) OJ No L 108, 24/4/2002, p33, as amended by Directive [2009/140/EC](#)

(4) OJ No L 108, 24/4/2002, p51, as amended by Directive [2009/136/EC](#)