

SCHEDULES

SCHEDULE 2

Amendments to Wireless Telegraphy Act 2006

9. In section 30 (spectrum trading)—
- (a) after subsection (1) insert—

“(1A) Where the European Commission identifies a frequency under article 9b(3) of Directive 2002/21/EC of the European Parliament and of the Council, OFCOM must ensure that regulations under subsection (1) authorise the transfer of a licence or grant relating to that frequency.”,
 - (b) at the end of subsection (3)(d) insert “ , or in any other way ”,
 - (c) for subsection (3)(i) substitute—

“(i) impose requirements, of a kind specified in the regulations, as to the procedure to be followed for a transfer and, in particular, as to the notification about a transfer falling within subsection (2)(b) that must be given to OFCOM, both in advance of its being made and afterwards;”,
 - (d) after subsection (3) insert—

“(3A) Regulations must make provision as to the notification about a transfer falling within subsection (2)(a) which is to be given to OFCOM and published, both in advance of the transfer being made and afterwards.”, and
 - (e) in subsection (5)(a) omit the words from “granted before” to the end.

Changes to legislation:

There are currently no known outstanding effects for the The Electronic Communications and Wireless Telegraphy Regulations 2011, Paragraph 9.