

SCHEDULE 1

Regulation 2

Amendments of primary legislation

PART 1

Amendments of Communications Act 2003

1. The Communications Act 2003 ^{M1} is amended as follows.

Commencement Information

I1 Sch. 1 para. 1 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see reg. 1(2)

Marginal Citations

M1 2003 c. 21.

2. In section 3 (general duties of OFCOM), in subsection (4), after paragraph (e) insert—
“(ea) the desirability of ensuring the security and availability of public electronic communications networks and public electronic communications services;”.

Commencement Information

I2 Sch. 1 para. 2 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see reg. 1(2)

3.—(1) Section 4 (duties for the purposes of fulfilling EU obligations) is amended as follows.

^{F1}(2)

(3) In subsection (3), omit “Community”.

(4) Omit subsection (4).

(5) In subsection (5)—

(a) for “third Community” substitute “ second ”;

(b) for the words from “persons” to the end substitute “ members of the public in the United Kingdom ”.

(6) In subsections (6) and (6A), for “fourth Community” substitute “ third ”.

(7) In subsection (7), for “fifth Community” substitute “ fourth ”.

(8) In subsection (9), for “sixth Community” substitute “ fifth ”.

(9) In subsection (10)(a), after “published” insert “ by the European Commission ”.

^{F2}(10)

(11) In the heading, for “for the purpose of fulfilling EU obligations” substitute “ in relation to certain regulatory functions ”.

Status: This version of this schedule contains provisions that are prospective.

Changes to legislation: There are currently no known outstanding effects for the The Electronic Communications and Wireless Telegraphy (Amendment etc.) (EU Exit) Regulations 2019, SCHEDULE 1. (See end of Document for details)

Textual Amendments

F1 Sch. 1 para. 3(2) omitted (21.12.2020) by virtue of [The Electronic Communications and Wireless Telegraphy \(Amendment\) \(European Electronic Communications Code and EU Exit\) Regulations 2020 \(S.I. 2020/1419\)](#), reg. 1(2), **Sch. 2 para. 4(2)(a)**

F2 Sch. 1 para. 3(10) omitted (21.12.2020) by virtue of [The Electronic Communications and Wireless Telegraphy \(Amendment\) \(European Electronic Communications Code and EU Exit\) Regulations 2020 \(S.I. 2020/1419\)](#), reg. 1(2), **Sch. 2 para. 4(2)(a)**

Commencement Information

I3 Sch. 1 para. 3 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1](#), **Sch. 5 para. 1(1)**), see [reg. 1\(2\)](#)

4.—(1) Section 4A (duty to take account of European Commission recommendations for harmonisation) is amended as follows.

- ^{F3}(2)
- (3) Omit subsection (3).
- (4) In the heading, omit “Duty to take account of”.

Textual Amendments

F3 Sch. 1 para. 4(2) omitted (21.12.2020) by virtue of [The Electronic Communications and Wireless Telegraphy \(Amendment\) \(European Electronic Communications Code and EU Exit\) Regulations 2020 \(S.I. 2020/1419\)](#), reg. 1(2), **Sch. 2 para. 4(2)(b)**

Commencement Information

I4 Sch. 1 para. 4 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1](#), **Sch. 5 para. 1(1)**), see [reg. 1\(2\)](#)

PROSPECTIVE

^{F4}5.

Textual Amendments

F4 Sch. 1 para. 5 omitted (21.12.2020) by virtue of [The Electronic Communications and Wireless Telegraphy \(Amendment\) \(European Electronic Communications Code and EU Exit\) Regulations 2020 \(S.I. 2020/1419\)](#), reg. 1(2), **Sch. 2 para. 4(2)(c)**

6. In section 10 (duty to encourage availability of easily usable apparatus), in subsection (3), omit “Community”.

Commencement Information

I5 Sch. 1 para. 6 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1](#), **Sch. 5 para. 1(1)**), see [reg. 1\(2\)](#)

Status: This version of this schedule contains provisions that are prospective.

Changes to legislation: There are currently no known outstanding effects for the The Electronic Communications and Wireless Telegraphy (Amendment etc.) (EU Exit) Regulations 2019, SCHEDULE 1. (See end of Document for details)

- 7.—(1) Section 25 (Community requirement to provide information) is amended as follows.
- (2) In subsection (1)—
- (a) in paragraph (a), for “Commission requires” substitute “ Commission or BEREC requests ”;
- (b) in paragraph (b)—
- (i) at the end of sub-paragraph (i), omit “or”;
- (ii) at the end of sub-paragraph (ii), insert “ ; or ”;
- (iii) after sub-paragraph (ii), insert—
- “(iii) any other enactment relating to the regulation of electronic communications networks and electronic communications services.”
- (3) For subsection (2) substitute—
- “(2) OFCOM may comply with the request if and to the extent that—
- (a) they consider it appropriate to do so in connection with their functions, and
- (b) in the case of information relating to a particular business, they are satisfied that arrangements exist for preserving confidentiality.”
- (4) In subsection (3)—
- (a) after “the European Commission” insert “ or BEREC ”;
- (b) at the end insert “ or, as the case may be, to BEREC ”.
- (5) For the heading substitute “ Information requested by EU bodies ”.

Commencement Information

I6 Sch. 1 para. 7 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

- 8.—(1) Section 33 (advance notification to OFCOM) is amended as follows.
- (2) Omit subsections (7) and (8).
- (3) In subsection (10), omit the words from “and the reference” to the end.

Commencement Information

I7 Sch. 1 para. 8 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

- 9.—(1) Section 48 (procedure for setting, modifying and revoking conditions) is amended as follows.
- (2) In subsection (2), omit “and section 48B”.
- (3) In subsection (2B)—
- (a) in paragraph (a), for “sections 48A and 48B(1) do” substitute “ section 48A does ”;
- (b) omit paragraph (b) and the “and” preceding it.
- (4) In subsection (7), for “, section 48A or section 48B” substitute “ or section 48A ”.

Status: This version of this schedule contains provisions that are prospective.

Changes to legislation: There are currently no known outstanding effects for the The Electronic Communications and Wireless Telegraphy (Amendment etc.) (EU Exit) Regulations 2019, SCHEDULE 1. (See end of Document for details)

Commencement Information

I8 Sch. 1 para. 9 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

- 10.—(1) Section 48A (domestic consultation for section 45 conditions) is amended as follows.
- (2) In subsection (2), omit “the proposal is of EU significance and”.
- (3) In subsection (7)—
 - (a) omit the words from the beginning to “significance,”;
 - (b) for “it” substitute “ the proposal ”.
- (4) In the heading, for “Domestic consultation” substitute “ Consultation ”.

Commencement Information

I9 Sch. 1 para. 10 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

- 11. Omit section 48B (EU consultation for section 45 conditions).

Commencement Information

I10 Sch. 1 para. 11 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

- 12. In section 48C (delivery of copies of notification etc. in respect of section 45 conditions), omit subsections (2) to (4).

Commencement Information

I11 Sch. 1 para. 12 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

- 13.—(1) Section 49 (directions and approvals for the purposes of a section 45 condition) is amended as follows.

- ^{F5}(2)
- (3) In subsection (4), omit “and section 49B”.
- (4) In subsection (4B)—
 - (a) in paragraph (a), for “sections 49A and 49B(1) do” substitute “ section 49A does ”;
 - (b) omit paragraph (b) and the “and” preceding it.
- (5) In subsection (4C)—
 - (a) at the end of paragraph (a), insert “ and ”;
 - (b) omit paragraph (c) and the “and” preceding it.

Status: This version of this schedule contains provisions that are prospective.

Changes to legislation: There are currently no known outstanding effects for the The Electronic Communications and Wireless Telegraphy (Amendment etc.) (EU Exit) Regulations 2019, SCHEDULE 1. (See end of Document for details)

Textual Amendments

F5 Sch. 1 para. 13(2) omitted (21.12.2020) by virtue of [The Electronic Communications and Wireless Telegraphy \(Amendment\) \(European Electronic Communications Code and EU Exit\) Regulations 2020 \(S.I. 2020/1419\)](#), reg. 1(2), **Sch. 2 para. 4(2)(d)**

Commencement Information

I12 Sch. 1 para. 13 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1](#), **Sch. 5 para. 1(1)**), see [reg. 1\(2\)](#)

14.—(1) Section 49A (domestic consultation for directions, approvals and consents) is amended as follows.

- (2) In subsection (2), omit “the proposal is of EU significance and”.
- (3) In subsection (7), omit “Where the proposal is not of EU significance,”.
- (4) In the heading, for “Domestic consultation” substitute “ Consultation ”.

Commencement Information

I13 Sch. 1 para. 14 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1](#), **Sch. 5 para. 1(1)**), see [reg. 1\(2\)](#)

15. Omit section 49B (EU consultation for directions, approvals and consents).

Commencement Information

I14 Sch. 1 para. 15 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1](#), **Sch. 5 para. 1(1)**), see [reg. 1\(2\)](#)

16.—(1) Section 49C (delivery of copies of notifications etc. in respect of directions, approvals and consents) is amended as follows.

- (2) Omit subsections (2) and (3).
- (3) In subsection (4), omit paragraphs (d) to (g).
- (4) Omit subsections (5) and (6).

Commencement Information

I15 Sch. 1 para. 16 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1](#), **Sch. 5 para. 1(1)**), see [reg. 1\(2\)](#)

17.—(1) Section 51 (matters to which general conditions may relate) is amended as follows.

- ^{F6}(2)
- (3) Omit subsection (2A).
- (4) In subsection (5), omit “, in accordance with EU obligations,”.

Status: This version of this schedule contains provisions that are prospective.

Changes to legislation: There are currently no known outstanding effects for the The Electronic Communications and Wireless Telegraphy (Amendment etc.) (EU Exit) Regulations 2019, SCHEDULE 1. (See end of Document for details)

Textual Amendments

F6 Sch. 1 para. 17(2) omitted (21.12.2020) by virtue of [The Electronic Communications and Wireless Telegraphy \(Amendment\) \(European Electronic Communications Code and EU Exit\) Regulations 2020 \(S.I. 2020/1419\)](#), reg. 1(2), **Sch. 2 para. 4(2)(e)**

Commencement Information

I16 Sch. 1 para. 17 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1](#), **Sch. 5 para. 1(1)**), see [reg. 1\(2\)](#)

18. In section 55 (orders by OFCOM in the absence of conditions under s.52), omit subsection (1)(b)(ii) and the “or” preceding it.

Commencement Information

I17 Sch. 1 para. 18 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1](#), **Sch. 5 para. 1(1)**), see [reg. 1\(2\)](#)

19. In section 65 (obligations to be secured by universal service conditions), in subsection (1) omit “, for the purpose of securing compliance with EU obligations for the time being in force,”.

Commencement Information

I18 Sch. 1 para. 19 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1](#), **Sch. 5 para. 1(1)**), see [reg. 1\(2\)](#)

20. In section 66 (designation of universal service providers), omit subsections (8) and (9).

Commencement Information

I19 Sch. 1 para. 20 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1](#), **Sch. 5 para. 1(1)**), see [reg. 1\(2\)](#)

21.—(1) Section 67 (subject-matter of universal service conditions) is amended as follows.

^{F7}(2)

(3) After subsection (3) insert—

“(3A) A condition set in accordance with that subsection may require the information published in accordance with it to be framed by reference to such international standards specified in the condition as OFCOM consider appropriate.”

Textual Amendments

F7 Sch. 1 para. 21(2) omitted (21.12.2020) by virtue of [The Electronic Communications and Wireless Telegraphy \(Amendment\) \(European Electronic Communications Code and EU Exit\) Regulations 2020 \(S.I. 2020/1419\)](#), reg. 1(2), **Sch. 2 para. 4(2)(f)**

Status: This version of this schedule contains provisions that are prospective.

Changes to legislation: There are currently no known outstanding effects for the *The Electronic Communications and Wireless Telegraphy (Amendment etc.) (EU Exit) Regulations 2019, SCHEDULE 1.* (See end of Document for details)

Commencement Information

I20 Sch. 1 para. 21 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see **reg. 1(2)**

- 22.**—(1) Section 77 (imposition of privileged supplier conditions) is amended as follows.
(2) In subsection (4), for “[euro]50 million” substitute “ £45 million ”.
(3) In subsection (7)(b), for “Euros” substitute “ sterling ”.

Commencement Information

I21 Sch. 1 para. 22 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see **reg. 1(2)**

23.—(1) Section 78 (circumstances required for the setting of SMP conditions) is amended as follows.

(2) For subsection (2) substitute—

“(2) References in this section to dominance of a market are to be construed, so far as it is appropriate to do so for the purposes of this Chapter, in the same way as the reference in section 18(1) of the Competition Act 1998 to a dominant position in a market.”

^{F8}(3)

Textual Amendments

F8 Sch. 1 para. 23(3) omitted (21.12.2020) by virtue of *The Electronic Communications and Wireless Telegraphy (Amendment) (European Electronic Communications Code and EU Exit) Regulations 2020 (S.I. 2020/1419)*, **reg. 1(2)**, **Sch. 2 para. 4(2)(g)**

Commencement Information

I22 Sch. 1 para. 23 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see **reg. 1(2)**

24.—(1) Section 79 (market power determinations) is amended as follows.

(2) After subsection (1) insert—

“(1A) In identifying or analysing a services market for the purposes of this Chapter, OFCOM must conduct a forward-looking assessment of the market, taking into account expected or foreseeable developments that may affect competition in the market.”

(3) Omit subsections (2), (3) and (7).

Commencement Information

I23 Sch. 1 para. 24 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see **reg. 1(2)**

25.—(1) Section 80 (proposals for identifying markets and for market power determinations) is amended as follows.

(2) In subsection (1), omit “and section 80B”.

Status: This version of this schedule contains provisions that are prospective.

Changes to legislation: There are currently no known outstanding effects for the The Electronic Communications and Wireless Telegraphy (Amendment etc.) (EU Exit) Regulations 2019, SCHEDULE 1. (See end of Document for details)

- (3) In subsection (1B)—
 - (a) in paragraph (a) for “sections 80A and 80B(1) do” substitute “ section 80A does ”;
 - (b) omit paragraph (b) and the “and” preceding it.
- (4) Omit subsection (7).

Commencement Information

I24 Sch. 1 para. 25 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see [reg. 1\(2\)](#)

26.—(1) Section 80A (domestic consultation for market identification and market power determinations) is amended as follows.

- (2) In subsection (2), omit “the proposal is of EU significance and”.
- (3) In subsection (10)—
 - (a) omit “Where the proposal is not of EU significance,”;
 - (b) for “it” substitute “ the proposal ”.
- (4) In the heading, for “Domestic consultation” substitute “ Consultation ”.

Commencement Information

I25 Sch. 1 para. 26 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see [reg. 1\(2\)](#)

27. Omit section 80B (EU consultation for market identifications and market power determinations).

Commencement Information

I26 Sch. 1 para. 27 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see [reg. 1\(2\)](#)

28. In section 81 (delivery of copies of notifications under section 79 and 80A), omit subsections (2) to (4).

Commencement Information

I27 Sch. 1 para. 28 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see [reg. 1\(2\)](#)

29. Omit section 83 (special rules for transnational markets).

Commencement Information

I28 Sch. 1 para. 29 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see [reg. 1\(2\)](#)

30. In section 84 (review of services market identifications and determinations), in subsection (7) for “83” substitute “ 81 ”.

Status: This version of this schedule contains provisions that are prospective.

Changes to legislation: There are currently no known outstanding effects for the The Electronic Communications and Wireless Telegraphy (Amendment etc.) (EU Exit) Regulations 2019, SCHEDULE 1. (See end of Document for details)

Commencement Information

I29 Sch. 1 para. 30 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see **reg. 1(2)**

31.—(1) Section 84A (timing of services markets identifications and determinations) is amended as follows.

- (2) Omit subsection (2).
- (3) In subsection (3), omit paragraph (b) and the “and” preceding it.
- (4) Omit subsections (5) and (6).
- ^{F9}(5)

Textual Amendments

F9 Sch. 1 para. 31(5) omitted (21.12.2020) by virtue of **The Electronic Communications and Wireless Telegraphy (Amendment) (European Electronic Communications Code and EU Exit) Regulations 2020 (S.I. 2020/1419)**, **reg. 1(2)**, **Sch. 2 para. 4(2)(h)**

Commencement Information

I30 Sch. 1 para. 31 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see **reg. 1(2)**

- 32.** In section 87 (conditions about network access etc.), in subsection (4)—
- (a) at the end of paragraph (d) insert “ and ”;
 - (b) omit paragraph (f) and the “and” preceding it.

Commencement Information

I31 Sch. 1 para. 32 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see **reg. 1(2)**

33. In section 89 (conditions about network access in exceptional cases), in subsection (2), omit the words from “if” to the end.

Commencement Information

I32 Sch. 1 para. 33 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see **reg. 1(2)**

34. For section 89B substitute—

“89B Functional separation conditions: matters to be considered by OFCOM

- (1) This section applies where OFCOM propose to apply a functional separation condition to a person.
- (2) OFCOM must consider the expected impact of the condition on—
 - (a) OFCOM;
 - (b) the person on whom the condition is to be imposed;

Status: This version of this schedule contains provisions that are prospective.

Changes to legislation: There are currently no known outstanding effects for the The Electronic Communications and Wireless Telegraphy (Amendment etc.) (EU Exit) Regulations 2019, SCHEDULE 1. (See end of Document for details)

- (c) the staff of the entity to which activities are to be transferred;
 - (d) the electronic communications sector as a whole;
 - (e) incentives to invest in the electronic communications sector, particularly with regard to the need to ensure social and territorial cohesion;
 - (f) competition in the services market affected by the condition; and
 - (g) other persons who in OFCOM's opinion are likely to be affected by the condition, including, in particular, consumers.
- (3) OFCOM must also consider—
- (a) evidence relevant to the conclusions mentioned in section 89A(1)(c) and (d);
 - (b) whether there is little or no prospect of effective and sustainable infrastructure based competition within a reasonable timeframe;
 - (c) whether a functional separation condition would be the most effective means of addressing important and persisting competition problems or market failures identified by OFCOM; and
 - (d) the impact that the obligations contained in the condition are likely to have on SMP services conditions set in relation to the services markets which, in OFCOM's opinion, will be affected by the proposed condition.”

Commencement Information
I33 Sch. 1 para. 34 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

- 35.**—(1) Section 105B (requirement to notify OFCOM of security breach) is amended as follows.
- (2) In subsection (3)—
- (a) for “must” substitute “ may ”;
 - (b) in paragraph (a) omit “other”.
- (3) In subsection (6), for “must” substitute “ may ”.

Commencement Information
I34 Sch. 1 para. 35 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

36. Omit section 150A (proposals of EU significance).

Commencement Information
I35 Sch. 1 para. 36 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

Status: This version of this schedule contains provisions that are prospective.

Changes to legislation: There are currently no known outstanding effects for the The Electronic Communications and Wireless Telegraphy (Amendment etc.) (EU Exit) Regulations 2019, SCHEDULE 1. (See end of Document for details)

Textual Amendments

F10 Sch. 1 para. 37 omitted (21.12.2020) by virtue of [The Electronic Communications and Wireless Telegraphy \(Amendment\) \(European Electronic Communications Code and EU Exit\) Regulations 2020 \(S.I. 2020/1419\)](#), reg. 1(2), [Sch. 2 para. 4\(2\)\(i\)](#)

38. Omit section 189 (disputes involving other member States).

Commencement Information

I36 Sch. 1 para. 38 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1](#), [Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

39. In section 191 (OFCOM's power to require information in connection with dispute), in subsection (1)—

- (a) at the end of paragraph (a), insert “ or ”;
- (b) omit paragraph (b) and the “or” following it.

Commencement Information

I37 Sch. 1 para. 39 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1](#), [Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

40. In section 197 (interpretation of Chapter 3), omit subsections (2) ^{F11}....

Textual Amendments

F11 Words in Sch. 1 para. 40 omitted (21.12.2020) by virtue of [The Electronic Communications and Wireless Telegraphy \(Amendment\) \(European Electronic Communications Code and EU Exit\) Regulations 2020 \(S.I. 2020/1419\)](#), reg. 1(2), [Sch. 2 para. 4\(2\)\(j\)](#)

Commencement Information

I38 Sch. 1 para. 40 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1](#), [Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

41. In section 393 (general restrictions on disclosure of information), in subsection (6)(aza), for “or 24B” substitute “ , 24B or 25 ”.

Commencement Information

I39 Sch. 1 para. 41 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1](#), [Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

42. In section 405 (general interpretation), in subsection (1)—

- (a) in the definition of “international obligation of the United Kingdom”, omit “any EU obligation and”;
- (b) omit the definition of “other member State”.

Status: This version of this schedule contains provisions that are prospective.

Changes to legislation: There are currently no known outstanding effects for the The Electronic Communications and Wireless Telegraphy (Amendment etc.) (EU Exit) Regulations 2019, SCHEDULE 1. (See end of Document for details)

Commencement Information

I40 Sch. 1 para. 42 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see reg. 1(2)

43. In Schedule 18 (transitional provisions), in paragraph 13(5), for “would be” substitute “would, immediately before exit day, have been”.

Commencement Information

I41 Sch. 1 para. 43 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see reg. 1(2)

PART 2

Amendments of other Acts

Telecommunications Act 1984

44. In section 101 of the Telecommunications Act 1984 ^{M2} (general restrictions on disclosure of information), in subsection (2)—

- (a) at the end of paragraph (c), insert “ or ”;
- (b) omit paragraph (e) and the “or” preceding it.

Commencement Information

I42 Sch. 1 para. 44 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see reg. 1(2)

Marginal Citations

M2 1984. c. 12.

Wireless Telegraphy Act 2006

45.—(1) The Wireless Telegraphy Act 2006 ^{M3} is amended as follows.

- (2) In section 8 (licences and exemptions), omit subsection (3A).
- (3) In section 9 (terms, provisions and limitations), omit subsection (1A).

^{F12}(4)

(5) In section 115 (general interpretation), in subsection (1), in the definition of “international obligation of the United Kingdom”, omit “any EU obligation and”.

Textual Amendments

F12 Sch. 1 para. 45(4) omitted (21.12.2020) by virtue of [The Electronic Communications and Wireless Telegraphy \(Amendment\) \(European Electronic Communications Code and EU Exit\) Regulations 2020 \(S.I. 2020/1419\)](#), reg. 1(2), **Sch. 2 para. 4(2)(k)**

Status: This version of this schedule contains provisions that are prospective.

Changes to legislation: There are currently no known outstanding effects for the The Electronic Communications and Wireless Telegraphy (Amendment etc.) (EU Exit) Regulations 2019, SCHEDULE 1. (See end of Document for details)

Commencement Information

I43 Sch. 1 para. 45 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see **reg. 1(2)**

Marginal Citations

M3 2006 c. 36.

Status:

This version of this schedule contains provisions that are prospective.

Changes to legislation:

There are currently no known outstanding effects for the The Electronic Communications and Wireless Telegraphy (Amendment etc.) (EU Exit) Regulations 2019, SCHEDULE 1.