

Status: Point in time view as at 18/09/2003. This version of this cross heading contains provisions that are not valid for this point in time.

Changes to legislation: Communications Act 2003, Cross Heading: Section 28 of the 1996 Act is up to date with all changes known to be in force on or before 17 May 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)

SCHEDULES

SCHEDULE 18

TRANSITIONAL PROVISIONS

VALID FROM 29/12/2003

Section 28 of the 1996 Act

- 47 (1) The repeal by this Act of section 28 of the 1996 Act does not affect any power to vary a licence under Part 1 of the 1990 Act which is—
- (a) conferred on the ITC by an order under that section; and
 - (b) transferred to OFCOM by this Act.
- (2) Nor does it affect so much of any order under that section in force immediately before the repeal as—
- (a) modifies section 16 of the 1996 Act in its application in relation to the renewal of a licence first granted before the television transfer date; or
 - (b) imposes a prohibition on the use of digital capacity reserved before that date;
- but so much of any such prohibition as requires the consent of the ITC for the use of any digital capacity shall have effect after the television transfer date as if the consent required were OFCOM's consent.
- (3) Sub-paragraph (1) only saves the power so far as it is exercisable in relation to a licence granted before the television transfer date.

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