



# Communications Act 2003

## 2003 CHAPTER 21

### PART 1

#### FUNCTIONS OF OFCOM

##### *Transferred and assigned functions*

#### **1 Functions and general powers of OFCOM**

- (1) The Office of Communications (“OFCOM”) shall have the following functions—
  - (a) the functions transferred to OFCOM under section 2; and
  - (b) such other functions as may be conferred on OFCOM by or under any enactment (including this Act).
- (2) OFCOM shall also have any functions in relation to telephone numbers that are conferred on them by the law of the Isle of Man or of any of the Channel Islands.
- (3) OFCOM may do anything which appears to them to be incidental or conducive to the carrying out of their functions, including borrow money.
- (4) OFCOM are not to borrow money except with the consent of the Secretary of State, or in accordance with a general authorisation given by him.
- (5) OFCOM’s powers under subsection (3) include, in particular—
  - (a) power to undertake research and development work in connection with any matter in relation to which they have functions;
  - (b) power to promote the carrying out of such research and development by others, or otherwise to arrange for it to be carried out by others;
  - (c) power to institute and carry on criminal proceedings in England and Wales or Northern Ireland for an offence relating to a matter in relation to which they have functions; and
  - (d) power, in such cases and in such circumstances as they may think fit, to make payments (where no legal liability arises) to persons adversely affected by the carrying out by OFCOM of any of their functions.

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*Changes to legislation:* There are outstanding changes not yet made by the [legislation.gov.uk](http://legislation.gov.uk) editorial team to Communications Act 2003. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details)

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- (6) In exercise of their powers under subsection (3), OFCOM must establish and maintain separate offices in each of the following parts of the United Kingdom—
- (a) England;
  - (b) Wales;
  - (c) Scotland; and
  - (d) Northern Ireland.
- (7) Part 2 of the Deregulation and Contracting Out Act 1994 (c. 40) (contracting out) is to have effect in relation to the functions conferred on OFCOM by or under any enactment as if—
- (a) OFCOM were an office holder within the meaning of that Part; and
  - (b) a power of OFCOM to make subordinate legislation were excluded from section 69 of that Act to the extent only that it is exercisable by statutory instrument.
- (8) In this section “telephone numbers” has the same meaning as in Chapter 1 of Part 2.

**Annotations:**

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**Commencement Information**

- I1** S. 1(3) 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))
- I2** S. 1(5)(c) 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))

### Changes to legislation:

There are outstanding changes not yet made by the legislation.gov.uk editorial team to Communications Act 2003. Any changes that have already been made by the team appear in the content and are referenced with annotations.

#### Changes and effects yet to be applied to :

- s. 1(1)(2)(4)s. 1(5)(a)(b)(d)(6)-(8) coming into force by [S.I. 2003/3142 art. 3\(1\) Sch. 1](#)
- s. 1(3) coming into force by [S.I. 2003/3142 art. 3\(1\) Sch. 1](#)
- s. 1(5)(c) coming into force by [S.I. 2003/3142 art. 3\(1\) Sch. 1](#)
- 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:

- Act amendment to earlier affecting provision SI 2003/3195 by [S.I. 2004/715 art. 3 Sch.](#)
- Act amendment to earlier affecting provision SI 2003/3195 art. 6 Sch. 2 by [S.I. 2004/1116 art. 2](#)
- Act amendment to earlier affecting provision SI 2003/3195 art. 6 Sch. 2 by [S.I. 2005/856 art. 2](#)
- Act amendment to earlier affecting provision SI 2003/3197 by [S.I. 2004/308 art. 6\(3\) Sch. 2](#)
- Act amendment to earlier affecting provision SI 2003/3197 by [S.I. 2004/716 art. 3](#)
- Act amendment to earlier affecting provision SI 2003/3197 art. 6 Sch. 2 by [S.I. 2004/1114 art. 2](#)
- Act amendment to earlier affecting provision SI 2003/3197 art. 6 Sch. 2 by [S.I. 2005/855 art. 2](#)
- Act amendment to earlier affecting provision SI 2003/3198 by [S.I. 2004/309 art. 2\(2\) Sch. Pt. 2](#)
- Act amendment to earlier affecting provision SI 2003/3198 by [S.I. 2004/718 art. 2](#)
- Act amendment to earlier affecting provision SI 2003/3198 art. 6 Sch. 2 by [S.I. 2007/278 art. 3 Sch. 2 Pt. 1](#)
- Act amendment to earlier affecting provision SI 2003/3198 art. 6(1) by [S.I. 2004/1115 art. 2](#)
- Act amendment to earlier affecting provision SI 2004/1944 art. 4 Sch. by [S.I. 2010/118 art. 1 2-5](#)
- Act amendment to earlier affecting provision SI 2004/1944 art. 4 Sch. by [S.I. 2015/1000 art. 3 8](#)
- Act amendment to earlier affecting provision. SI 2003/3195 Sch. 2 by [S.I. 2012/2688 arts. 2 3](#)
- Act applied (with modifications) by [S.I. 2004/1944 art. 4 Sch.](#)
- Act applied (with modifications) by [S.I. 2012/2690 art. 4 Sch.](#)
- Act applied by S.I. 1991/1220 (N.I. 11), art. 104(5) (as substituted) by [S.I. 2017/1285 Sch. 1 para. 28\(2\)\(c\)](#) (This amendment comes into force on the day that Digital Economy Act 2017 (c. 30), s. 4, Schs. 1, 3 come fully into force. Those provisions are commenced on 28.12.2017 by S.I. 2017/1286, reg. 2)
- Act modified by [S.I. 2007/1118 art. 7](#)
- Act modified (Guernsey) by [S.I. 2013/243 art. 5 Sch. Pt. 2](#)
- Act power to extend conferred by [2017 c. 30 s. 119\(7\)s. 119\(8\)\(d\)](#)

- Act specified provisions extended (Guernsey) (with modifications) by [S.I. 2003/3195 art. 6 Sch. 2](#) (This SI is amended by SI 2004/307, 2004/715, 2004/1116, 2005/856)
- Act specified provisions extended (Guernsey) (with modifications) by [S.I. 2004/307 art. 4 Sch.](#)
- Act specified provisions extended (Isle of Man) (with modifications) by [S.I. 2003/3198 art. 6 Sch. 2](#) (This SI is amended by SI 2004/309, 2004/718, 2004/1115, 2007/278)
- Act specified provisions extended (Jersey) (with modifications) by [S.I. 2003/3197 art. 6 Sch. 2](#) (This SI is amended by SI 2004/308, 2004/716, 2004/1114, 2005/855)
- Blanket amendment words substituted by [S.I. 2011/1043 art. 3 4](#)
- Blanket amendment words substituted by [S.I. 2011/1043 art. 3 6](#)

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

- Pt. 4A inserted by [S.I. 2009/2979 reg. 2](#)
- s. 2A-2C and cross-heading inserted by [2017 c. 30 s. 98\(1\)](#)
- s. 3(6A) inserted by [2011 c. 5 Sch. 12 para. 57](#)
- s. 4(6A) inserted by [S.I. 2011/1210 Sch. 1 para. 5\(a\)](#)
- s. 4(8)(aa) inserted by [S.I. 2011/1210 Sch. 1 para. 5\(b\)\(ii\)](#)
- s. 4(10)(c)(iia) inserted by [S.I. 2011/1210 Sch. 1 para. 5\(c\)\(ii\)](#)
- s. 4(13) inserted by [S.I. 2011/1210 Sch. 1 para. 5\(e\)](#)
- s. 4A and cross-heading inserted by [S.I. 2011/1210 Sch. 1 para. 6](#)
- s. 5(3A) inserted by [S.I. 2011/1210 Sch. 1 para. 7\(a\)](#)
- s. 5(4A) inserted by [S.I. 2011/1210 Sch. 1 para. 7\(b\)](#)
- s. 14(6A) inserted by [2011 c. 5 Sch. 12 para. 58](#)
- s. 16(4)(f) inserted by [2011 c. 5 Sch. 12 para. 59\(4\)\(b\)](#)
- s. 17(4A)-(4C) inserted by [2007 c. 17 s. 40\(a\)](#)
- s. 17(4A)(a)(b) substituted by [S.I. 2014/631 Sch. 1 para. 11\(2\)\(a\)](#)
- s. 17(4B) words substituted by [S.I. 2014/631 Sch. 1 para. 11\(2\)\(b\)](#)
- s. 17(4C) substituted by [S.I. 2014/631 Sch. 1 para. 11\(2\)\(d\)](#)
- s. 17(4BA)(4BB) inserted by [S.I. 2014/631 Sch. 1 para. 11\(2\)\(c\)](#)
- s. 24A 24B inserted by [2017 c. 30 s. 98\(2\)](#)
- s. 26(2)(e) inserted by [2011 c. 5 Sch. 12 para. 61\(2\)\(b\)](#)
- s. 26(2)(ba) inserted by [S.I. 2011/1210 Sch. 1 para. 8\(b\)](#)
- s. 26(2A) inserted by [2011 c. 5 Sch. 12 para. 61\(3\)](#)
- s. 28A inserted by [2017 c. 30 s. 101\(2\)](#)
- s. 32(1)(b)(iv) and word inserted by [S.I. 2011/1210 Sch. 1 para. 9\(a\)\(ii\)](#)
- s. 35(2)(b)-(e) substituted for s. 35(b) by [S.I. 2011/1210 Sch. 1 para. 10\(a\)](#)
- s. 35A inserted by [S.I. 2011/1210 Sch. 1 para. 11](#)
- s. 36(7) inserted by [S.I. 2011/1210 Sch. 1 para. 12\(d\)](#)
- s. 38(11A) inserted by [2017 c. 30 s. 101\(3\)](#)
- s. 42(1)(ba) inserted by [S.I. 2011/1210 Sch. 1 para. 17\(a\)\(ii\)](#)
- s. 47(3) inserted by [S.I. 2011/1210 Sch. 1 para. 21\(b\)](#)
- s. 48(2)(2A)(2B) substituted for s. 48(2)(3) by [S.I. 2011/1210 Sch. 1 para. 22\(a\)](#)
- s. 48A-48C inserted by [S.I. 2011/1210 Sch. 1 para. 23](#)
- s. 49(2A) inserted by [S.I. 2011/1210 Sch. 1 para. 24\(c\)](#)
- s. 49(4)(4A)-(4D) substituted for s. 49(4)-(10) by [S.I. 2011/1210 Sch. 1 para. 24\(e\)](#)
- s. 49A-49C inserted by [S.I. 2011/1210 Sch. 1 para. 25](#)
- s. 51(2)(c)-(h) inserted by [S.I. 2011/1210 Sch. 1 para. 27\(b\)\(ii\)](#)
- s. 51(2)(i) inserted by [2017 c. 30 s. 2\(3\)](#)
- s. 51(2)(da) inserted by [2017 c. 30 s. 3](#)
- s. 51(2A) inserted by [S.I. 2011/1210 Sch. 1 para. 27\(c\)](#)
- s. 52(2)(ca) inserted by [S.I. 2011/1210 Sch. 1 para. 28\(c\)](#)
- s. 56(1)(ba) inserted by [S.I. 2011/1210 Sch. 1 para. 30](#)
- s. 56A and cross-heading inserted by [S.I. 2011/1210 Sch. 1 para. 31](#)
- s. 58(1)(aa) inserted by [S.I. 2011/1210 Sch. 1 para. 32](#)
- s. 58(2A) inserted by [2017 c. 30 s. 84](#)

- s. 65(2A)-(2C) inserted by 2017 c. 30 s. 1(4)
- s. 65(5) inserted by S.I. 2011/1210 Sch. 1 para. 35
- s. 66(9A) inserted by 2017 c. 30 s. 1(5)
- s. 67(1A)(1B) inserted by S.I. 2011/1210 Sch. 1 para. 36
- s. 72A 72B inserted by 2017 c. 30 s. 1(7)
- s. 73(2)(ba) inserted by S.I. 2011/1210 Sch. 1 para. 38(a)(iii)
- s. 73(3A) inserted by S.I. 2011/1210 Sch. 1 para. 38(c)
- s. 74(1A) inserted by S.I. 2011/1210 Sch. 1 para. 39
- s. 76A inserted by S.I. 2011/1210 Sch. 1 para. 41
- s. 80(1)(1A)(1B) substituted for s. 80(1)-(6) by S.I. 2011/1210 Sch. 1 para. 42(a)
- s. 80A 80B inserted by S.I. 2011/1210 Sch. 1 para. 43
- s. 84A inserted by S.I. 2011/1210 Sch. 1 para. 47
- s. 87(5A)(5B)(5C) inserted by S.I. 2011/1210 Sch. 1 para. 49(d)
- s. 89A-89C inserted by S.I. 2011/1210 Sch. 1 para. 50
- s. 94(10)-(10B) substituted for s. 94(10) by 2013 c. 24 Sch. 14 para. 17
- s. 96A-96C and cross-heading inserted by S.I. 2011/1210 Sch. 1 para. 55
- s. 96A(5)-(7) substituted for s. 96A(5) by 2013 c. 24 Sch. 14 para. 18
- s. 97(5)(a) words inserted by S.I. 2011/1210 Sch. 1 para. 56(d)
- s. 99(2A) inserted by S.I. 2011/1210 Sch. 1 para. 58(b)
- s. 100(1)(1A)-(1D) substituted for s. 100(1) by S.I. 2011/1210 Sch. 1 para. 59(a)
- s. 100A and cross-heading inserted by S.I. 2011/1210 Sch. 1 para. 60
- s. 102(3A)(3B) inserted by S.I. 2011/1210 Sch. 1 para. 61(c)
- s. 103(4)(5) substituted for s. 103(4) by S.I. 2011/1210 Sch. 1 para. 62(b)
- s. 104(1)(ba) inserted by S.I. 2011/1210 Sch. 1 para. 63(a)
- s. 105A-105D and cross-heading inserted by S.I. 2011/1210 Sch. 1 para. 65
- s. 107(1A) inserted by S.I. 2011/1210 Sch. 1 para. 66(a)
- s. 107(3A)-(3C) inserted by S.I. 2011/1210 Sch. 1 para. 66(b)
- s. 109(2)(ba) inserted by 2013 c. 27 s. 9(1)
- s. 109(2)(da) inserted by S.I. 2011/1210 Sch. 1 para. 67
- s. 109(2A) (2B) inserted by 2013 c. 27 s. 9(2)
- s. 109(2A) substituted by 2017 c. 30 s. 7
- s. 110(2)(c)-(f) substituted for s. 110(2)(c) by S.I. 2011/1210 Sch. 1 para. 68(b)
- s. 110A inserted by S.I. 2011/1210 Sch. 1 para. 69
- s. 111(7) inserted by S.I. 2011/1210 Sch. 1 para. 70(d)
- s. 111A 111B inserted by S.I. 2011/1210 Sch. 1 para. 71
- s. 113(1)(aa) inserted by S.I. 2011/1210 Sch. 1 para. 73(a)(ii)
- s. 113(13) inserted by S.I. 2011/1210 Sch. 1 para. 73(d)
- s. 114(3A)-(3D) inserted by S.I. 2011/1210 Sch. 1 para. 74(c)
- s. 115(4A) inserted by S.I. 2011/1210 Sch. 1 para. 75
- s. 120(3)(za) inserted by 2015 c. 15 s. 80(1)
- s. 120A inserted by S.I. 2011/1210 Sch. 1 para. 77
- s. 121(5)(aa) inserted by 2015 c. 15 s. 80(2)
- s. 123(1A)(1B) inserted by 2015 c. 15 s. 80(4)
- s. 124A and cross-heading inserted by 2010 c. 24 s. 3
- s. 124B inserted by 2010 c. 24 s. 4
- s. 124C inserted by 2010 c. 24 s. 5
- s. 124D inserted by 2010 c. 24 s. 6
- s. 124E inserted by 2010 c. 24 s. 7
- s. 124F inserted by 2010 c. 24 s. 8
- s. 124G inserted by 2010 c. 24 s. 9
- s. 124H inserted by 2010 c. 24 s. 10
- s. 124I inserted by 2010 c. 24 s. 11
- s. 124J inserted by 2010 c. 24 s. 12
- s. 124K inserted by 2010 c. 24 s. 13
- s. 124L inserted by 2010 c. 24 s. 14
- s. 124M inserted by 2010 c. 24 s. 15
- s. 124N inserted by 2010 c. 24 s. 16(1)
- s. 124O and cross-heading inserted by 2010 c. 24 s. 19

- s. 124P 124Q inserted by 2010 c. 24 s. 20(1)
- s. 124Q(7)(a) words substituted by 2013 c. 22 Sch. 9 para. 52
- s. 124R inserted by 2010 c. 24 s. 21
- s. 124S 124T and cross-heading inserted by 2017 c. 30 s. 102
- s. 127(5)-(7) inserted by 2015 c. 2 s. 51(1)
- s. 134A-134C and cross-heading inserted by 2010 c. 24 s. 1(1)
- s. 134B(1)(2) words substituted by 2017 c. 30 s. 82(3)(a)
- s. 134B(4) words inserted by 2017 c. 30 s. 82(3)(b)
- s. 134D and cross-heading inserted by 2017 c. 30 s. 83(2)
- s. 134AA 134AB inserted by 2017 c. 30 s. 82(2)
- s. 135(3)(ica) inserted by 2017 c. 30 s. 82(4)
- s. 135(3)(ia) (ib) inserted by 2010 c. 24 s. 16(2)
- s. 135(3)(ic) (id) inserted by 2010 c. 24 s. 1(2)
- s. 135(3)(ie)-(ig) inserted by S.I. 2011/1210 Sch. 1 para. 79(a)(ii)
- s. 135(3A) inserted by S.I. 2011/1210 Sch. 1 para. 79(b)
- s. 137(2)(e) and word inserted by S.I. 2011/1210 Sch. 1 para. 80(a)(ii)
- s. 137(2A) inserted by S.I. 2011/1210 Sch. 1 para. 80(b)
- s. 137A 137B inserted by 2017 c. 30 s. 86(2)
- s. 138-139A applied (with modifications) by S.I. 2016/700 reg. 17(6)(7)
- s. 138(2)(c)-(f) substituted for s. 138(c) by S.I. 2011/1210 Sch. 1 para. 81(a)
- s. 138(2)(d) substituted by 2017 c. 30 s. 86(3)(b)
- s. 138(9A) inserted by S.I. 2011/1210 Sch. 1 para. 81(c)
- s. 139(4A)(4B) inserted by S.I. 2011/1210 Sch. 1 para. 82(e)
- s. 139A-139C inserted by S.I. 2011/1210 Sch. 1 para. 83
- s. 142(2A) substituted by S.I. 2011/1210 Sch. 1 para. 85(b)
- s. 142(3A)(3B) inserted by S.I. 2011/1210 Sch. 1 para. 85(c)
- s. 143(4)(5) substituted for s. 143(4) by S.I. 2011/1210 Sch. 1 para. 86
- s. 146A inserted by S.I. 2011/1210 Sch. 1 para. 88
- s. 150A and cross-heading inserted by S.I. 2011/1210 Sch. 1 para. 89
- s. 151(3)(ba) inserted by S.I. 2011/1210 Sch. 1 para. 90(c)
- s. 151(4A)(4B) inserted by S.I. 2011/1210 Sch. 1 para. 90(d)
- s. 185(1A) inserted by S.I. 2011/1210 Sch. 1 para. 91(b)
- s. 185A inserted by S.I. 2011/1210 Sch. 1 para. 92
- s. 186(2A) inserted by S.I. 2011/1210 Sch. 1 para. 93(a)
- s. 189(4)(a)(b)(c) substituted for words by S.I. 2011/1210 Sch. 1 para. 94(b)
- s. 189(5A) inserted by S.I. 2011/1210 Sch. 1 para. 94(c)
- s. 189(7) inserted by S.I. 2011/1210 Sch. 1 para. 94(d)
- s. 190(2A) inserted by S.I. 2011/1210 Sch. 1 para. 95(a)
- s. 190(6A)(6B) inserted by S.I. 2011/1210 Sch. 1 para. 95(c)
- s. 192(1)(d) (ia) inserted by 2010 c. 24 s. 20(2)
- s. 192(1)(e) inserted by 2013 c. 24 Sch. 15 para. 43(2)
- s. 193A inserted by 2013 c. 24 s. 54
- s. 194A inserted by 2017 c. 30 s. 87(4)
- s. 198(2A) inserted by 2017 c. 30 s. 88(4)
- s. 198(3)(aa) inserted by S.I. 2009/2979 reg. 3(1)(a)
- s. 198A inserted by 2010 c. 24 s. 22(1)
- s. 198B-198D inserted by 2010 c. 24 s. 23(1)
- s. 198ZA inserted by 2017 c. 30 s. 88(6)
- s. 216(4) (4A) substituted for s. 216(4) by 2010 c. 24 s. 24(3)
- s. 216(6A) inserted by 2010 c. 24 s. 24(4)
- s. 216A inserted by 2010 c. 24 s. 24(7)
- s. 218A inserted by 2010 c. 24 s. 27
- s. 229(4A) inserted by 2010 c. 24 s. 26(10)
- s. 229(6)(a) words inserted by 2010 c. 24 s. 26(12)(b)
- s. 229(6)(b) words inserted by 2010 c. 24 s. 26(12)(c)
- s. 232(1)(aa) inserted by S.I. 2006/2131 art. 2(1)(c)
- s. 235(7) inserted by S.I. 2006/2131 art. 3
- s. 258A inserted by 2017 c. 12 s. 1



- s. 263(4) (4A) substituted for s. 263(4) by 2010 c. 24 s. 37
- s. 264A inserted by 2010 c. 24 s. 2
- s. 271A inserted by 2010 c. 24 s. 23(2)
- s. 281(3) added by S.I. 2003/3299 art. 13(1)
- s. 289A and cross-heading inserted by 2017 c. 30 s. 90
- s. 310(4)(g)(h) inserted by S.I. 2011/3003 art. 2(a)
- s. 310(9)-(11) inserted by S.I. 2011/3003 art. 2(b)
- s. 311A inserted by 2017 c. 30 s. 95(1)
- s. 314(1A) inserted by 2010 c. 24 s. 34(4)
- s. 314(9)-(11) inserted by 2010 c. 24 s. 34(6)
- s. 319(2)(fa) inserted by S.I. 2010/831 reg. 2(2)
- s. 319(9) inserted by S.I. 2010/831 reg. 2(3)
- s. 319(9) words inserted by S.I. 2016/507 reg. 45(1)(a)
- s. 319(10) inserted by S.I. 2016/507 reg. 45(1)(b)
- s. 321(1)(c) and word inserted by S.I. 2010/831 reg. 3(3)(d)
- s. 321(3A) inserted by S.I. 2010/831 reg. 3(4)
- s. 321(4)(a)(ii) inserted by S.I. 2010/831 reg. 3(5)(b)
- s. 321(5)(c) and word inserted by S.I. 2010/831 reg. 3(6)(b)
- s. 324(11A) inserted by S.I. 2010/831 reg. 4(3)
- s. 325(5)(d) and word inserted by S.I. 2010/831 reg. 5(3)(b)
- s. 335A and cross-heading inserted by S.I. 2009/2979 reg. 7
- s. 335A(1)(a) word substituted by S.I. 2010/1883 reg. 4
- s. 341(1)(ja)(jb) inserted by S.I. 2009/2979 reg. 5
- s. 341(1)(jb) words inserted by S.I. 2010/419 reg. 14(7)
- s. 365(1A) inserted by 2017 c. 30 s. 89(3)
- s. 365(5A)(5B) inserted by 2017 c. 30 s. 89(6)
- s. 365A inserted by 2017 c. 30 s. 89(7)
- s. 368B(1) word substituted by S.I. 2010/419 reg. 3(1)
- s. 368B(6) word substituted by S.I. 2010/419 reg. 3(2)
- s. 368B(10)(d)(e) inserted by S.I. 2014/2916 reg. 3
- s. 368C(2) omitted by 2017 c. 30 s. 93(3)
- s. 368D(3)(za)(zb) inserted by S.I. 2010/419 reg. 5(1)
- s. 368D(3A) inserted by S.I. 2010/419 reg. 5(2)
- s. 368E(2)-(7) substituted for s. 368E(2) by S.I. 2014/2916 reg. 2
- s. 368E(5) word omitted by 2017 c. 30 s. 94(2)
- s. 368E(5)(d)(e) inserted by 2017 c. 30 s. 94(3)
- s. 368E(6) words inserted by 2017 c. 30 s. 94(4)
- s. 368E(7) words inserted by 2017 c. 30 s. 94(5)
- s. 368F(1)(aa) inserted by S.I. 2016/507 reg. 46(2)
- s. 368G(1A) inserted by S.I. 2016/507 reg. 46(3)
- s. 368G(2) word substituted by S.I. 2010/419 reg. 6
- s. 368H(4)(b) word omitted by S.I. 2016/507 reg. 46(4)(a)
- s. 368H(4)(ba) inserted by S.I. 2016/507 reg. 46(4)(b)
- s. 368H(15) words inserted by S.I. 2016/507 reg. 46(4)(c)
- s. 368H(15A) inserted by S.I. 2016/507 reg. 46(4)(d)
- s. 368H(16) words inserted by S.I. 2010/831 reg. 7
- s. 368J(1) word inserted by 2017 c. 30 s. 93(5)
- s. 368J(1) words inserted by S.I. 2010/419 reg. 7
- s. 368K(1)(a) words inserted by 2017 c. 30 s. 93(6)(a)
- s. 368K(1)(a) words inserted by S.I. 2010/419 reg. 8(2)
- s. 368K(1)(b) words inserted by 2017 c. 30 s. 93(6)(b)(i)
- s. 368K(1)(b) words inserted by S.I. 2010/419 reg. 8(3)(a)
- s. 368K(1)(b) words inserted by S.I. 2010/419 reg. 8(3)(b)
- s. 368K(1)(b) words inserted by S.I. 2010/419 reg. 8(3)(c)
- s. 368K(1)(b) words substituted by 2017 c. 30 s. 93(6)(b)(ii)
- s. 368O(2)(a) words inserted by 2017 c. 30 s. 93(7)
- s. 368O(2)(a) words inserted by S.I. 2010/419 reg. 10
- s. 368P(A1) inserted by S.I. 2010/419 reg. 11(a)

- s. 368P(1) substituted by S.I. 2010/419 reg. 11(b)
- s. 368P(2)(b)(c) omitted by S.I. 2010/419 reg. 11(c)
- s. 368Q(A1) inserted by S.I. 2010/419 reg. 12(1)
- s. 368Q(4) words substituted by S.I. 2010/419 reg. 12(2)
- s. 368Q(5) words inserted by S.I. 2010/419 reg. 12(3)
- s. 368R(1) words inserted by S.I. 2016/507 reg. 46(5)
- s. 368R(1) words substituted by S.I. 2010/831 reg. 8
- s. 368R(1) words substituted by S.I. 2012/1916 Sch. 34 para. 44
- s. 368BA 368BB and cross-heading inserted by S.I. 2010/419 reg. 4
- s. 368BC 368BD and cross-heading inserted by 2017 c. 30 s. 93(2)
- s. 368CA inserted by 2017 c. 30 s. 93(4)
- s. 368NA and cross-heading inserted by S.I. 2010/419 reg. 9
- s. 369(1)(f) inserted by 2011 c. 5 Sch. 12 para. 62
- s. 370(3A) inserted by S.I. 2014/892 Sch. 1 para. 161(5)
- s. 370(7A) inserted by S.I. 2014/892 Sch. 1 para. 161(9)
- s. 371(2)(c) words substituted by S.I. 2012/1809 Sch. Pt. 1
- s. 371(2)(d) words substituted by S.I. 2012/1809 Sch. Pt. 1
- s. 393(5)(p)(q) substituted for s. 393(5)(p) by S.I. 2008/1277 Sch. 2 para. 72
- s. 393(5)(r) inserted by S.I. 2014/892 Sch. 1 para. 164(1)(b)
- s. 393(5)(na) inserted by 2006 c. 36 Sch. 7 para. 31
- s. 393(6)(aza) inserted by 2017 c. 30 s. 98(4)
- s. 393(6)(aa) inserted by S.I. 2011/1210 Sch. 1 para. 97(a)
- s. 393(6)(ba) inserted by 2017 c. 30 s. 83(4)
- s. 394(2)(g) inserted by 2011 c. 5 Sch. 12 para. 65(b)
- s. 394(11) inserted by 2017 c. 30 Sch. 3 para. 46(3)
- s. 395(6A) inserted by S.I. 2011/1210 Sch. 1 para. 98
- s. 400(1)(i) inserted by 2011 c. 5 Sch. 12 para. 66
- s. 400(1)(da) inserted by 2017 c. 30 s. 8(4)(b)
- s. 402(2)(aa) inserted by 2017 c. 30 Sch. 3 para. 47(2)
- s. 402(2A) inserted by 2017 c. 30 Sch. 3 para. 47(3)
- s. 402(4) inserted by 2017 c. 30 Sch. 3 para. 47(4)
- s. 404(4)(f) and word inserted by 2011 c. 5 Sch. 12 para. 67(b)
- s. 405(5A) inserted by 2011 c. 5 Sch. 12 para. 68(3)
- s. 1401(1)(a) words substituted by 2017 c. 30 s. 86(4)
- s. 1401(7) words substituted by 2017 c. 30 s. 86(4)
- Sch. 2 para. 5A and heading(s) inserted by S.I. 2003/2867 Sch. para. 33
- Sch. 3A Pt. 10 applied by 1958 c. 24, s. 17 (as amended) by 2017 c. 30 Sch. 3 para. 6
- Sch. 3A Pt. 10 applied by 1958 c. 69 s. 45(2) (as amended) by 2017 c. 30 Sch. 3 para. 5(2)
- Sch. 3A Pt. 10 applied by 1962 c. 58, s. 40(2) (as amended) by 2017 c. 30 Sch. 3 para. 7
- Sch. 3A Pt. 10 applied by 1964 c. 40, s. 53 (as amended) by 2017 c. 30 Sch. 3 para. 8
- Sch. 3A Pt. 10 applied by 1980 c. 66, s. 177(12) (as amended) by 2017 c. 30 Sch. 3 para. 11
- Sch. 3A Pt. 10 applied by 1980 c. 66, s. 334(8) (as amended) by 2017 c. 30 Sch. 3 para. 12(2)
- Sch. 3A para. 103(2) applied by 1984 c. 54, s. 132(4) (as amended) by 2017 c. 30 Sch. 3 para. 16(3)
- Sch. 3A Pt. 10 applied by 1984 c. 54, s. 50(3) (as amended) by 2017 c. 30 Sch. 3 para. 14(2)
- Sch. 3A Pt. 10 applied by 1984 c. 54, s. 75(9) (as amended) by 2017 c. 30 Sch. 3 para. 15(2)
- Sch. 3A Pt. 6 applied by 1985 c. 68, s. 298(2) (as amended) by 2017 c. 30 Sch. 3 para. 19
- Sch. 3A Pt. 10 applied by 1986 c. 31, s. 62(1) (as amended) by 2017 c. 30 Sch. 3 para. 25(2)
- Sch. 3A Pt. 10 applied by 1989 c. 22, Sch. 4 para. 4 (as amended) by 2017 c. 30 Sch. 3 para. 27



- Sch. 3A Pt. 10 applied by 1989 c. 29, Sch. 16 para. 1(6) (as amended) by [2017 c. 30 Sch. 3 para. 28](#)
- Sch. 3A para. 103(2) applied by 1990 c. 8, s. 256(5) (as amended) by [2017 c. 30 Sch. 3 para. 29\(2\)](#)
- Sch. 3A Pt. 10 applied by 1991 c. 56, Sch. 13 para. 4 (as amended) by [2017 c. 30 Sch. 3 para. 30\(a\)\(b\)](#)
- Sch. 3A Pt. 10 applied by 1991 c. 57, Sch. 22 para. 5 (as amended) by [2017 c. 30 Sch. 3 para. 31\(a\)](#)
- Sch. 3A Pt. 10 applied by 1993 c. 42, Sch. 2 para. 16 (as amended) by [2017 c. 30 Sch. 3 para. 33](#)
- Sch. 3A Pt. 10 applied by 1995 c. 45, Sch. 4 para. 2(7) (as amended) by [2017 c. 30 Sch. 3 para. 37](#)
- Sch. 3A para. 103(2) applied by 1997 c. 8, s. 212(7) (as amended) by [2017 c. 30 Sch. 3 para. 41\(2\)](#)
- Sch. 3A para. 103(2) applied by 2003 asp 2, Sch. 1 para. 12 (as amended) by [2017 c. 30 Sch. 3 para. 49\(2\)](#)
- Sch. 3A Pt. 9 applied by 2010 asp 5, s. 36(1) (as amended) by [2017 c. 30 Sch. 3 para. 56](#)
- Sch. 3A applied by S.I. 1991/1220 (N.I. 11), art. 104(5) (as substituted) by [S.I. 2017/1285 Sch. 1 para. 28\(2\)\(c\)](#) (This amendment comes into force on the day that Digital Economy Act 2017 (c. 30), s. 4, Schs. 1, 3 come fully into force. Those provisions are commenced on 28.12.2017 by S.I. 2017/1286, reg. 2)
- Sch. 3A Pt. 10 applied by S.I. 1992/231 (N.I. 1), Sch. 4 para. 3(2) (as amended) by [2017 c. 30 Sch. 3 para. 32](#)
- Sch. 3A para. 103(2) applied by S.I. 1993/3160 (N.I. 15), Sch. 9 para. 2(2) (as amended) by [2017 c. 30 Sch. 3 para. 34\(2\)](#)
- Sch. 3A Pt. 10 applied by S.I. 1994/426 (N.I. 1), art. 12(1) (as amended) by [2017 c. 30 Sch. 3 para. 35\(2\)](#)
- Sch. 3A Pt. 10 applied by S.I. 1996/275 (N.I. 2), Sch. 3 para. 3(2) (as amended) by [2017 c. 30 Sch. 3 para. 39\(3\)](#)
- Sch. 3A Pt. 9 excluded by 1985 c. 48 s. 8A (as amended) by [2017 c. 30 Sch. 3 para. 22](#)
- Sch. 3A Pt. 6 excluded by 1996 c. 61, Sch. 15 Pt. 4 para. 2(1) (as amended) by [2017 c. 30 Sch. 3 para. 38\(3\)](#)
- Sch. 3A inserted by [2017 c. 30 Sch. 1](#)
- Sch. 8 para. 37-46 and cross-heading inserted by [2006 c. 36 Sch. 7 para. 36](#)
- Sch. 8 para. 9A inserted by [2010 c. 24 s. 16\(3\)](#)
- Sch. 8 para. 43(c) and word inserted by [2017 c. 30 s. 8\(5\)\(c\)](#)
- Sch. 8 para. 43 word omitted by [2017 c. 30 s. 8\(5\)\(c\)](#)
- Sch. 8 para. 40(a) words inserted by [2017 c. 30 s. 8\(5\)\(a\)](#)
- Sch. 8 para. 44 words inserted by [2017 c. 30 s. 9\(11\)](#)
- Sch. 8 para. 41 words substituted by [2017 c. 30 s. 8\(5\)\(b\)](#)
- Sch. 9 para. 1(1)(aa) inserted by [2010 c. 24 s. 22\(3\)\(a\)](#)
- Sch. 11A inserted by [S.I. 2010/831 reg. 9](#)
- Sch. 11A para. 4(ba) inserted by [S.I. 2016/507 reg. 45\(2\)\(b\)](#)
- Sch. 11A para. 4(b) word omitted by [S.I. 2016/507 reg. 45\(2\)\(a\)](#)
- Sch. 11A para. 9 words inserted by [S.I. 2016/507 reg. 45\(2\)\(d\)](#)
- Sch. 11A para. 6(2)(a) words omitted by [S.I. 2016/507 reg. 45\(2\)\(c\)](#)
- Sch. 12 para. 23A and cross-heading inserted by [S.I. 2009/2979 reg. 4\(4\)](#)
- Sch. 12 para. 19(3) inserted by [S.I. 2010/419 reg. 14\(5\)](#)
- Sch. 12 para. 23A(2) words inserted by [S.I. 2010/419 reg. 14\(6\)](#)
- Sch. 14 Pt. 2 para. 8(6)(7) added by [S.I. 2003/3299 art. 14\(4\)](#)
- Sch. 17 para. 1(2)(c) inserted by [S.I. 2017/1285 Sch. 1 para. 8\(2\)\(b\)\(ii\)](#) (This amendment comes into force on the day that Digital Economy Act 2017 (c. 30), s. 4, Schs. 1, 3 come fully into force. Those provisions are commenced on 28.12.2017 by S.I. 2017/1286, reg. 2)
- Sch. 18 para. 9(14A) inserted by [S.I. 2011/1210 Sch. 1 para. 100\(a\)](#)
- Sch. 19(1) coming into force by [S.I. 2003/1900 art. 1\(2\) 2\(2\) Sch. 2](#)

- Sch. 19(1) coming into force by [S.I. 2003/3142 art. 3\(1\) Sch. 1](#)
- Sch. 19(1) Note 3 coming into force by [S.I. 2003/3142 art. 3\(1\) Sch. 1](#)
- Sch. 19(1) coming into force by [S.I. 2003/3142 art. 3\(2\)](#) (This provision is brought into force, so far as not already in force, in relation to the repeals specified in S.I. 2003/1900, Schs. 1, 2, on the expiry of the 'transitional period' by virtue of: s. 408(6) of the Act; arts. 1(2), 2, 3(1) of S.I. 2003/1900; and art. 3(2) of this commencing S.I.)
- Sch. 19(1) Note 1 coming into force by [S.I. 2003/3142 art. 3\(2\)](#) (This provision is brought into force, so far as not already in force, on the expiry of the 'transitional period' by virtue of: s. 408(6) of the Act; arts. 1(2), 2, 3(1) of S.I. 2003/1900; and art. 3(2) of this commencing S.I.)
- Sch. 19(1) Note 2 coming into force by [S.I. 2003/3142 art. 3\(2\)](#) (This provision is brought into force, so far as not already in force, on the expiry of the 'transitional period' by virtue of: s. 408(6) of the Act; arts. 1(2), 2, 3(1) of S.I. 2003/1900; and art. 3(2) of this commencing S.I.)
- Sch. 19(1) Note 4 coming into force by [S.I. 2003/3142 art. 3\(2\)](#) (This provision is brought into force, so far as not already in force, on the expiry of the 'transitional period' by virtue of: s. 408(6) of the Act; arts. 1(2), 2, 3(1) of S.I. 2003/1900; and art. 3(2) of this commencing S.I.)
- Sch. 19(1) Note 5 coming into force by [S.I. 2003/3142 art. 3\(2\)](#) (This provision is brought into force, so far as not already in force, on the expiry of the 'transitional period' by virtue of: s. 408(6) of the Act; arts. 1(2), 2, 3(1) of S.I. 2003/1900; and art. 3(2) of this commencing S.I.)
- Sch. 19(1) coming into force by [S.I. 2003/3142 art. 4\(2\) Sch. 2](#)
- Sch. 19(2) coming into force by [S.I. 2003/3142 art. 3\(1\)\(2\) Sch. 1](#) (This provision is brought into force, so far as not already in force, in relation to all the entries other than the entry for the Race Relations (Northern Ireland) Order 1997 on the expiry of the 'transitional period' by virtue of: s. 408(6) of the Act; arts. 1(2), 2, 3(1) of S.I. 2003/1900; and art. 3(2) of this commencing S.I.; and is brought into force in relation to that exception by art. 3(1), Sch. 1 of this commencing S.I.)

### **Commencement Orders yet to be applied to the Communications Act 2003**

Commencement Orders bringing legislation that affects this Act into force:

- [S.I. 2004/2575 art. 2 Sch. 1 2](#) commences (2004 c. 20)
- [S.I. 2005/3495 art. 2](#) commences (2005 c. 15)
- [S.I. 2007/2584 art. 2](#) commences (2006 c. 26)
- [S.I. 2008/3068 art. 2-5](#) commences (2008 c. 17)
- [S.I. 2009/803 art. 2-10](#) commences (2008 c. 17)
- [S.I. 2009/812 art. 3](#) commences (2006 c. 52)
- [S.I. 2009/1167 art. 3 4](#) commences (2006 c. 52)
- [S.I. 2010/862 art. 2 3](#) commences (2008 c. 17)
- [S.I. 2010/2317 art. 2 3](#) commences (2010 c. 15)
- [S.I. 2011/2329 art. 2 3](#) commences (2011 c. 5)