



# Wireless Telegraphy Act 2006

## 2006 CHAPTER 36

### PART 1

#### GENERAL PROVISION ABOUT RADIO SPECTRUM

##### *Radio spectrum functions of OFCOM*

## 2 United Kingdom Plan for Frequency Authorisation

- (1) OFCOM must, from time to time as they think fit, publish a plan (“the United Kingdom Plan for Frequency Authorisation”).
- (2) The plan must set out—
  - (a) in relation to the United Kingdom, the frequencies that—
    - (i) have been allocated for particular wireless telegraphy purposes, and
    - (ii) are available for assignment; and
  - (b) the purposes for which the different frequencies have been allocated.
- [<sup>F1</sup>(3) Before publishing the plan, OFCOM must ensure that the criteria applied to determine the allocation of frequencies for particular purposes are—
  - (a) objectively justifiable in relation to the frequencies or uses to which they relate,
  - (b) not such as to discriminate unduly against particular persons or against a particular description of persons;
  - (c) proportionate to what they are intended to achieve; and
  - (d) in relation to what they are intended to achieve, transparent.]

#### Textual Amendments

- F1** S. 2(3) inserted (26.5.2011) by [The Electronic Communications and Wireless Telegraphy Regulations 2011 \(S.I. 2011/1210\)](#), reg. 1(2), [Sch. 2 para. 2](#) (with [Sch. 3 para. 2](#))

**Changes to legislation:**

There are currently no known outstanding effects for the Wireless Telegraphy Act 2006, Section 2.