



Wireless Telegraphy Act 2006

2006 CHAPTER 36

PART 3

REGULATION OF APPARATUS

Undue interference

58 Contravening notice under section 55 or 56

- (1) A person commits an offence if—
 - (a) he uses apparatus, or causes or permits apparatus to be used, knowing that a notice under section 55 is in force with respect to it; and
 - (b) the use of the apparatus contravenes the notice.
- (2) A person who commits an offence under subsection (1) is liable on summary conviction—
 - (a) if the offence is one that falls within subsection (6), to a fine not exceeding level 5 on the standard scale;
 - (b) otherwise, to a fine not exceeding level 3 on the standard scale.
- (3) In the application of subsection (2) to Scotland or Northern Ireland, paragraph (a) has effect as if for the words “to a fine not exceeding level 5 on the standard scale” there were substituted “to imprisonment for a term not exceeding three months or to a fine not exceeding level 5 on the standard scale or to both”.
- (4) A person commits an offence if he contravenes the provisions of a notice given to him under section 56 (unless the notice has previously been revoked by OFCOM).
- (5) A person who commits an offence under subsection (4) is liable on summary conviction—
 - (a) if the offence is one that falls within subsection (6), to a fine not exceeding level 5 on the standard scale;
 - (b) otherwise, to a fine not exceeding level 3 on the standard scale.

Changes to legislation: There are currently no known outstanding effects for the Wireless Telegraphy Act 2006, Section 58. (See end of Document for details)

- (6) An offence falls within this subsection if it involves or consists in a contravention of a notice under section 55 or 56 in relation to apparatus the use of which is likely to cause undue interference with wireless telegraphy used—
- (a) for the purpose of a safety of life service; or
 - (b) for a purpose on which the safety of a person, or of a ship, aircraft or vehicle, may depend.

Changes to legislation:

There are currently no known outstanding effects for the Wireless Telegraphy Act 2006, Section 58.