
EXPLANATORY NOTE

(This note is not part of the Order)

This Order amends the Electronic Communications (Universal Service) Order 2003 and implements Article 1(1) to (9) of Directive [2009/136/EC](#) of the European Parliament and of the Council of 25 November 2009 amending Directive [2002/22/EC](#) on universal service and users' rights relating to electronic communications networks and service, Directive [2002/58/EC](#) concerning the processing of personal data and the protection of privacy in the electronic communications sector and Regulation [\(EC\) No 2006/2004](#) on cooperation between national authorities responsible for the enforcement of consumer protection laws.

Article 3 makes amendments to some of the interpretation provisions of the 2003 Order.

Article 4 inserts a new article 3A which makes provision to allow OFCOM to dispense with a universal service condition on equivalence for disabled end users where OFCOM has imposed such an obligation through a General Condition.

Article 5 amends the Schedule to the 2003 Order.

A transposition note and a full impact assessment of the effect that this instrument will have on the costs of business and the voluntary sector are available from the Department for Culture, Media and Sport, 2-4 Cockspur Street, London SW1Y 5DH and are published with the Explanatory Memorandum alongside the instrument on www.legislation.gov.uk.