



Wireless Telegraphy Act 2006

2006 CHAPTER 36

PART 6

GENERAL

Extent and application

118 Extent

- (1) Subject to subsection (2), this Act extends to Northern Ireland.
- (2) An amendment, repeal or revocation made by this Act has the same extent as the enactment or other instrument amended, repealed or revoked.
- (3) Her Majesty may by Order in Council extend the provisions of this Act, with such modifications as appear to Her Majesty to be appropriate, to the Isle of Man or any of the Channel Islands.
- (4) But subsection (3) does not authorise the extension of sections 62 to 67 to any of the Channel Islands.
- (5) Section 121(3) applies to the power to make an Order in Council under this section as it applies to a power of the Secretary of State to make an order under this Act, but as if references in section 121(3) to the Secretary of State were references to Her Majesty in Council.
- (6) The provisions capable of being extended outside the United Kingdom under—
 - (a) section 15(6) of the Wireless Telegraphy Act 1967 (c. 72),
 - (b) section 204(6) of the Broadcasting Act 1990 (c. 42),
 - (c) section 12(4) of the Intelligence Services Act 1994 (c. 13),
 - (d) section 315(2) of the Merchant Shipping Act 1995 (c. 21),
 - (e) section 150(4) of the Broadcasting Act 1996 (c. 55), or
 - (f) section 411(6) of the Communications Act 2003 (c. 21),include any amendment of those provisions made by this Act.

119 Territorial application

- (1) The provisions mentioned in subsection (2) apply to—
 - (a) all stations and apparatus in or over, or for the time being in or over, the United Kingdom or UK territorial sea;
 - (b) subject to any limitations that the Secretary of State may by regulations determine, all stations and apparatus on board a ship or aircraft that is registered in the United Kingdom but is not for the time being in or over the United Kingdom or UK territorial sea; and
 - (c) subject to any limitations that the Secretary of State may by regulations determine, all apparatus not itself in or over the United Kingdom or UK territorial sea but released—
 - (i) from within the United Kingdom or UK territorial sea, or
 - (ii) from a ship or aircraft that is registered in the United Kingdom.
- (2) The provisions are—
 - (a) sections 8 to 11, 35 to 38, 45 to 49, 55 to 58 and 68; and
 - (b) regulations under section 54.
- (3) Her Majesty may by Order in Council direct that a reference in subsection (1) to a ship or aircraft registered in the United Kingdom is to be construed as including a reference to a ship or aircraft—
 - (a) registered in the Isle of Man, in any of the Channel Islands or in a colony; or
 - (b) registered under the law of any other country or territory outside the United Kingdom that is for the time being administered by Her Majesty's Government in the United Kingdom.
- (4) For the purposes of paragraph 4(3) of Schedule 2 to the Interpretation Act 1978 (c. 30) (meaning of “colony” in existing enactments), subsection (3) is to be treated as if contained in an Act passed before the commencement of that Act.

120 Territorial sea and other waters

- (1) Her Majesty may by Order in Council provide—
 - (a) for an area of UK territorial sea to be treated, for the purposes of any provision of this Act, as if it were situated in such part of the United Kingdom as may be specified in the Order; and
 - (b) for jurisdiction with respect to questions arising in relation to UK territorial sea under any such provision to be conferred on courts in a part of the United Kingdom so specified.
- (2) An Order in Council under section 11 of the Petroleum Act 1998 (c. 17) (application of civil law to offshore installations etc) or section 87 of the Energy Act 2004 (c. 20) (application of civil law to renewable energy installations etc) may make provision for treating—
 - (a) an installation with respect to which provision is made under that section and which is outside UK territorial sea but in waters to which that section applies, and
 - (b) waters within 500 metres of the installation,as if, for the purposes of any provision of this Act, they were situated in such part of the United Kingdom as is specified in the Order.

- (3) The jurisdiction conferred on a court by an Order in Council under this section is in addition to any jurisdiction exercisable apart from this section by that or any other court.
- (4) Section 121(3) applies to the power to make an Order in Council under this section as it applies to any power of the Secretary of State to make an order under this Act, but as if references in section 121(3) to the Secretary of State were references to Her Majesty in Council.
- (5) A statutory instrument containing an Order in Council under this section is subject to annulment in pursuance of a resolution of either House of Parliament.
- (6) “Installation” includes any floating structure or device maintained on a station by whatever means, and installations in transit.