



Communications Act 2003

2003 CHAPTER 21

PART 2

NETWORKS, SERVICES AND THE RADIO SPECTRUM

CHAPTER 1

ELECTRONIC COMMUNICATIONS NETWORKS AND SERVICES

[^{F1}Social tariff conditions

[^{F1}72E Consultation by OFCOM on proposed recommendation

- (1) This section applies where—
 - (a) OFCOM propose to recommend the setting, modification or revocation of a social tariff condition; and
 - (b) the implementation of the proposed recommendation would, in OFCOM's opinion, have a significant impact on a market for any of the services, facilities, apparatus or directories in relation to which they have functions under this Chapter.
- (2) But this section does not apply where in OFCOM's opinion—
 - (a) there are exceptional circumstances; and
 - (b) there is an urgent need to act in order to safeguard competition and to protect the interests of consumers.
- (3) OFCOM must publish a notification—
 - (a) stating that they are proposing to recommend the setting, modification or revocation of the social tariff condition specified in the notification;
 - (b) setting out the effect of that condition, modification or revocation;
 - (c) giving their reasons for proposing the recommendation; and

Status: Point in time view as at 21/12/2020.

Changes to legislation: Communications Act 2003, Section 72E is up to date with all changes known to be in force on or before 02 June 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

- (d) specifying the period within which representations may be made to OFCOM about their proposal.
- (4) That period must end no less than 30 days after the day of the publication of the notification.
- (5) But where OFCOM are satisfied that there are exceptional circumstances justifying the use of a shorter period, the period specified as the period for making representations may be whatever shorter period OFCOM consider reasonable in those circumstances.
- (6) OFCOM must consider every representation about the proposal made to them during the period specified in the notification.
- (7) The publication of a notification under this section must be in such manner as appears to OFCOM to be appropriate for bringing the contents of the notification to the attention of such persons as OFCOM consider appropriate.]

Textual Amendments

- F1** Ss. 72C-72I and cross-heading inserted (21.12.2020) by [The Electronic Communications and Wireless Telegraphy \(Amendment\) \(European Electronic Communications Code and EU Exit\) Regulations 2020 \(S.I. 2020/1419\)](#), reg. 1(2), **Sch. 1 para. 29** (with reg. 6)

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