



# Investigatory Powers Act 2016

## 2016 CHAPTER 25

### PART 9

#### MISCELLANEOUS AND GENERAL PROVISIONS

#### CHAPTER 1

##### MISCELLANEOUS

##### *Wireless telegraphy*

#### **259 Amendments of the Wireless Telegraphy Act 2006**

- (1) The Wireless Telegraphy Act 2006 is amended as follows.
- (2) Section 48 (interception and disclosure of messages) is amended as follows.
- (3) In subsection (1), for “otherwise than under the authority of a designated person” substitute “ without lawful authority ”.
- (4) After subsection (3) insert—

“(3A) A person does not commit an offence under this section consisting in any conduct if the conduct—

  - (a) constitutes an offence under section 3(1) of the Investigatory Powers Act 2016 (offence of unlawful interception), or
  - (b) would do so in the absence of any lawful authority (within the meaning of section 6 of that Act).”
- (5) Omit subsection (5).
- (6) Omit section 49 (interception authorities).
- (7) In consequence of the repeal made by subsection (6)—

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**Changes to legislation:** Investigatory Powers Act 2016, Cross Heading: Wireless telegraphy is up to date with all changes known to be in force on or before 19 August 2023. 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) [View outstanding changes](#)

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- (a) in sections 50(5) and 119(2)(a), for “49” substitute “ 48 ”;
- (b) in section 121(2), omit paragraph (b).

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**Commencement Information**

**I1** [S. 259](#) in force at 27.6.2018 by [S.I. 2018/652](#), **reg. 12(b)** (with [reg. 20](#))

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**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- Sch. 3 para. 8A and cross-heading inserted by [2023 c. 32 Sch. 18 para. 10\(2\)](#)
- Sch. 3 para. 20(2)(ha)(hb) inserted by [2023 c. 32 Sch. 18 para. 10\(3\)\(a\)](#)