STATUTORY INSTRUMENTS

2017 No. 753

ELECTRONIC COMMUNICATIONS

The Electronic Communications Code (Conditions and Restrictions) (Amendment) Regulations 2017

Made - - - -	*12th July 2017*
Laid before Parliament	*17th July 2017*
Coming into force - -	*7th August 2017*

The Secretary of State makes the following Regulations in exercise of the powers conferred by sections 109(1), (2A), (2B) and (3) and 402(3) of the Communications Act 2003(**1**) ("the Act").

In accordance with section 109(2) of the Act, the Secretary of State has had regard to each of the matters set out in that provision.

In accordance with section 109(4) of the Act, the Secretary of State has consulted OFCOM and such other persons as the Secretary of State considers appropriate.

Citation, commencement and application

1. These Regulations may be cited as the Electronic Communications Code (Conditions and Restrictions) (Amendment) Regulations 2017 and come into force on 7th August 2017.

2. The amendments made by regulation 4 do not apply to notices submitted under regulation 5 of the Electronic Communications Code (Conditions and Restrictions) Regulations 2003(**2**) before the date on which these Regulations come into force.

Amendment of the Electronic Communications Code (Conditions and Restrictions) Regulations 2003

3. The Electronic Communications Code (Conditions and Restrictions) Regulations 2003 are amended as follows.

4. In regulation 5—

(a) for paragraphs (1)(b) and (1)(ba) substitute—

(**1**) 2003 c. 21. Section 109 was amended by S.I. 2011/1210, Schedule 1, paragraph 67, section 9(1) and (2) of the Growth and Infrastructure Act 2013 (c. 27) and section 7 of the Digital Economy Act 2017 (c. 30).

(**2**) S.I. 2003/2553 as amended by S.I. 2009/584, S.I. 2013/1403 and S.I. 2016/1049.