STATUTORY INSTRUMENTS

2016 No. 1177

ELECTRONIC COMMUNICATIONS

The Privacy and Electronic Communications (EC Directive) (Amendment) (No. 2) Regulations 2016

Made - - - -	*29th November 2016*
Laid before Parliament	*7th December 2016*
Coming into force - -	*30th December 2016*

The Secretary of State, being a Minister designated(**1**) for the purposes of section 2(2) of European Communities Act 1972(**2**) in respect of matters relating to electronic communications, in exercise of the powers conferred by that section makes the following Regulations.

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the Privacy and Electronic Communications (EC Directive) (Amendment) (No. 2) Regulations 2016 and shall come into force on 30th December 2016.

(2) In these Regulations—

"the 2003 Regulations" means the Privacy and Electronic Communications (EC Directive) Regulations 2003(**3**);

"the relevant functions" means the functions under regulations 25 and 26 of the 2003 Regulations;

"the relevant date" means the date on which these Regulations come into force.

Amendment of the Privacy and Electronic Communications (EC Directive) Regulations 2003

2.—(1) The 2003 Regulations are amended as follows.

(2) In regulations 25 and 26—

(a) for "OFCOM", in each place where it occurs, substitute "the Commissioner";

(b) in paragraph (1) for "them" substitute "the Commissioner or, prior to 30thDecember 2016, OFCOM";

(**1**) S.I. 2001/3495. This has been amended, but the amendments are not relevant for the purposes of these Regulations.
(**2**) 1972 c. 68. Section 2(2) was amended by section 27 of the Legislative and Regulatory Reform Act 2006 (c. 51) and section 3 of, and Part 1 of the Schedule to, the European Union (Amendment) Act 2008 (c. 7).
(**3**) S.I. 2003/2426, as amended by S.I. 2004/1039, S.I. 2010/22, S.I. 2011/1208, S.I. 2015/355 and S.I. 2016/524.