



Wireless Telegraphy Act 2006

2006 CHAPTER 36

PART 1

GENERAL PROVISION ABOUT RADIO SPECTRUM

Radio spectrum functions of OFCOM

5 Directions of Secretary of State

- (1) The Secretary of State may by order give general or specific directions to OFCOM about the carrying out by them of their radio spectrum functions.
- (2) An order under this section may require OFCOM to secure that such frequencies of the electromagnetic spectrum as may be specified in the order are kept available or become available—
 - (a) for such uses or descriptions of uses, or
 - (b) for such users or descriptions of users,as may be so specified.
- (3) An order under this section may require OFCOM to exercise their powers under the provisions mentioned in subsection (4)—
 - (a) in such cases,
 - (b) in such manner,
 - (c) subject to such restrictions and constraints, and
 - (d) with a view to achieving such purposes,as may be specified in, or determined by the Secretary of State in accordance with, the order.
- (4) The provisions are—
 - (a) section 8(3);
 - (b) sections 12 to 14; and
 - (c) sections 21 to 23.

Changes to legislation: *Wireless Telegraphy Act 2006, Section 5 is up to date with all changes known to be in force on or before 04 September 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) [View outstanding changes](#)*

- (5) This section does not restrict the Secretary of State's power under section 5 of the Communications Act 2003 (c. 21) (directions in respect of networks and spectrum functions).

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

- Blanket amendment words substituted by [S.I. 2011/1043 art. 36](#)

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

- s. 111(6)(q) inserted by [2024 c. 13 Sch. 30 para. 29\(b\)](#)