
STATUTORY INSTRUMENTS

2023 No. 214

The Trade (Mobile Roaming) Regulations 2023

PART 5

Miscellaneous provisions

Service of notification and other documents

11. Sections 394(3) to (10) of the 2003 Act apply in relation to any provision of that Act as applied by these Regulations that authorises or requires—

- (a) a notification to be given to any person, or
- (b) a document of any other description (including a copy of a document) to be sent to any person.

Consolidated Fund

12. An amount paid to Ofcom in respect of a penalty imposed by it under the 2003 Act as applied by these Regulations must be paid into the Consolidated Fund.

Periodic review of regulatory provision

13.—(1) The Secretary of State must from time to time—

- (a) carry out a review of the regulatory provision contained in these Regulations, and
- (b) publish a report setting out the conclusions of that review.

(2) Section 30(3) of the 2015 Act⁽¹⁾ requires that, in relation to each international obligation of the United Kingdom implemented in these Regulations, the review must, so far as is reasonable, have regard to how the obligation is implemented in other countries that are subject to the obligation.

(3) Section 30(4) of the 2015 Act requires that the report must, in particular—

- (a) set out the objectives intended to be achieved by the regulatory provision,
- (b) assess the extent to which those objectives are achieved,
- (c) assess whether those objectives remain appropriate, and
- (d) if those objectives remain appropriate, assess the extent to which they could be achieved in another way that involves less onerous regulatory provision.

(4) Section 30(5) of the 2015 Act requires that the first report must be published before the fifth anniversary of the date on which these Regulations come into force (see regulation 1(b)).

(5) Section 30(6) of the 2015 Act requires that subsequent reports must be published at intervals not exceeding five years.

(6) In this regulation—

(1) Section 30(3) was amended by section 19 of the Enterprise Act 2016 (c. 12) and paragraph 36 of Schedule 8 to the European Union (Withdrawal) Act 2018 (c. 16).

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

“the 2015 Act” means the Small Business, Enterprise and Employment Act 2015⁽²⁾;
“regulatory provision” has the meaning given in section 32 of the 2015 Act.

Revocations

14. The enactments cited in the table are revoked⁽³⁾.

Title	Number
Regulation (EU) No 531/2012 of the European Parliament and of the Council of 13 June 2012 on roaming on public mobile communications networks within the Union	EUR 2012/531
Commission Implementing Regulation (EU) 2019/2116 of 28 November 2019 setting the weighted average of maximum mobile termination rates across the Union and repealing Implementing Regulation (EU) 2018/1979	EUR 2019/2116
The Mobile Roaming (European Communities) Regulations 2007	S.I. 2007/1933
The Mobile Roaming (European Communities) (Amendment) Regulations 2009	S.I. 2009/1591
The Mobile Roaming (European Communities) (Amendment) Regulations 2013	S.I. 2013/822
The Mobile Roaming (European Communities) (Amendment) Regulations 2014	S.I. 2014/2715
The Mobile Roaming (EU Exit) Regulations 2019	S.I. 2019/587

(2) [2015 c. 26](#).

(3) Regulation (EU) No 531/2012 of the European Parliament and of the Council of 13 June 2012 on roaming on public mobile communications networks within the Union expired on 30th June 2022 (see Article 22 of that Regulation). All other enactments cited in the table are spent following its expiry.