

Status: Point in time view as at 08/06/2005.

Changes to legislation: Telecommunications Act 1984, Cross Heading: Miscellaneous and supplemental is up to date with all changes known to be in force on or before 03 August 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)



Telecommunications Act 1984

1984 CHAPTER 12

PART VI

PROVISIONS RELATING TO WIRELESS TELEGRAPHY

Miscellaneous and supplemental

88 Wireless telegraphy functions of Director.

F1

Textual Amendments

F1 S. 88 repealed (29.12.2003) by [Communications Act 2003 \(c. 21\)](#), ss. 406, 411, [Sch. 19\(1\)](#) (with [Sch. 18](#), [Sch. 19\(1\) Note 1](#)); [S.I. 2003/3142](#), [art. 3\(1\)](#), [Sch. 1](#) (subject to [art. 3\(3\)](#) and with [art. 11](#))

89 Abolition of advisory committee.

F2

Textual Amendments

F2 S. 89 repealed (22.7.2004) by [Statute Law \(Repeals\) Act 2004 \(c.14\)](#), [art. 1\(1\)](#), {[Sch. 1 Pt. 5 Group 19](#)}

90 Radio interference service.

F3

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Textual Amendments

- F3** S. 90 repealed by Communications Act 2003 (c. 21), ss. 406, 411, Sch. 17 para. 68, **Sch. 19(1)** (with Sch. 18, Sch. 19(1) Note 1); S.I. 2003/3142, **art. 3(1)**, Sch. 1 (subject to art. 3(3) and with art. 11)

91 Construction of references to conclusion of proceedings.

- (1) Where proceedings for an offence [^{F4}to which section 79 above applies or for the forfeiture of any apparatus under Schedule 7 to the Communications Act 2003] have been terminated by any decision of a description against which an appeal will lie (whether by way of case stated or otherwise and whether with or without leave), those proceedings shall not be regarded as concluded for the purposes of section 83(1)(b) above—
- (a) until the end of the ordinary time for appeal against that decision, if no appeal proceedings in respect of it are brought within that time; or
 - (b) if any such proceedings are so brought, until the conclusion of the appeal proceedings.
- (2) Subsection (1) above shall apply for determining, for the purposes of paragraph (b) of that subsection ^{F5} . . . , when any appeal proceedings are concluded as it applies for determining when original proceedings ^{F5} . . . are concluded.
- (3) References in subsection (1) above, as it applies in relation to any proceedings, to a decision terminating those proceedings, include references to any verdict, sentence, finding or order which puts an end to those proceedings.
- (4) References in this section ^{F6} . . . to appeal proceedings include references to an application for leave to appeal.

Textual Amendments

- F4** Words in s. 91(1) substituted (29.12.2003) by Communications Act 2003 (c. 21), ss. 406, 411, **Sch. 17 para. 69(2)** (with Sch. 18); S.I. 2003/3142, **art. 3(1)**, Sch. 1 (subject to art. 3(3) and with art. 11)
- F5** Words in s. 91(2) repealed (29.12.2003) by Communications Act 2003 (c. 21), ss. 406, 411, **Sch. 19(1)** (with Sch. 18, Sch. 19(1) Note 1); S.I. 2003/3142, **art. 3(1)**, Sch. 1 (subject to art. 3(3) with art. 11)
- F6** Words in s. 91(4) repealed (29.12.2003) by Communications Act 2003 (c. 21), ss. 406, 411, **Sch. 19(1)** (with Sch. 18, Sch. 19(1) Note 1); S.I. 2003/3142, **art. 3(1)**, Sch. 1 (subject to art. 3(3) and with art. 11)

92 Interpretation of Part VI and minor amendments.

- (1) In this Part—
- “the 1949 Act” means the ^{M1}Wireless Telegraphy Act 1949;
- “the 1967 Act” means the ^{M2}Wireless Telegraphy Act 1967; and
- “wireless telegraphy”, “wireless telegraphy apparatus”, “emission” and “interference” have the same meanings as in the 1949 Act.
- (2) In section 15(4) of the 1949 Act (obstruction of search and seizure powers, etc.)—
- (a) in paragraph (a) the word “ intentionally ” shall be inserted before the word “obstructs”; and

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- (b) in paragraph (b) the words “ without reasonable excuse ” shall be inserted before the words “fails or refuses”.
- (3) ^{F7}
- (4) [^{F8}In paragraph 6 of Schedule 2 to the 1949 Act (rules of procedure for appeal tribunal to be made by tribunal) for the words from “by the tribunal” to the end of the paragraph there shall be substituted the words “ by the Secretary of State by statutory instrument. ”.]

Textual Amendments

- F7** S. 92(3) repealed by [Cable and Broadcasting Act 1984 \(c. 46, SIF 96\)](#), **Sch. 6**
- F8** S. 92(4) repealed (25.7.2003 for specified purposes, 29.12.2003 otherwise) by [Communications Act 2003 \(c. 21\)](#), ss. 406, 408, 411, **Sch. 19(1)** (with [Sch. 18](#), [Sch. 19\(1\) Note 1](#)); S.I. 2003/1900, arts. 1(2), **2(1)**, 3(1), [Sch. 1](#) (with [art. 3\(2\)](#) (as amended (8.12.2003) by S.I. 2003/3142, [art. 1\(3\)](#))); S.I. 2003/3142, **art. 3**, [Sch. 1](#) (with [art. 11](#))

Marginal Citations

- M1** 1949 c. 54.
- M2** 1967 c. 72.

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