



# Wireless Telegraphy Act 2006

## 2006 CHAPTER 36

### PART 2

#### REGULATION OF RADIO SPECTRUM

### CHAPTER 3

#### MANAGEMENT OF RADIO SPECTRUM

##### *Statistical information*

#### **[<sup>F1</sup>32D. Penalties for contravention of information requirements**

- (1) This section applies where a person is given a notification under section 32C which specifies a proposed penalty.
- (2) OFCOM may specify a penalty only if no proceedings for an offence under section 33 have been brought against the person in respect of the contravention.
- (3) Where the notification relates to more than one contravention, a separate penalty may be specified in respect of each contravention.
- (4) Where the notification relates to a continuing contravention, no more than one penalty may be specified in respect of the period of contravention specified in the notification.
- (5) But, in relation to a continuing contravention, a penalty may be specified in respect of each day on which the contravention continues after—
  - (a) the giving of a confirmation decision under section 32E(4)(c) which requires immediate action; or
  - (b) the expiry of any period specified in the confirmation decision for complying with a requirement so specified.
- (6) The amount of a penalty under subsection (5) is to be such amount not exceeding £20,000 per day as OFCOM determine to be—

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**Changes to legislation:** *Wireless Telegraphy Act 2006, Section 32D is up to date with all changes known to be in force on or before 29 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) View outstanding changes*

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- (a) appropriate; and
  - (b) proportionate to the contravention in respect of which it is imposed
- (7) The amount of any other penalty specified under this section is to be such amount not exceeding £2 million as OFCOM determine to be both—
- (a) appropriate; and
  - (b) proportionate to the contravention in respect of which it is imposed.]

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**Textual Amendments**

- F1** Ss. 32A-32E inserted (26.5.2011) by [The Electronic Communications and Wireless Telegraphy Regulations 2011 \(S.I. 2011/1210\)](#), reg. 1(2), **Sch. 2 para. 10** (with Sch. 3 para. 2)

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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\(b\)](#)