



# Digital Economy Act 2010

## 2010 CHAPTER 24

### *General*

#### **44 Power to make consequential provision etc**

- (1) The Secretary of State may by regulations made by statutory instrument make incidental, supplementary, consequential, transitional, transitory or saving provision in connection with the amendments made by this Act.
- (2) The regulations may—
  - (a) make different provision for different purposes,
  - (b) modify an Act passed before or in the same Session as this Act or subordinate legislation made before this Act is passed, and
  - (c) where they are made in connection with an amendment made by section 28 or by a provision listed in section 47(3), modify a provision of an Act passed, or subordinate legislation made, before the day on which that amendment comes into force.
- (3) A statutory instrument containing regulations under this section that amend or repeal a provision of an Act may not be made unless a draft of the instrument has been laid before, and approved by a resolution of, each House of Parliament.
- (4) Any other statutory instrument containing regulations under this section is subject to annulment in pursuance of a resolution of either House of Parliament.
- (5) In this section—
  - “modify” includes amend, repeal or revoke;
  - “subordinate legislation” has the same meaning as in the Interpretation Act 1978.

#### **45 Repeals**

Schedule 2 (repeals) has effect.

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*Status: Point in time view as at 30/07/2012.*

*Changes to legislation: There are currently no known outstanding effects for the Digital Economy Act 2010, Cross Heading: General. (See end of Document for details)*

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#### Commencement Information

- I1** S. 45 partly in force; s. 45 in force for specified purposes at 8.6.2010 see s. 47(1)(3)(b)-(d)
- I2** S. 45 in force for specified purposes at 22.6.2011 by S.I. 2011/1170, art. 2(c)
- I3** S. 45 in force for specified purposes at 1.5.2012 by S.I. 2012/1164, art. 2(c)
- I4** S. 45 in force for specified purposes at 30.7.2012 by S.I. 2012/1766, art. 2(b)

## 46 Extent

- (1) This Act extends to England and Wales, Scotland and Northern Ireland.
- (2) An amendment of the following enactments that is made by this Act may be extended to any of the Channel Islands or the Isle of Man under the relevant extending power—
  - (a) Part 1 of the Copyright, Designs and Patents Act 1988;
  - (b) the Broadcasting Act 1990;
  - (c) the Broadcasting Act 1996;
  - (d) the Communications Act 2003;
  - (e) the Wireless Telegraphy Act 2006.
- (3) “Relevant extending power” means—
  - (a) in relation to amendments of Part 1 of the Copyright, Designs and Patents Act 1988, section 157(2) of that Act;
  - (b) in relation to amendments of the Broadcasting Act 1990, section 204(6) of that Act;
  - (c) in relation to amendments of the Broadcasting Act 1996, section 150(4) of that Act;
  - (d) in relation to amendments of the Communications Act 2003, section 411(6) of that Act;
  - (e) in relation to amendments of the Wireless Telegraphy Act 2006, section 118(3) of that Act.
- (4) The power conferred by section 157(2)(c) of the Copyright, Designs and Patents Act 1988 (power to extend to British overseas territories) is exercisable in relation to any amendment made by this Act to Part 1 of that Act.

## 47 Commencement

- (1) This Act comes into force at the end of the period of two months beginning with the day on which it is passed, but this is subject to—
  - (a) section 28(8), and
  - (b) subsections (2) and (3).
- (2) The following come into force on the day on which this Act is passed—
  - (a) sections 5, 6, 7, 15 and 16(1),
  - (b) sections 30 to 32, and
  - (c) this section and sections 46 and 48.
- (3) The following come into force on such day as the Secretary of State may by order made by statutory instrument appoint—
  - (a) sections 19 to 21,

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- (b) section 29 and the entries in Schedule 2 relating to sections 183A and 184 of the Broadcasting Act 1990 and Schedule 15 to the Communications Act 2003 (and section 45 so far as it relates to those entries),
  - (c) sections 40(2), (3), (5) and (6) and 41(1), paragraphs 2 to 4, 6 to 9 and 10(2) of Schedule 1 (and section 41(2) so far as it relates to those provisions) and the entries in Schedule 2 relating to sections 2, 4 and 22 of the Video Recordings Act 1984 (and section 45 so far as it relates to those entries), and
  - (d) section 43 and the entry in Schedule 2 relating to the Public Lending Right Act 1979 (and section 45 so far as it relates to that entry).
- (4) The Secretary of State may appoint different days for different purposes.

**48 Short title**

This Act may be cited as the Digital Economy Act 2010.

**Status:**

Point in time view as at 30/07/2012.

**Changes to legislation:**

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