



Digital Economy Act 2017

CHAPTER 30

DIGITAL ECONOMY ACT 2017

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- 2 General conditions: switching communications provider
- 3 Automatic compensation for failure to meet performance standards

PART 2

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- 4 The electronic communications code
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- 7 Application of the code: protection of the environment

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- 12 Disposal of seized property under Wireless Telegraphy Act 2006
- 13 Time limits for prosecutions under Wireless Telegraphy Act 2006

Status: Point in time view as at 08/02/2024.

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- 15 Meaning of “pornographic material”
- 16 The age-verification regulator: designation and funding
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- 18 Regulator's power to require information
- 19 Enforcement by regulator of sections 14 and 18
- 20 Financial penalties imposed by regulator
- 21 Notice by regulator to payment-services providers and ancillary service providers
- 22 Meaning of “extreme pornographic material”
- 23 Regulator's power to require internet service providers to block access to material
- 24 No power to give notice under section 23(1) where detrimental to national security etc
- 25 Guidance to be published by regulator
- 26 Exercise of functions by regulator
- 27 Guidance by Secretary of State to regulator
- 28 Requirements for notices given by regulator under this Part
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CHAPTER 1

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- 35 Disclosure of information to improve public service delivery
- 36 Disclosure of information to gas and electricity suppliers etc
- 37 Disclosure of information by gas and electricity suppliers etc
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- 40 Further provisions about disclosures under any of sections 35 to 39
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- 42 Information disclosed by the Revenue and Customs
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- 44 Regulations under this Chapter
- 45 Interpretation of this Chapter etc

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CHAPTER 2

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CHAPTER 3

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- 48 Disclosure of information to reduce debt owed to the public sector
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- 50 Confidentiality of personal information
- 51 Information disclosed by the Revenue and Customs
- 52 Code of practice
- 53 Duty to review operation of Chapter
- 54 Regulations under this Chapter
- 55 Interpretation of this Chapter

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- 56 Disclosure of information to combat fraud against the public sector
- 57 Further provisions about power in section 56
- 58 Confidentiality of personal information
- 59 Information disclosed by the Revenue and Customs
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- 62 Regulations under this Chapter
- 63 Interpretation of this Chapter

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- 64 Disclosure of information for research purposes
- 65 Provisions supplementary to section 64
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- 67 Information disclosed by the Revenue and Customs
- 68 Information disclosed by the Welsh Revenue Authority
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- 73 Interpretation of this Chapter

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- 74 Disclosure of non-identifying information by the Revenue and Customs

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- 75 Disclosure of non-identifying information by the Welsh Revenue Authority
- 76 Disclosure of non-identifying information by Revenue Scotland
- 77 Disclosure of employer reference information by the Revenue and Customs

CHAPTER 7

STATISTICS

- 78 Disclosure of information by the Revenue and Customs to the Statistics Board
- 79 Disclosure of information by public authorities to the Statistics Board
- 80 Access to information by the Statistics Board
- 81 Disclosure by the Statistics Board to devolved administrations

PART 6

MISCELLANEOUS

OFCOM: reports etc

- 82 OFCOM reports on infrastructure etc
- 83 Comparative overviews of quality and prices

OFCOM: information

- 84 Conditions about allocation of telephone numbers
- 85 Provision of information to OFCOM
- 86 Information required from communications providers

Appeals

- 87 Appeals from decisions of OFCOM and others: standard of review

Regulation and functions of BBC

- 88 Functions of OFCOM in relation to the BBC
- 89 TV licence fee concessions by reference to age

Provision of children's programmes

- 90 Provision of children's programmes

OFCOM powers relating to criminal content etc

- 91 Suspension of radio licences for inciting crime or disorder
- 92 Digital additional services: seriously harmful extrinsic material

On-demand programme services

- 93 On-demand programme services: accessibility for people with disabilities
- 94 On-demand programme services: specially restricted material

Electronic Programme Guides

- 95 Electronic programme guides and public service channels

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Direct marketing code

96 Direct marketing code

Televising events of national interest

97 Televising events of national interest: power to amend qualifying conditions

Other provisions relating to OFCOM

98 Strategic priorities and provision of information

99 OFCOM and Northern Ireland

100 Retention by OFCOM of amounts paid under Wireless Telegraphy Act 2006

101 International recognition of satellite frequency assignments: power of OFCOM to charge fees

Billing limits for mobile phones

102 Billing limits for mobile phones

Online social media platforms

103 Code of practice for providers of online social media platforms

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104 Internet filters

Ticket sales

105 Secondary ticketing: duty to provide information about tickets

106 Power to create offence of breaching limits on internet and other ticket sales

Communication devices used for drug dealing

107 Prevention or restriction of use of communication devices for drug dealing

Charges payable to the Information Commissioner

108 Regulations about charges payable to the Information Commissioner

109 Functions relating to regulations under section 108

110 Supplementary provision relating to section 108

111 Amendments relating to section 108

Payment and securities settlement systems

112 Power to apply settlement finality regime to payment institutions

113 Bank of England oversight of payment systems

Qualifications in information technology

114 Qualifications in information technology: payment of tuition fees

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Guarantee of pension liabilities under Telecommunications Act 1984

- 115 Guarantee of pension liabilities under Telecommunications Act 1984
116 Regulations under section 115

PART 7

GENERAL

- 117 Financial provisions
118 Commencement
119 Extent
120 Short title

SCHEDULES

SCHEDULE 1 — The electronic communications code
This is the Schedule to be inserted before Schedule 4...

SCHEDULE 2 — The electronic communications code: transitional provision

Interpretation

- 1 (1) This paragraph has effect for the purposes of this...

Effect of subsisting agreement

- 2 (1) A subsisting agreement has effect after the new code...

Limitation of code rights

- 3 In relation to a subsisting agreement, references in the new...

Limitation of persons bound

- 4 (1) A person bound by a code right by virtue...

Exclusion of assignment upgrading and sharing provisions

- 5 (1) Paragraph 16 of the new code (assignment of code...

Upgrading and sharing provisions

- 5A Paragraph 17 of the new code (power for operator to...

Termination and modification of agreements

- 6 (1) This paragraph applies in relation to a subsisting agreement,...
7 (1) Subject to paragraph 6, Part 5 of the new...

Apparatus, works etc

- 8 (1) Paragraphs 9 to 14 of the existing code (rights...
9 Any agreement given in accordance with paragraph 26(3) of the...
10 Any agreement that has effect under paragraph 15 of the...

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Court applications for required rights etc

- 11 (1) This paragraph applies where— (a) before the time when...
12 (1) This paragraph applies where before the time when the...

Temporary code rights

- 13 The coming into force of the new code does not...

Compensation

- 14 The repeal of the existing code does not affect paragraph...

Objections in relation to apparatus

- 15 The repeal of the existing code does not affect paragraphs...
16 (1) Subject to the following provisions of this paragraph, the...
17 Part 12 of the new code does not apply in...

Tree lopping

- 18 (1) This paragraph applies where— (a) before the time when...
19 (1) This paragraph applies where before the time when the...

Right to require removal of apparatus

- 20 (1) This paragraph applies where before the repeal of the...

Undertaker's works

- 21 The repeal of the existing code does not affect the...

Supplementary

- 22 Any agreement which, immediately before the repeal of the existing...
23 Part 15 of the new code applies in relation to...
24 Paragraphs 24 to 27 of the existing code continue to...
25 A person entitled to compensation by virtue of this Schedule...

SCHEDULE 3 — Electronic communications code: consequential amendments
PART 1 — GENERAL PROVISION

Interpretation

- 1 In this Part— “the commencement date” means the day on...

References to the code or provisions of the code

- 2 (1) In any enactment passed or made before the commencement...

References to a conduit system

- 3 In any enactment passed or made before the commencement date,...
PART 2 — AMENDMENTS OF PARTICULAR ENACTMENTS

Landlord and Tenant Act 1954 (c. 56)

- 4 In section 43 of the Landlord and Tenant Act 1954...

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Opencast Coal Act 1958 (c. 69)

5 (1) Section 45 of the Opencast Coal Act 1958 (provisions...

Land Drainage (Scotland) Act 1958 (c. 24)

6 In section 17 of the Land Drainage Act (Scotland) Act...

Pipe-lines Act 1962 (c. 58)

7 In section 40(2) of the Pipe-lines Act 1962 (avoidance of...

Harbours Act 1964 (c. 40)

8 In section 53 of the Harbours Act 1964 (application of...

Fair Trading Act 1973 (c. 41)

9 In section 137(3)(f) of the Fair Trading Act 1973 (general...

Highways Act 1980 (c. 66)

10 The Highways Act 1980 is amended as follows.

11 In section 177(12) (restriction of construction over highways: application of...

12 (1) Section 334 (savings relating to electronic communications apparatus) is...

Roads (Scotland) Act 1984 (c. 54)

13 The Roads (Scotland) Act 1984 is amended as follows.

14 (1) Section 50 (planting of trees etc by roads authority)...

15 (1) Section 75 (bridges over and tunnels under navigable waterways)...

16 (1) Section 132 (saving for operators of telecommunications code systems)...

Housing Act 1985 (c. 68)

17 Section 298 of the Housing Act 1985 (telecommunications apparatus) is...

18 For the heading substitute “ Electronic communications apparatus ”.

19 In subsection (2) for “paragraph 21 of the electronic communications...

20 In subsection (3) for “paragraph 23” substitute “ Part 10...

Food and Environment Protection Act 1985 (c. 48)

21 The Food and Environment Protection Act 1985 is amended as...

22 In section 8A (electronic communications apparatus: operations in tidal waters...

23 In section 9(8) (defence to operating without licence under Part...

Airports Act 1986 (c. 31)

24 The Airports Act 1986 is amended as follows.

25 (1) Section 62 (electronic communications apparatus) is amended as follows....

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Landlord and Tenant Act 1987 (c. 31)

26 In section 4(2) of the Landlord and Tenant Act 1987...

Road Traffic (Driver Licensing and Information Systems) Act 1989 (c. 22)

27 In paragraph 4 of Schedule 4 to the Road Traffic...

Electricity Act 1989 (c. 29)

28 In paragraph 1(6) of Schedule 16 to the Electricity Act...

Town and Country Planning Act 1990 (c. 8)

29 (1) Section 256 of the Town and Country Planning Act...

Water Industry Act 1991 (c. 56)

30 In paragraph 4 of Schedule 13 to the Water Industry...

Water Resources Act 1991 (c. 57)

31 In Schedule 22 to the Water Resources Act 1991 (protection...

Electricity (Northern Ireland) Order 1992 (S.I. 1992/231)

32 In paragraph 3(2) of Schedule 4 to the Electricity (Northern...

Cardiff Bay Barrage Act 1993 (c. 42)

33 In paragraph 16 of Schedule 2 to the Cardiff Bay...

Roads (Northern Ireland) Order 1993 (S.I. 1993/3160)

34 (1) Schedule 9 to the Roads (Northern Ireland) Order 1993...

Airports (Northern Ireland) Order 1994 (S.I. 1994/426)

35 (1) Article 12 of the Airports (Northern Ireland) Order 1994...

Landlord and Tenant (Covenants) Act 1995 (c. 30)

36 In section 5 of the Landlord and Tenant (Covenants) Act...

Gas Act 1995 (c. 45)

37 In paragraph 2(7) of Schedule 4 to the Gas Act...

Channel Tunnel Rail Link Act 1996 (c. 61)

38 (1) Part 4 of Schedule 15 to the Channel Tunnel...

Gas (Northern Ireland) Order 1996 (S.I. 1996/275)

39 (1) Schedule 3 to the Gas (Northern Ireland) Order 1996...

Business Tenancies (Northern Ireland) Order 1996 (SI 1996/725 (NI 5))

40 In Article 4(1) of the Business Tenancies (Northern Ireland) Order...

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Town and Country Planning (Scotland) Act 1997 (c. 8)

41 (1) Section 212 of the Town and Country Planning (Scotland)...

Enterprise Act 2002 (c. 40)

42 The Enterprise Act 2002 is amended as follows.
43 In section 128(5) (mergers: references to supply of services) for...
44 In section 234(5) (enforcement of consumer legislation: references to supply...

Communications Act 2003 (c. 21)

45 The Communications Act 2003 is amended as follows.
46 (1) Section 394 (service of notifications and other documents) is...
47 (1) Section 402 (power of Secretary of State to make...
48 Schedule 3 is repealed.

Land Reform (Scotland) Act 2003 (asp 2)

49 (1) Schedule 1 to the Land Reform (Scotland) Act 2003...

Housing and Regeneration Act 2008 (c. 17)

50 The Housing and Regeneration Act 2008 is amended as follows...
51 In section 2(3) (objects of the Homes and Communities Agency:...
52 In section 57(1) (interpretation of Part 1) omit the definition...
53 In the table in section 58 (index of defined expressions...

Crossrail Act 2008 (c. 18)

54 (1) Part 4 of Schedule 17 to the Crossrail Act...

Marine (Scotland) Act 2010 (asp 5)

55 The Marine (Scotland) Act 2010 is amended as follows.
56 In section 36(1) (electronic communications apparatus) for the words from...
57 (1) Section 41 (defence to offences: electronic communications: emergency works)...

SCHEDULE 4 — Public service delivery: specified persons for the purposes of section 35

PART 1 — UK AND ENGLISH BODIES

- 1 The Secretary of State for the Home Department.
- 2 The Secretary of State for Defence.
- 3 The Lord Chancellor.
- 4 The Secretary of State for Justice.
- 5 The Secretary of State for Education.
- 6 The Secretary of State for Business and Trade, in relation...
- 7 The Secretary of State for Work and Pensions.
- 8 The Secretary of State for Levelling Up, Housing and Communities....
- 9 The Secretary of State for Culture, Media and Sport
- 9A The Secretary of State for Energy Security and Net Zero....
- 9B The Secretary of State for Science, Innovation and Technology.
- 10 Her Majesty's Revenue and Customs.

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- 11 A county council in England.
- 12 A district council in England.
- 13 A London borough council.
- 14 A combined authority established under section 103 of the Local...
- 14A A combined county authority established under section 9(1) of the...
- 15 The Common Council of the City of London in its...
- 16 The Council of the Isles of Scilly.
- 17 The Greater London Authority.
- 18 A metropolitan county fire and rescue authority.
- 19 The London Fire Commissioner.
- 20 A fire and rescue authority in England constituted by a...
- 21 A fire and rescue authority created by a scheme under...
- 22 A chief officer of police for a police area in...
- 23 The proprietor of a school within the meaning of the...
- 24 The proprietor of an Academy within the meaning of that...
- 25 The responsible person in relation to an educational institution as...
- 26 The Gas and Electricity Markets Authority.
- 27 The Chief Land Registrar.
- 27A The Minister for the Cabinet Office.
- 27B The Secretary of State for Transport.
- 27C The Secretary of State for Environment, Food and Rural Affairs....
- 27D The Disclosure and Barring Service.
- 28 A person providing services in connection with a specified objective...
- 28A In this Part of this Schedule— “ relevant business function...
PART 2 — WELSH BODIES
- 29 The Welsh Ministers.
- 30 The Counsel General to the Welsh Government.
- 31 The Welsh Revenue Authority.
- 32 A county council in Wales.
- 33 A county borough council in Wales.
- 34 A community council in Wales.
- 35 The Citizen Voice Body for Health and Social Care, Wales....
- 36 A Local Health Board established under section 11 of the...
- 37 An NHS Trust established under section 18 of the National...
- 38
- 39 A Special Health Authority established under section 22 of the...
- 40 A fire and rescue authority constituted by a scheme under...
- 41 Career Choices Dewis Gyrfa Ltd (company number 07442837,
operating as...
- 42 The governing body of an educational establishment maintained by a...
- 43 The governing body of an institution in Wales within the...
- 44 The governing body of an institution in Wales within the...
- 45 A regulated institution within the meaning of the Higher Education...
- 46 The Natural Resources Body for Wales.
- 47 A registered social landlord being a body registered in the...
- 48 A person providing services in connection with a specified objective...
PART 3 — SCOTTISH BODIES

SCHEDULE 5 — Public service delivery: specified persons for the purposes of sections 36 and 37

PART 1 — UK AND ENGLISH BODIES

- 1 The Secretary of State for Energy Security and Net Zero....
- 2 The Secretary of State for Work and Pensions.

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- 3 The Secretary of State for Levelling Up, Housing and Communities....
 - 4 Her Majesty's Revenue and Customs.
 - 5 A county council in England.
 - 6 A district council in England.
 - 7 A London borough council.
 - 8 A combined authority established under section 103 of the Local...
 - 8A A combined county authority established under section 9(1) of the...
 - 9 The Common Council of the City of London in its...
 - 10 The Council of the Isles of Scilly.
 - 11 The Greater London Authority.
 - 12 A metropolitan county fire and rescue authority.
 - 13 The London Fire Commissioner.
 - 14 A fire and rescue authority in England constituted by a...
 - 15 A fire and rescue authority created by a scheme under...
 - 16 The Gas and Electricity Markets Authority.
 - 17 The Chief Land Registrar.
 - 18 A person providing services in connection with a fuel poverty...
- PART 2 — WELSH BODIES
- 19 The Welsh Ministers.
 - 20 The Counsel General to the Welsh Government.
 - 21 The Welsh Revenue Authority.
 - 22 A county council in Wales.
 - 23 A county borough council in Wales.
 - 24 A community council in Wales.
 - 25 A fire and rescue authority constituted by a scheme under...
 - 26 The Natural Resources Body for Wales.
 - 27 A registered social landlord being a body registered in the...
 - 28 The governing body of an educational establishment maintained by a...
 - 29 The governing body of an institution in Wales within the...
 - 30 The governing body of an institution in Wales within the...
 - 31 A regulated institution within the meaning of the Higher Education...
 - 32 A person providing services in connection with a fuel poverty...

SCHEDULE 6 — Public service delivery: specified persons for the purposes of sections 38 and 39

PART 1 — UK AND ENGLISH BODIES

- 1 The Secretary of State for Work and Pensions.
 - 2 The Secretary of State for Levelling Up, Housing and Communities....
 - 3 Her Majesty's Revenue and Customs.
 - 4 A county council in England.
 - 5 A district council in England.
 - 6 A London borough council.
 - 7 A combined authority established under section 103 of the Local...
 - 7A A combined county authority established under section 9(1) of the...
 - 8 The Common Council of the City of London in its...
 - 9 The Council of the Isles of Scilly.
 - 10 The Greater London Authority.
 - 11 The Chief Land Registrar.
 - 12 A person providing services in connection with a water poverty...
- PART 2 — WELSH BODIES
- 13 The Welsh Ministers.
 - 14 The Counsel General to the Welsh Government.
 - 15 The Welsh Revenue Authority.

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- 16 A county council in Wales.
- 17 A county borough council in Wales.
- 18 A community council in Wales.
- 19 A registered social landlord being a body registered in the...
- 20 The Natural Resources Body for Wales.
- 21 The governing body of an educational establishment maintained by a...
- 22 The governing body of an institution in Wales within the...
- 23 The governing body of an institution in Wales within the...
- 24 A regulated institution within the meaning of the Higher Education...
- 25 A person providing services in connection with a water poverty...

SCHEDULE 7 — Specified persons for the purposes of the debt provisions

PART 1 — UK AND ENGLISH BODIES

- 1 The Secretary of State for the Home Department.
- 2 The Lord Chancellor.
- 3 The Secretary of State for Justice.
- 4 The Secretary of State for Education.
- 5 The Secretary of State for Business and Trade, in relation...
- 5A The Secretary of State for Energy Security and Net Zero....
- 5B The Secretary of State for Science, Innovation and Technology, in...
- 6 The Secretary of State for Work and Pensions.
- 7 The Secretary of State for Transport.
- 8 Her Majesty's Revenue and Customs.
- 9 The Minister for the Cabinet Office.
- 10 A county council in England.
- 11 A district council in England.
- 12 A London borough council.
- 13 The Common Council of the City of London in its...
- 14 The Council of the Isles of Scilly.
- 15 The Greater London Authority.
- 16 The Student Loans Company.
- 17 A person providing services to a specified person who —...
- 17A In this Part of this Schedule— “ relevant business function...

PART 2 — WELSH BODIES

- 18 The Welsh Ministers.
- 19 The Counsel General to the Welsh Government.
- 20 The Welsh Revenue Authority.
- 21 A county council in Wales.
- 22 A county borough council in Wales.
- 23 A community council in Wales.
- 24 A person providing services to a specified person who—

PART 3 — SCOTTISH BODIES

- 25 The Scottish Ministers.
- 26 A council constituted under section 2 of the Local Government...
- 27 The Scottish Environment Protection Agency.
- 28 The Accountant in Bankruptcy.
- 29 The Scottish Legal Aid Board.
- 30 The Common Services Agency for the Scottish Health Service.
- 31 The Scottish Courts and Tribunals Service.
- 32 Highlands and Islands Enterprise.
- 33 Scottish Enterprise.
- 34 South of Scotland Enterprise.
- 35 ILF Scotland (company registration number SC500075).

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- 36 The Scottish Legal Complaints Commission.
- 37 The Scottish Qualifications Authority.
- 38 Revenue Scotland.
- 39 A person providing services to a specified person who—

SCHEDULE 8 — Specified persons for the purposes of the fraud provisions

PART 1 — UK AND ENGLISH BODIES

- 1 The Secretary of State for the Home Department.
- 2 The Secretary of State for Defence.
- 3 The Lord Chancellor.
- 4 The Secretary of State for Justice.
- 5 The Secretary of State for Education.
- 6 The Secretary of State for Business and Trade, in relation...
- 7 The Secretary of State for Work and Pensions.
- 8 The Secretary of State for Transport.
- 9 The Secretary of State for Levelling Up, Housing and Communities....
- 10 The Secretary of State for the Environment, Food and Rural...
- 11 The Secretary of State for International Development.
- 12 The Secretary of State for Culture, Media and Sport
- 12A The Secretary of State for Energy Security and Net Zero....
- 12B The Secretary of State for Science, Innovation and Technology.
- 13 The Minister for the Cabinet Office.
- 14 Her Majesty's Revenue and Customs.
- 15 The Export Credits Guarantee Department.
- 16 A county council in England.
- 17 A district council in England.
- 18 A London borough council.
- 19 The Common Council of the City of London in its...
- 20 The Council of the Isles of Scilly.
- 21 The Greater London Authority.
- 22 The Chief Land Registrar.
- 23 The Big Lottery Fund.
- 24 The Nuclear Decommissioning Authority.
- 25 The Environment Agency.
- 26 The Homes and Communities Agency.
- 27 The Office for Students.
- 28 The Historic Buildings and Monuments Commission for England.
- 29 The Student Loans Company.
- 30 The British Council.
- 31 The Arts Council of England.
- 32 The English Sports Council.
- 32A United Kingdom Research and Innovation.
- 33 The Technology Strategy Board.
- 34 The Arts and Humanities Research Council.
- 35 The Medical Research Council.
- 36 The Natural Environment Research Council.
- 37 The Biotechnology and Biological Sciences Research Council.
- 38 The Economic and Social Research Council.
- 39 The Engineering and Physical Sciences Research Council.
- 40 The Science and Technology Facilities Council.
- 41 A person providing services to a specified person who—
- 41A In this Part of this Schedule— “ relevant business function...

PART 2 — WELSH BODIES

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- 42 The Welsh Ministers.
 - 43 The Counsel General to the Welsh Government.
 - 44 The Welsh Revenue Authority.
 - 45 A county council in Wales.
 - 46 A county borough council in Wales.
 - 47 A community council in Wales.
 - 48 A fire and rescue authority constituted by a scheme under...
 - 49 The Higher Education Funding Council for Wales.
 - 50 The Natural Resources Body for Wales.
 - 51 Arts Council of Wales.
 - 52 The Sports Council for Wales.
 - 53 The Royal Commission on Ancient and Historical Monuments in Wales....
 - 54 The National Library of Wales.
 - 55 A registered social landlord being a body registered in the...
 - 56 A person providing services to a specified person who—
- PART 3 — SCOTTISH BODIES
- 57 The Scottish Ministers.
 - 58 A council constituted under section 2 of the Local Government...
 - 59 The Scottish Environment Protection Agency.
 - 60 The Accountant in Bankruptcy.
 - 61 The Scottish Legal Aid Board.
 - 62 The Common Services Agency for the Scottish Health Service.
 - 63 Highlands and Islands Enterprise.
 - 64 Scottish Enterprise.
 - 65 South of Scotland Enterprise.
 - 66 ILF Scotland (company registration number SC500075).
 - 67 The Scottish Legal Complaints Commission.
 - 68 The Scottish Qualifications Authority.
 - 69 Revenue Scotland.
 - 70 Audit Scotland.
 - 71 Food Standards Scotland.
 - 72 Creative Scotland.
 - 73 The Skills Development Scotland Co. Limited (company registration number SC202659)....
 - 74 A person providing services to a specified person who—

SCHEDULE 9 — Bank of England oversight of payment systems

PART 1 — EXTENSION OF BANK OF ENGLAND OVERSIGHT OF PAYMENT SYSTEMS

- 1 The Banking Act 2009 is amended as follows.
- 2 In the heading to Part 5 (inter-bank payment systems) omit...
- 3 In section 181 (overview) for “payments between financial institutions” substitute...
- 4 (1) Section 182 (interpretation: “inter-bank payment system”) is amended as...
- 5 In section 183 (interpretation: other expressions), in paragraph (a) for...
- 6 (1) Section 184 (recognition order) is amended as follows.
- 7 In section 185 (recognition criteria), in subsection (1) for “an...
- 8 In section 186A (amendment of recognition order), in subsections (2) (b)...
- 9 In section 187 (de-recognition), in subsections (2), (3)(b) and (5),...
- 10 In section 188 (principles), in subsection (1) omit “inter-bank”.

Status: Point in time view as at 08/02/2024.

Changes to legislation: Digital Economy Act 2017 is up to date with all changes known to be in force on or before 01 July 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)

- 11 In section 189 (codes of practice) omit “inter-bank”.
- 12 In section 190 (system rules), in subsection (1) omit “inter-bank”....
- 13 In section 191 (directions), in subsection (1) omit “inter-bank”.
- 14 In section 192 (role of FCA and PRA), in subsections...
- 15 In section 193 (inspection), in subsections (1) and (2), omit...
- 16 In section 194 (inspection: warrant), in subsection (1)(a) omit “inter-bank”....
- 17 In section 195 (independent report), in subsection (1) omit “inter-bank”....
- 18 In section 196 (compliance failure) omit “inter-bank”.
- 19 In section 197 (publication), in subsection (1) omit “inter-bank”.
- 20 In section 198 (penalty), in subsection (1) omit “inter-bank”.
- 21 In section 199 (closure), in subsection (2) omit “inter-bank”.
- 22 In section 200 (management disqualification), in subsections (1) and (2),...
- 23 In section 201 (warning), in subsection (1) for “an inter-bank”...
- 24 In section 202A (injunctions), in subsections (2)(a) and (3)(a), omit...
- 25 In section 203 (fees), in subsection (1) omit “inter-bank”.
- 26 In section 204 (information), in subsections (1A), (2) and (4)(c),...
- 27 In section 205 (pretending to be recognised), in subsection (1)...
- 28 In section 206A (services forming part of recognised inter-bank payment...
- 29 In section 259 (statutory instruments), in the Table in subsection...
- 30 In section 261 (index of defined terms), in the Table—...
PART 2 — CONSEQUENTIAL AMENDMENTS

Financial Services Act 2012

- 31 The Financial Services Act 2012 is amended as follows.
- 32 (1) Section 68 (cases in which Treasury may arrange independent...
- 33 In section 85 (relevant functions in relation to complaints scheme),...
- 34 In section 110 (payment to Treasury of penalties received by...

Financial Services (Banking Reform) Act 2013

- 35 The Financial Services (Banking Reform) Act 2013 is amended as...
- 36 In section 45 (procedure), in subsection (1)(a) omit “inter-bank”.
- 37 In section 46 (amendment of designation order), in subsection (2)(a)...
- 38 In section 47 (revocation of designation orders), in subsection (3)(a)...
- 39 In section 98 (duty of regulators to ensure co-ordinated exercise...
- 40 In section 110 (interpretation), in subsection (1), in the definition...
- 41 In section 112 (interpretation: infrastructure companies), in subsections (2)(a), (4)(b)...
- 42 In section 113 (interpretation: other expressions), in subsection (1)—
- 43 In section 115 (objective of FMI administration), in subsection (1)...
- 44 In section 120 (power to direct FMI administrator), in subsection...
- 45 In section 127 (interpretation of Part 6), in subsection (1),...

Status:

Point in time view as at 08/02/2024.

Changes to legislation:

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