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STATUTORY INSTRUMENTS

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**2001 No. 2778**

**The Unsolicited Goods and Services Act 1971  
(Electronic Communications) Order 2001**

6. After subsection (3) there shall be inserted—

“(3A) In relation to an electronic communication which includes a statement that the purchaser agrees to a charge for including or arranging the inclusion in a directory of any entry, the relevant condition is that—

- (a) before the electronic communication was transmitted the information referred to in subsection (3B) below was communicated to the purchaser, and
- (b) the electronic communication can readily be produced and retained in a visible and legible form.

(3B) that information is—

- (a) the following particulars—
  - (i) the amount of the charge;
  - (ii) the name of the directory or proposed directory;
  - (iii) the name of the person producing the directory;
  - (iv) the geographic address at which that person is established;
  - (v) if the directory is or is to be available in printed form, the proposed date of publication of the directory or of the issue in which the entry is to be included;
  - (vi) if the directory or the issue in which the entry is to be included is to be put on sale, the price at which it is to be offered for sale and the minimum number of copies which are to be available for sale;
  - (vii) if the directory or the issue in which the entry is to be included is to be distributed free of charge (whether or not it is also to be put on sale), the minimum number of copies which are to be so distributed;
  - (viii) if the directory is or is to be available in a form other than in printed form, adequate details of how it may be accessed; and
- (b) reasonable particulars of the entry in respect of which the charge would be payable.

(3C) In this section “electronic communication” has the same meaning as in the Electronic Communications Act 2000.”.