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STATUTORY INSTRUMENTS

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**2003 No. 3198**

**ELECTRONIC COMMUNICATIONS  
BROADCASTING**

**The Communications (Isle of Man) Order 2003**

*Made - - - - 10th December 2003*

*Coming into force*

*as provided in Article  
1(2)*

*29th December 2003*

*as provided in Article  
1(3)*

*1st April 2004*

**THE COMMUNICATIONS (ISLE OF MAN) ORDER 2003**

1. (1) This Order may be cited as the Communications (Isle...
2. In this Order— “the 1990 Act” means the Broadcasting Act...
3. Section 3(5A) of the Wireless Telegraphy Act 1998, as extended...
4. The Secretary of State shall not— (a) request OFCOM under...
5. Sections 1 and 7 of, and the Schedule to, the...
6. (1) The following provisions of the 2003 Act shall extend...  
Signature

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**SCHEDULE 1 — MODIFICATIONS WITH WHICH PROVISIONS OF THE  
OFFICE OF COMMUNICATIONS ACT 2002 EXTEND TO THE  
ISLE OF MAN**

1. In section 1, omit subsections (2) to (9).
2. In section 7, omit subsections (2) to (4).
3. In Schedule 1, omit paragraphs 1 to 11 and 21...

**SCHEDULE 2 — MODIFICATIONS WITH WHICH THE PROVISIONS OF THE  
COMMUNICATIONS ACT 2003 EXTEND TO THE ISLE OF  
MAN**

1. In section 1 (functions and general powers of OFCOM)—
2. After section 1, insert the following section— Saving of  
Telecommunications...
3. In section 3 (general duties of OFCOM)—

**Status:** This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

4. In section 5 (directions in respect of networks and spectrum...
5. In section 7 (duty to carry out impact assessments), in...
6. In section 13 (functions of the Content Board)—
7. In section 14, omit subsections (1) to (3) and (6)(a)...
8. In section 15(2)(a), omit the words “(3) or”.
9. In section 31 (transitional functions and abilities of pre-commencement regulators)—...
10. In section 152, in subsections (3), (4) and (5), after...
11. In section 153(2), after the words “United Kingdom”, insert “and...
12. In section 156 (directions with respect to the radio spectrum),...
13. In section 157 (procedure for directions under s.156), omit subsections...
14. In section 159 (grant of recognised spectrum access), after the...
15. In section 169— (a) for subsection (1) substitute—
16. In section 174 (procedure for prosecution of wireless telegraphy offences),...
17. In section 178 (procedure for an offence relating to apparatus...
18. In section 179 (modification of penalties for certain wireless telegraphy...
19. In section 185, omit subsections (1), (2)(c), (7) and (8)...
20. In section 187 (legal proceedings about referred disputes), in subsection...
21. In section 190 (resolution of referred disputes), omit subsections (2)...
22. In section 192 (appeals against decisions by OFCOM, the Secretary...
23. In section 195 (decisions of tribunal)— (a) for the word...
24. In section 196 (appeals from tribunals)— (a) for the word...
25. In section 197 (interpretation of Part 3)—
26. In section 211— (a) in subsection 2(a), after the words...
27. In section 214(8)(a), (b) and (c), after the words “United...
28. In section 218(6)(b), after the words “United Kingdom” in both...
29. In section 219(5), after the words “United Kingdom” insert “and...
30. In section 229(2), after the words “United Kingdom” insert “and...
31. In section 231(9)(a), (b) and (c), after the words “United...
32. In section 245 (regulation 1) independent radio services)—
33. In section 253— (a) in subsection (1), omit the words...
34. In section 264 (OFCOM reports on the fulfilment of the...
35. In section 271 (power to amend public service remits)—
36. In section 280, in subsections (1) and (8)(b), after the...
37. In section 286 (regional programme-making for Channels 3 and 5)—...
38. In section 287 (regional programmes on Channel 3)—
39. In section 288 (regional programme-making for Channel 4), in subsection...
40. In section 289 (regional matters in the public teletext service),...
41. In section 290 (proposals for arrangements), in subsection (4)(c), after...
42. In section 291 (obligation as to making and continuance of...
43. In section 296(4)(b), after the words “United Kingdom” add “and...
44. In section 303 (care relating to provision for the deaf...
45. In section 310 (code of practice for electronic programme guides)—...
46. In section 312 (character and coverage of sound broadcasting services)—...
47. In section 315 (variations of radio multiplex licences affecting service...
48. In section 320 (special impartiality requirements)— (a) omit subsection (1) (c);...
49. In section 321 (objectives for advertisements and sponsorships), in subsection...
50. In section 351 (changes of control of Channel 3 services),...
51. In section 353 (change of control of Channel 5), in...
52. In section 358 (annual factual and statistical report), in subsection...

53. In section 362 (interpretation of Part 3)—
54. In section 366 (powers to enforce TV licensing)—
55. In section 394 (service of notifications and other documents)—
56. In section 398 (repeal of certain provisions of the Telecommunications...)
57. In section 400 (destination of licence fees)—
58. In section 403 (regulations and orders made by OFCOM), omit...
59. In section 404 (criminal liability of company directors), omit subsection...
60. In section 405(1) (general interpretation)— (a) in the definition of...
61. In section 406 (minor and consequential amendments, transitionals and repeals),...
62. In section 408 (transitional provision for anticipatory carrying out of...
63. For section 410 (application of enactments to the territorial sea...
64. In section 411 (short title, commencement and extent), omit subsections...
65. In Schedule 1 (functions transferred to OFCOM)—
66. In Schedule 2 (transfer schemes)— (a) for paragraph 4(7)(a) and...
67. In Schedule 8 (decisions not subject to appeal), omit paragraphs...
68. In Schedule 10, in paragraph 3(e) after the words “United...
69. In Schedule 13 (financial penalties under the Broadcasting Acts), omit...
70. In Schedule 14 (media ownership rules)— (a) in paragraph 3(1),...
71. In Schedule 15 (amendments of Broadcasting Acts)—
72. In Schedule 17 (minor and consequential amendments)—
73. In Schedule 18 (transitional provisions)— (a) omit paragraphs 3, 4,...
74. In Schedule 19 (repeals) omit all entries except those relating...

#### Explanatory Note