

SCHEDULE 3

Regulation 4

Amendments of retained direct EU legislation

Regulation (EC) No 1211/2009

1. Regulation (EC) No 1211/2009 of the European Parliament and of the Council of 25 November 2009 establishing the Body of European Regulators for Electronic Communications (BEREC) and the Office is revoked.

Commencement Information

- II Sch. 3 para. 1 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

Commission Delegated Regulation (EU) No 305/2013

2.—(1) Commission Delegated Regulation (EU) No 305/2013 of 26 November 2012 supplementing Directive 2010/40/EU of the European Parliament and of the Council with regard to the harmonised provision for an interoperable EU-wide eCall is amended as follows.

- (2) In Article 1 (subject matter and scope), omit “harmonised EU-wide”.
- (3) In Article 2 (definitions)—
- (a) in points (a) and (b), for “Member State” substitute “ Secretary of State ”;
 - (b) in point (h), omit the words from “(referred to” to “EU-wide eCall)”;
 - (c) in point (m), for the words from “means” to the end substitute “ means a communications network used wholly or mainly for the provision of publicly available mobile wireless communications services ”;
 - (d) after point (o) insert—
 - “(p) “the GDPR” has the meaning given in section 3(10) of the Data Protection Act 2018 ^{M1};
 - (q) “the data protection legislation” has the meaning given by section 3 of the Data Protection Act 2018.”
- (4) In Article 3 (eCall PSAP requirements), in paragraph 1, for “Member States” substitute “ The Secretary of State ”.
- (5) In Article 4 (conformity assessment), for “Member States” substitute “ The Secretary of State ”.
- (6) In Article 5 (obligations relating to the deployment of the eCall PSAPs infrastructure)—
- (a) for “Member States” substitute “ The Secretary of State ”;
 - (b) omit “interoperable EU-wide”, in both places where it occurs;
 - (c) for “each Member State” substitute “ the Secretary of State ”;
 - (d) omit the words from “on its territory” to the end.
- (7) In Article 6 (rules on privacy and data protection)—
- (a) in paragraph 1—
 - (i) for “data controllers”, in both places it occurs, substitute “ controllers ”;
 - (ii) for “Article 2(d) of Directive 95/46/EC” substitute “ Article 4(7) of the GDPR ”;

Changes to legislation: There are currently no known outstanding effects for the The Electronic Communications and Wireless Telegraphy (Amendment etc.) (EU Exit) Regulations 2019, SCHEDULE 3. (See end of Document for details)

- (iii) for “Member States” substitute “ The Secretary of State ”;
- (iv) for “Directives [95/45/EC](#) and [2002/58/EC](#)” substitute “ the data protection legislation and provision made by or under an enactment in implementation of Directive [2002/58/EC](#) ”;
- (b) in paragraph 2, for “Member States” substitute “ the Secretary of State ”.
- (8) In Article 7 (rules on liability), in paragraph 2, for “Articles 6, 13 and 17 of Directive [95/46/EC](#)” substitute “ any applicable provisions of the data protection legislation ”.
- (9) Omit the following provisions—
 - (a) Article 8 (reporting),
 - (b) Article 9 (entry into force and application), and
 - (c) after Article 9, the words from “This Regulation” to “all Member States”.

Commencement Information

I2 Sch. 3 para. 2 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Marginal Citations

M1 [2018 c. 12.](#)

Regulation (EU) No 283/2014

3. Regulation (EU) No 283/2014 of the European Parliament and of the Council of 11 March 2014 on guidelines for trans-European networks in the area of telecommunications infrastructure and repealing Decision No [1336/97/EC](#) is revoked.

Commencement Information

I3 Sch. 3 para. 3 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Decision No 585/2014/EU

4.—(1) Decision No 585/2014/EU of the European Parliament and of the Council of 15 May 2014 on the deployment of the interoperable EU-wide eCall service is amended as follows.

- (2) In Article 1—
 - (a) in paragraph 1—
 - (i) for “Member States” substitute “ The Secretary of State ”;
 - (ii) for “on their territory” substitute “ in the United Kingdom ”;
 - (iii) omit the words from “at least six months” to “2017”;
 - (iv) omit “interoperable EU-wide”;
 - (b) in paragraph 2—
 - (i) for “each Member State”, in both places where it occurs, substitute “ the Secretary of State ”;
 - (ii) for “its emergency services” substitute “ emergency services in the United Kingdom ”;

Changes to legislation: There are currently no known outstanding effects for the The Electronic Communications and Wireless Telegraphy (Amendment etc.) (EU Exit) Regulations 2019, SCHEDULE 3. (See end of Document for details)

- (iii) for “its needs” substitute “ the needs of the United Kingdom ”;
- (iv) for “recognised by it” substitute “ recognised by the Secretary of State ”;
- (c) in paragraph 3, for “Member States” substitute “ The Secretary of State ”.
- (3) In Article 2—
 - (a) for “Member States” substitute “ The Secretary of State ”;
 - (b) omit “EU-wide”.
- (4) Omit Article 3.
- (5) In Article 4—
 - (a) for “Member States” substitute “ The Secretary of State ”;
 - (b) for “their territory” substitute “ the United Kingdom ”.
- (6) Omit Articles 5 and 6.

Commencement Information

- I4** Sch. 3 para. 4 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Regulation (EU) 2017/1953

5. Regulation (EU) 2017/1953 of the European Parliament and of the Council of 25 October 2017 amending Regulations (EU) No 1316/2013 and (EU) No 283/2014 as regards the promotion of internet connectivity in local communities is revoked.

Commencement Information

- I5** Sch. 3 para. 5 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Changes to legislation:

There are currently no known outstanding effects for the The Electronic Communications and Wireless Telegraphy (Amendment etc.) (EU Exit) Regulations 2019, SCHEDULE 3.