STATUTORY INSTRUMENTS

2016 No. 794

ELECTRONIC COMMUNICATIONS

The Wireless Telegraphy (Licence Charges for the 900 MHz frequency band and the 1800 MHz frequency band) (Amendment and Further Provisions) (Amendment) Regulations 2016

Made - - - -	*21st July 2016*
Coming into force - -	*12th August 2016*

The Office of Communications ("OFCOM") make the following Regulations in exercise of the powers conferred by sections 12, 13(2) and 122(7) of the Wireless Telegraphy Act 2006(**a**) (the "Act") and as required by article 6(1) and (2) of the Wireless Telegraphy Act (Directions to OFCOM) Order 2010(**b**).

Before making these Regulations, OFCOM have given notice of their proposal to do so in accordance with section 122(4)(a) of the Act, published notice of their proposal in accordance with section 122(4)(b) of the Act, and have considered the representations made to them before the time specified in the notice in accordance with section 122(4)(c) of the Act.

Citation and commencement

1. These Regulations may be cited as the Wireless Telegraphy (Licence Charges for the 900 MHz frequency band and the 1800 MHz frequency band) (Amendment and Further Provisions) (Amendment) Regulations 2016 and shall come into force on 12th August 2016.

Amendment to the Wireless Telegraphy (Licence Charges for the 900 MHz frequency band and the 1800 MHz frequency band) (Amendment and Further Provisions) Regulations 2015

2.—(1) The Wireless Telegraphy (Licence Charges for the 900 MHz frequency band and the 1800 MHz frequency band) (Amendment and Further Provisions) Regulations 2015(**c**) shall be amended in accordance with paragraphs (2) and (3).

(2) In the formula set out in regulation 6(2), for "125.6" substitute "98.1".

(3) In the formula set out in regulation 7(2), for "125.6" substitute "98.1".

Philip Marnick
Group Director, Spectrum Group
For and by the authority of the Office of Communications

21st July 2016

(**a**) 2006 c. 36.
(**b**) S.I. 2010/3024.
(**c**) S.I. 2015/1709.

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend the Wireless Telegraphy (Licence Charges for the 900 MHz frequency band and the 1800 MHz frequency band) (Amendment and Further Provisions) Regulations 2015 (S.I. 2015/1709) (the "principal Regulations"), which revised the level of fees payable to the Office of Communications ("OFCOM") in respect of the licences of the Public Wireless Networks licence class granted under section 8 of the Wireless Telegraphy Act 2006 (c. 36) for the use of the frequencies in the bands 880.0–960.0 MHz and 1710.0–1880.0 MHz.

Regulations 6(2) and 7(2) of the principal Regulations set out the formulae for calculating the fees payable from 31st October 2016 onwards. These formulae include "125.6", which is the all items consumer price index (the "CPI") for March 2013 as calculated by the UK Statistics Authority and applicable at the time when the principal Regulations were made. Regulation 2 of these Regulations replaces "125.6" with "98.1", which is the CPI for March 2013 as subsequently calculated by the UK Statistics Authority in line with their latest methodology for calculating the CPI. This figure (98.1) is set out in the CPI time series dataset. The dataset is available on the Office for National Statistics' website at https://www.ons.gov.uk.

OFCOM's consultation document on these Regulations is available on OFCOM's website at http://www.ofcom.org.uk.

A full impact assessment has not been produced for this instrument. A full impact assessment has been produced by the Department for Business, Innovation and Skills in relation to the Wireless Telegraphy Act (Directions to OFCOM) Order 2010 (S.I. 2010/3024), which the principal Regulations implement. A copy of that impact assessment is available from Information Economy, Department for Business, Innovation and Skills, 1 Victoria Street, London, SW1H 0ET or at http://www.legislation.gov.uk/uksi/2010/3024/impacts.

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