

A1. Annex 15: Notification proposing to revoke and modify existing General Conditions and set new General Conditions

Notification of Ofcom's proposals to revoke and modify existing General Conditions and set new General Conditions under sections 48(1) and 48A(3) of the Communications Act 2003

1. Ofcom, in accordance with sections 48(1) and 48A(3) of the Act, hereby makes the following proposals for:
 - (a) Revoking the current General Conditions C1.7 – C1.9 and C7.17 – C7.20 of the General Conditions of Entitlement, as set by the General Condition Notification;
 - (b) modifying the current General Conditions A3, B3, C1, C2, C3, C5 and C7;
 - (c) setting new General Conditions; and
 - (d) adding new definitions to those set out in the Definitions section of the General Conditions.
2. The proposed modifications, new General Conditions and new definitions referred to in paragraph 1 are set out in Schedules to this Notification, which are published as separate Annexes (Annex 11 – 14 and Annex 16).
3. Ofcom is making the proposals referred to in paragraph 1 above in light of its statutory duties and in order to implement the new European Electronic Communications Code¹. The effect of, and Ofcom's specific reasons for making, each proposal are set out in the accompanying consultation document.
4. Ofcom considers that these proposals comply with the requirements of sections 45 to 49C of the Act, insofar as they are applicable.
5. Ofcom considers that these proposals are not of EU significance pursuant to section 150A(2) of the Act.
6. In making these proposals, Ofcom has considered and acted in accordance with its general duties under section 3 of the Act and the six Community requirements set out in section 4 of the Act.
7. Representations may be made to Ofcom about the proposals set out in this Notification by **Tuesday 3 March 2020 (5pm)**.

¹ Directive (EU) 2018/1972 of the European Parliament and of the Council of 11 December 2018 establishing the European Electronic Communications Code.

8. If implemented, the proposed modifications, new General Conditions and new definitions shall enter into force on the date of publication of the final Notification or such later date as specified therein.
9. Copies of this Notification and the accompanying consultation document have been sent to the Secretary of State in accordance with section 48C(1) of the Act.
10. In this Notification:
 - (a) “**the Act**” means the Communications Act 2003;
 - (b) “**General Conditions of Entitlement**” or “**General Conditions**” means the general conditions set under section 45 of the Act by the Director General of Telecommunications on 22 July 2003, as amended from time to time;
 - (c) “**Ofcom**” means the Office of Communications.
11. Words or expressions shall have the meaning assigned to them in this Notification, and otherwise any word or expression shall have the same meaning as it has in the Act.
12. For the purposes of interpreting this Notification: (i) headings and titles shall be disregarded; and (ii) the Interpretation Act 1978 shall apply as if this Notification were an Act of Parliament.
13. The Schedules to this Notification shall form part of this Notification.

Signed by



Selina Chadha

Director of Consumer Policy

A person authorised by Ofcom under paragraph 18 of the Schedule to the Office of Communications Act 2002

17 December 2019