



# Communications Act 2003

## 2003 CHAPTER 21

### PART 6

#### MISCELLANEOUS AND SUPPLEMENTAL

##### *Supplemental*

#### **410 Application of enactments to territorial sea and other waters**

- (1) This section applies to—
- provision made by or under Part 2 of this Act;
  - any provision of the enactments relating to the management of the radio spectrum that are not contained in that Part [<sup>F1</sup>or the Wireless Telegraphy Act 2006] ; and
  - any provision of Chapter 1 of Part 5 of this Act so far as it relates to a matter as respects which provision falling within paragraph (a) or (b) is made [<sup>F2</sup>or a matter as respects which the Wireless Telegraphy Act 2006 makes provision] .
- (2) Her Majesty may by Order in Council provide—
- for an area of the territorial sea to be treated, for the purposes of any provision to which this section applies, as if it were situated in such part of the United Kingdom as may be specified in the Order; and
  - for jurisdiction with respect to questions arising in relation to the territorial sea under any such provision to be conferred on courts in a part of the United Kingdom so specified.
- (3) An Order in Council under section 11 of the Petroleum Act 1998 (c. 17) [<sup>F3</sup>or section 87 of the Energy Act 2004] (application of civil law to offshore installations etc.) may make provision for treating—
- an installation with respect to which provision is made under that section and which is outside the territorial sea but in waters to which that section applies, and
  - waters within 500 metres of the installation,

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*Changes to legislation: Communications Act 2003, Section 410 is up to date with all changes known to be in force on or before 10 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes*

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as if for the purposes of provisions to which this section applies, they were situated in such part of the United Kingdom as is specified in the Order.

- (4) The jurisdiction conferred on a court by an Order in Council under this section is in addition to any jurisdiction exercisable apart from this section by that or any other court.
- (5) Subsection (3) of section 402 applies to the power to make an Order in Council under this section as it applies to any power of the Secretary of State to make an order under this Act, but as if references in that subsection to the Secretary of State were references to Her Majesty in Council.
- (6) A statutory instrument containing an Order in Council under this section shall be subject to annulment in pursuance of a resolution of either House of Parliament.
- (7) In this section—
  - “installation” includes any floating structure or device maintained on a station by whatever means, and installations in transit;
  - “the territorial sea” means the territorial sea adjacent to the United Kingdom.

#### Textual Amendments

- F1** Words in s. 410(1)(b) inserted (8.2.2007) by [Wireless Telegraphy Act 2006 \(c. 36\)](#), s. 126(2), **Sch. 7 para. 35(a)**
- F2** Words in s. 410(1)(c) inserted (8.2.2007) by [Wireless Telegraphy Act 2006 \(c. 36\)](#), s. 126(2), **Sch. 7 para. 35(b)**
- F3** Words in s. 410(3) inserted (5.10.2004) by virtue of [Energy Act 2004 \(c. 20\)](#), **ss. 87(5)**, 198(2); [S.I. 2004/2575](#), art. 2(1), **Sch. 1**

#### Commencement Information

- I1** S. 410 in force at 25.7.2003 for specified purposes by [S.I. 2003/1900](#), arts. 1(2), 2(1), **Sch. 1** (with art. 3) (as amended by [S.I. 2003/3142](#), art. 1(3))
- I2** S. 410 in force at 29.12.2003 in so far as not already in force by [S.I. 2003/3142](#), **art. 3(2)** (with art. 11)

**Changes to legislation:**

Communications Act 2003, Section 410 is up to date with all changes known to be in force on or before 10 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

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**Changes and effects yet to be applied to :**

- specified provision(s) amendment to earlier commencing SI 2003/1900, art. 3(2) by [S.I. 2003/3142 art. 1\(3\)](#)
- specified provision(s) amendment to earlier commencing SI 2003/3142 by [S.I. 2004/1492 art. 2](#)
- specified provision(s) amendment to earlier commencing SI 2003/3142 by [S.I. 2004/697 art. 2](#)
- specified provision(s) amendment to earlier commencing SI 2003/3142 art. 4 Sch. 2 by [S.I. 2004/545 art. 2](#)

**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 124Q(7)(a) words substituted by [2013 c. 22 Sch. 9 para. 52](#)
- s. 148A and cross-heading inserted by [2022 c. 46 s. 73\(2\)](#)
- s. 368E(5)(d)(e) inserted by [2017 c. 30 s. 94\(3\)](#)
- s. 402(2A)(za)(zb) inserted by [2022 c. 46 Sch. para. 2](#)
- Sch. 3A para. 21(6) inserted by [2022 c. 46 Sch. para. 3\(5\)\(b\)](#)
- Sch. 3A para. 37(3)(aza) inserted by [2022 c. 46 Sch. para. 3\(9\)](#)
- Sch. 3A para. 84(1)(aza) inserted by [2022 c. 46 Sch. para. 3\(10\)](#)
- Sch. 3A para. 103(1)(ca) inserted by [2022 c. 46 s. 70](#)
- Sch. 3A para. 119A inserted by [2022 c. 46 s. 72](#)
- Sch. 3A Pt. 4ZA inserted by [2022 c. 46 s. 67\(1\)](#)