

SCHEDULE

Direction under section 106(3) of the Communications Act 2003 revoking a number of directions applying the electronic communications code in the case of companies listed in the Appendix to this Direction

Background

1. Ofcom has issued directions, pursuant to section 106(3) of the Act or paragraph 17(2) of Schedule 18 of the Act, applying the Code in the case of each of the Relevant Companies.
2. Each of the Relevant Companies have since applied to Ofcom for a further direction revoking the directions referred to in paragraph 1 above, in accordance with section 115(2) of the Act.
3. Prior to making a direction under section 106(3) of the Act to revoke the directions referred to in paragraph 1 above, Ofcom must publish a notification of its proposal to give that direction and consider any representations about that proposal that are made to Ofcom within the period specified in the notification.
4. On 03 July 2015, Ofcom published, in accordance with sections 115(4) and 107(6) of the Act, a notification of its proposal to give a further direction revoking the directions referred to in paragraph 1 above for the reasons set out in the consultation document accompanying that notification. That notification invited representations to Ofcom by no later than 5pm on **03 August 2015**.
5. Ofcom has considered every representation about the proposal received and duly made to it. For the reasons set out in the explanatory statement accompanying this proposed Direction, Ofcom has considered and acted in accordance with its general duties in section 3 of the Act and the six Community requirements in section 4 of the Act.

Decision


6. Ofcom hereby directs, in accordance with section 106 of the Act, that each direction applying the Code in the case of each Relevant Company under section 106(3) of the Act shall be revoked.
7. In this proposed Direction, unless the context otherwise requires and subject to paragraph 8 below, words and expressions used in this proposed Direction shall have the same meaning as they have been ascribed in the Act.
8. In this Notification—
 - (a) “**Act**” means the Communications Act 2003;
 - (b) “**Code**” means the electronic communications code;
 - (c) “**Ofcom**” means the Office of Communications; and
 - (d) “**Relevant Companies**” means each of the companies listed in the Appendix to this Direction.

10. For the purpose of interpreting this Notification—

- (a) headings and titles shall be disregarded;
- (b) the Interpretation Act 1978 shall apply as if this Notification were an Act of Parliament; and
- (c) expressions cognate with those referred to in this Direction shall be construed accordingly.

9. This Direction shall take effect on the day it is published.

Signed


A handwritten signature in dark ink, appearing to read 'Neil Buckley', is written over a horizontal line.

Neil Buckley
Director of Investigations

A person duly authorised in accordance with paragraph 18 of the Schedule to the Office of Communications Act 2002

4 August 2015

Appendix

Company Name	Company Number
51 Limited	04184523
Pipex Internet Limited	05306519
Freedom4 Access Limited (<i>formerly known as Pipex Communications Business Solutions Limited</i>)	03152569
Faultbasic Limited	03571046
Redcentric Communications Limited (<i>formerly known as Redstone Communications Limited</i>)	03021292
Veolia Water East Limited	02663338
KDDI Europe Limited	02407242
Reliance FLAG Telecom Ireland Limited	300330 ¹
Easynet Enterprise Services Limited (<i>formerly known as VTL (UK) Limited</i>)	04287100
Farice	
Southern Water Limited	2366620
Thales	3132438
Mundio Mobile Limited	04553934
Icron Network Limited	05445235
Sembcorp Bournemouth Water Limited (<i>formerly known as Bournemouth and West Hampshire Water Plc</i>)	02924312

¹ This company is registered with the Irish Companies Registration Office.