

# Digital Economy Bill

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AMENDMENTS  
TO BE MOVED  
IN COMMITTEE OF THE WHOLE HOUSE

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**After Clause 2**

LORD MENDELSON  
LORD STEVENSON OF BALMACARA

Insert the following new Clause—

**“General conditions: mobile switching**

- (1) Section 51 of the Communications Act 2003 (matters to which general conditions may relate) is amended as follows.
- (2) After subsection (1)(a) insert—
  - “(aa) conditions making such provision as OFCOM consider appropriate for protecting the interests of the end-users of telecommunications service providers supplying a contract relating to a handheld mobile telephone;”.
- (3) In subsection (2), after paragraph (i) (inserted by section 2 of this Act) insert—
  - “(j) specify requirements in relation to arrangements that enable an end user to change mobile service provider on request.”
- (4) The Secretary of State, within 12 months after the passing of this Act, shall prepare and lay a report before each House of Parliament on the enforcement of this section and the consequent impact on end-users.”

**Clause 3**

LORD MENDELSON  
LORD STEVENSON OF BALMACARA

Page 2, line 37, at end insert—

- “(db) require telecommunications service providers supplying a contract relating to a handheld mobile telephone to pay compensation to a user for failing to meet a specified standard or obligation;”
- ( ) After section 51(2) of that Act insert—
  - “(2ZA) A specified standard will include but is not limited to appropriate and satisfactory mobile coverage.”

**After Clause 3**

LORD MENDELSON  
LORD STEVENSON OF BALMACARA

Insert the following new Clause –

**“National roaming**

The Secretary of State may direct OFCOM to vary the licences of UK Mobile Network Operators and require Mobile Network Operators to enable non-seamless national roaming in areas where there is intermittent or no phone signal.”

**After Clause 29**

LORD CLEMENT-JONES  
LORD FOSTER OF BATH

Insert the following new Clause –

**“Remote e-lending**

- (1) Section 5 of the Public Lending Right Act 1979 is amended as follows.
- (2) In subsection (2) –
  - (a) in the definition of “book” –
    - (i) after “(an “audio book”)” insert “which has been licensed by the publisher on agreed terms for library lending”,
    - (ii) after “(an “e-book”)” insert “which has been licensed by the publisher on agreed terms for library lending”;
  - (b) in the definition of “lent out”, for subsection (b) substitute –
 

“(b) includes communicating by means of electronic transmission to a place other than library premises”.

**After Clause 70**

LORD LUCAS

Insert the following new Clause –

**“Evaluation of algorithms**

- (1) The Communications Act 2003 is amended as follows.
- (2) After section 134C insert –

*“Evaluation of algorithms*

**134D Evaluation of algorithms**

- (1) OFCOM may, in the interests of the end users of public electronic communications services, carry out and publish evaluations of algorithms, or of electronic systems embodying algorithms –
  - (a) which are implemented electronically;
  - (b) which impact substantially upon some such users or impact upon a substantial number of such users; and
  - (c) where the details of the algorithm are not freely and publicly available.
- (2) In undertaking such evaluations, OFCOM may –

**After Clause 70 - *continued***

- (a) collaborate with any organisation using and affected by the algorithm in question; and
- (b) act as a “mystery shopper”, using assumed identities and information, despite any and all conditions that may purport to forbid such behaviour.””

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*17 January 2017*

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