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# SCHEDULES

## SCHEDULE 4

### ADAPTATIONS OF ENACTMENTS AND ORDERS IN COUNCIL CONSEQUENTIAL ON THE ASSUMPTION BY THE NEW AUTHORITY FOR THE CONDUCT OF POSTAL AND TELEGRAPHIC BUSINESS OF FUNCTIONS EXERCISED AND PERFORMED BEFORE THE APPOINTED DAY BY THE POSTMASTER GENERAL

#### PART II

##### ADAPTATIONS OF PUBLIC GENERAL ENACTMENTS

###### *Adaptations of Enactments relating to the Post*

F1<sub>2</sub> .....

**Annotations:**

**Amendments (Textual)**

**F1** Sch. 4 para. 2 repealed (26.3.2001) by S.I. 2001/1149, art. 3(2), **Sch. 2** (with arts. 1(3), 4(11))

F2<sub>3</sub> .....

**Annotations:**

**Amendments (Textual)**

**F2** Sch. 4 para. 3 repealed (26.3.2001) by S.I. 2001/1149, art. 3(2), **Sch. 2** (with arts. 1(3), 4(11))

###### *Adaptations of Enactments relating to Telegraphs*

4 ..... F3

**Annotations:**

**Amendments (Textual)**

**F3** Sch. 4 para. 4 repealed by Statute Law (Repeals) Act 1986 (c. 12), s. 1(1), **Sch. 1 Pt. I**

5, 6. .... F4

SCHEDULE 4 – Adaptations of Enactments and Orders in Council consequential on the Assumption by the new Authority for the Conduct of postal and telegraphic Business of Functions exercised and performed before the appointed Day by the Postmaster General

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Annotations:

Amendments (Textual)

F4 Sch. 4 paras. 5, 6, 8, 10, 16–19 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, Sch. 7 Pt. I

7 ..... F5

Annotations:

Amendments (Textual)

F5 Sch. 4 paras. 7, 9 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, Sch. 7 Pt. I

Adaptations of Enactments relating to the Supply of Electricity

8 ..... F6

Annotations:

Amendments (Textual)

F6 Sch. 4 paras. 5, 6, 8, 10, 16–19 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, Sch. 7 Pt. I

9 ..... F7

Annotations:

Amendments (Textual)

F7 Sch. 4 paras. 7, 9 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, Sch. 7 Pt. I

10 ..... F8

Annotations:

Amendments (Textual)

F8 Sch. 4 paras. 5, 6, 8, 10, 16–19 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, Sch. 7 Pt. I

[F9]11 As from the appointed day, references to a private generating station in section 11 of the Electricity (Supply) Act 1919 (restrictions on the establishment of new generating stations) shall be construed as including references to a generating station (within the meaning of that Act) for the generation of electricity for use wholly or mainly for the purposes of the authority’s undertaking.]

Annotations:

Amendments (Textual)

F9 Sch. 4 para. 11 repealed (E.W.S.) by Energy Act 1983 (c. 25, SIF 44:1), Sch. 4 Pt. I

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**Marginal Citations**

**M1** 1919 c. 100.

12, 13 ..... **F10**

**Annotations:**

**Amendments (Textual)**

**F10** Sch. 4 paras. 12, 13 repealed by Electricity (Northern Ireland) Order 1972 and S.I. 1972/1072 (N.I. 9), Sch. 7

*Adaptations of other Enactments*

14 As from the appointed day section 11 of the <sup>M2</sup>Juries Act 1862 <sup>F11</sup> . . . (summoning of jurors by post) shall . . . have effect as if, for the words from “under such regulations” to the words “the postmaster shall” there were substituted the words “the postmaster, upon receipt of the fee (if any) exigible for so doing, shall”.

**Annotations:**

**Amendments (Textual)**

**F11** Words in Sch. 4 para. 14 repealed (31.7.1996) by S.I. 1996/1141, art. 32(3), Sch. 5; S.R. 1996/267, art. 2

**Modifications etc. (not altering text)**

**C1** The text of Sch. 4 paras. 2(8)(10)(15)(22), 14 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

**Marginal Citations**

**M2** 1862 c. 107.

15 ..... **F12**

**Annotations:**

**Amendments (Textual)**

**F12** Sch. 4 para. 15 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, Sch. 7 Pt. I

16—19. .... **F13**

**Annotations:**

**Amendments (Textual)**

**F13** Sch. 4 paras. 5, 6, 8, 10, 16–19 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, Sch. 7 Pt. I

20 ..... **F14**

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Annotations:

Amendments (Textual)

F14 Sch. 4 para. 20 repealed by Statute Law (Repeals) Act 1977 (c. 18), Sch. 1 Pt. XIX

F15 21 .....

Annotations:

Amendments (Textual)

F15 Sch. 4 para. 21 repealed (26.3.2001) by 2000 c. 26, s. 127(6), Sch. 9; S.I. 2000/2957, art. 2(3), Sch. 3 Table

22 ..... F16

Annotations:

Amendments (Textual)

F16 Sch. 4 para. 22 repealed (S.) by Bankruptcy (Scotland) Act 1985 (c. 66, SIF 11:2), s. 75(2), Sch. 8

23 ..... F17

Annotations:

Amendments (Textual)

F17 Sch. 4 para. 23 repealed (E.W.) by Insolvency Act 1985 (c. 65, SIF 11:1), s. 235, Sch. 10 Pt. III

24 ..... F18

Annotations:

Amendments (Textual)

F18 Sch. 4 para. 24 repealed by Statute Law (Repeals) Act 1977 (c. 18), Sch. 1 Pt. XIX

25 ..... F19

Annotations:

Amendments (Textual)

F19 Sch. 4 para. 25 repealed by Northern Ireland Constitution Act 1973 (c. 36), Sch. 6 Pt. II

26 ..... F20

Annotations:

Amendments (Textual)

F20 Sch. 4 paras. 26, 28, 29 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, Sch. 7 Pt. I

F21 27 .....

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**Annotations:**

**Amendments (Textual)**

**F21** Sch. 4 para. 27 repealed (26.3.2001) by S.I. 2001/1149, art. 3(2), Sch. 2 (with arts. 1(3), 4(11)) and expressed to be repealed (*prosp.*) by 2002 c. 9, ss. 135, 136(2), Sch. 13 (with s. 129, Sch. 12 para. 1)

28, 29. . . . . F22

**Annotations:**

**Amendments (Textual)**

**F22** Sch. 4 paras. 26, 28, 29 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, Sch. 7 Pt. I

30 As from the appointed day, section 2(2)(e) of the <sup>M3</sup>Execution of Diligence (Scotland) Act 1926 (execution of arrestment or charge by registered letter) shall have effect as if, for the words from “Postmaster” to “1908”, there were substituted the words “Post Office in pursuance of any provision contained in a scheme made under section 28 of the Post Office Act 1969”.

**Annotations:**

**Modifications etc. (not altering text)**

**C2** The text of Sch. 4 paras. 27, 30, 33, 54, 55, 56, 73, Sch. 5 para. 3 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

**Marginal Citations**

**M3** 1926 c. 16.

31 . . . . . F23

**Annotations:**

**Amendments (Textual)**

**F23** Sch. 4 para. 31 repealed by Consumer Credit Act 1974 (c. 39, SIF 60), s. 192, Sch. 5 Pt. I

32 . . . . . F24

**Annotations:**

**Amendments (Textual)**

**F24** Sch. 4 para. 32 repealed by Land Drainage Act 1976 (c. 70), Sch. 8

<sup>F25</sup>33 . . . . .

**Annotations:**

**Amendments (Textual)**

**F25** Sch. 4 para. 33 repealed (26.3.2001) by S.I. 2001/1149, arts. 1(3), 3(2), Sch. 2 (with arts. 1(3), 4(11))

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34 ..... F26

**Annotations:**

**Amendments (Textual)**

**F26** Sch. 4 para. 34 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, **Sch. 7 Pt. I**

35 ..... F27

**Annotations:**

**Amendments (Textual)**

**F27** Sch. 4 para. 35 repealed by Solicitors (Northern Ireland) Order 1976 and S.I. 1976/582 (N.I. 12), **Sch. 3**

<sup>F28</sup>36 ..... F28

**Annotations:**

**Amendments (Textual)**

**F28** Sch. 4 para. 36 repealed (26.3.2001) by S.I. 2001/1149, art. 3(2), **Sch. 2** (with arts. 1(3), 4(11))

37 ..... F29

**Annotations:**

**Amendments (Textual)**

**F29** Sch. 4 para. 37 repealed by Town and Country Planning (Scotland) Act 1972 (c. 52), **Sch. 23**

38 ..... F30

**Annotations:**

**Amendments (Textual)**

**F30** Sch. 4 paras. 38, 45 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, **Sch. 7 Pt. I**

39, 40. .... F31

**Annotations:**

**Amendments (Textual)**

**F31** Sch. 4 paras. 34, 39, 40, 43 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, **Sch. 7 Pt. I**

<sup>F32</sup>41 ..... F32

**Annotations:**

**Amendments (Textual)**

**F32** Sch. 4 para. 41 repealed (4.12.1997) by S.I. 1997/2779, art. 14, **Sch. 3**

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42 ..... F33

**Annotations:**

**Amendments (Textual)**

**F33** Sch. 4 para. 42 repealed by Town and Country Planning (Scotland) Act 1972 (c. 52), Sch. 23

43 ..... F34

**Annotations:**

**Amendments (Textual)**

**F34** Sch. 4 paras. 34, 39, 40, 43 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, Sch. 7 Pt. I

44 ..... F35

**Annotations:**

**Amendments (Textual)**

**F35** Sch. 4 para. 44 repealed by S.I. 1980/1085 (N.I. 11), Sch. 9

45 ..... F36

**Annotations:**

**Amendments (Textual)**

**F36** Sch. 4 paras. 38, 45 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, Sch. 7 Pt. I

46 ..... F37

**Annotations:**

**Amendments (Textual)**

**F37** Sch. 4 para. 46 repealed by Civil Aviation Act 1982 (c. 16), s. 109(3), Sch. 16

47 ..... F38

**Annotations:**

**Amendments (Textual)**

**F38** Sch. 4 para. 47 repealed by Representation of the People Act 1983 (c. 2, SIF 42), s. 206, Sch. 9 Pt. II

48 ..... F39

**Annotations:**

**Amendments (Textual)**

**F39** Sch. 4 para. 48 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, Sch. 7 Pt. I

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49 ..... F40

**Annotations:**

**Amendments (Textual)**

F40 Sch. 4 para. 49 repealed by Statute Law (Repeals) Act 1986 (c. 12), s. 1(1), Sch. 1 Pt. VII

50 ..... F41

**Annotations:**

**Amendments (Textual)**

F41 Sch. 4 para. 50 repealed by Statute Law (Repeals) Act 1977 (c. 18), Sch. 1 Pt. XIX

F42 51 .....

**Annotations:**

**Amendments (Textual)**

F42 Sch. 4 para. 51 repealed (1.1.1996) by 1994 c. 40, s. 81, Sch. 17; S.I. 1995/2835, art. 2

52 ..... F43

**Annotations:**

**Amendments (Textual)**

F43 Sch. 4 para. 52 repealed by Drainage (Northern Ireland) Order 1973 and S.I. 1973/69 (N.I. 1), Sch. 10

53 ..... F44

**Annotations:**

**Amendments (Textual)**

F44 Sch. 4 para. 53 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, Sch. 7 Pt. I and expressed to be repealed by Cable and Broadcasting Act 1984 (c. 46, SIF 96), Sch. 6

F45 54 .....

**Annotations:**

**Amendments (Textual)**

F45 Sch. 4 para. 54 repealed (26.3.2001) by S.I. 2001/1149, art. 3(2), Sch. 2 (with arts. 1(3), 4(11))

55 As from the appointed day, the reference to the Post Office in section 12(3)(b) of the <sup>M4</sup>Criminal Justice Act (Northern Ireland) 1953 (evidence by certificate) shall be construed as including a reference to the authority.

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**Annotations:**

**Modifications etc. (not altering text)**

**C3** The text of Sch. 4 paras. 27, 30, 33, 54, 55, 56, 73, Sch. 5 para. 3 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

**Marginal Citations**

**M4** 1953 c. 14 (N.I.).

<sup>F46</sup>56 .....

**Annotations:**

**Amendments (Textual)**

**F46** Sch. 4 para. 56 repealed (31.7.1996) by S.I. 1996/1141, art. 32(3), **Sch. 5**; S.R. 1996/267, **art. 2**

57 ..... <sup>F47</sup>

**Annotations:**

**Amendments (Textual)**

**F47** Sch. 4 para. 57 repealed by Solicitors (Amendment) Act 1974 (c. 26), **Sch. 3 Pt. II**

58 ..... <sup>F48</sup>

**Annotations:**

**Amendments (Textual)**

**F48** Sch. 4 paras. 58, 61 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, **Sch. 7 Pt. I**

- 59 (1) Where any work proposed to be done on or after the appointed day by [<sup>F49</sup>the Northern Ireland Housing Executive] in pursuance of a clearance or demolition order or a re-development scheme made by them under [<sup>F50</sup>the <sup>M5</sup>Housing (Northern Ireland) Order 1981] involves, or is likely to involve, an alteration in a telegraphic line belonging to, or used by, the authority, paragraphs (1) to (8) of section 7 of the <sup>M6</sup>Telegraph Act 1878 shall apply to the alteration and accordingly shall have effect, subject to any necessary modifications, as if references therein to undertakers included references to [<sup>F49</sup>the Northern Ireland Housing Executive].
- (2) Where, in pursuance of an order under section 22 of the Housing of the <sup>M7</sup>Working Classes Act 1890, section 14 of the <sup>M8</sup>Housing Act (Northern Ireland) 1961, [<sup>F51</sup>Article 51 of the Housing (Northern Ireland) Order 1981] or section 25 of the <sup>M9</sup>New Towns Act (Northern Ireland) 1965, that comes into operation on or after the appointed day, a public right of way over land is extinguished and, immediately before the day on which the order comes into operation, there is under, in, on, over, along or across the land a telegraphic line of the authority's, the authority shall have the same powers in respect of the line as if the order had not come into operation; but, if a person entitled to land over which the right of way subsisted requires that the line should be altered, paragraphs (1) to (8) of the said section 7 shall apply to the

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alteration and accordingly shall have effect, subject to any necessary modifications, as if references therein to undertakers included references to the person by whom the alteration is required.

(3) In this paragraph <sup>F52</sup>“telegraphic line” and “alteration” have the same meanings as in the <sup>M10</sup>Telegraph Act 1878.

**Annotations:**

**Amendments (Textual)**

**F49** Words substituted by virtue of S.R. & O. (N.I.) 1973/256, art. 3, Sch. 2

**F50** Words substituted by [S.I. 1981/156 \(N.I.3\)](#), [Sch. 11 Pt. II](#)

**F51** Words inserted by [S.I. 1981/156 \(N.I.3\)](#), [Sch. 11 Pt. II](#)

**F52** Words repealed by S.R. & O. (N.I.) 1973/256, art. 3, Sch. 2

**Marginal Citations**

**M5** [S.I. 1981/156 \(N.I.3\)](#).

**M6** 1878 c. 76.

**M7** 1890 c. 70.

**M8** 1961 c. 12 (N.I.)

**M9** 1965 c. 13 (N.I.)

**M10** 1878 c. 76.

60 ..... <sup>F53</sup>

**Annotations:**

**Amendments (Textual)**

**F53** [Sch. 4 para. 60](#) repealed by [S.I. 1973/69 \(N.I. 1\)](#), [Sch. 10](#)

61 ..... <sup>F54</sup>

**Annotations:**

**Amendments (Textual)**

**F54** [Sch. 4 paras. 58, 61](#) repealed by [Telecommunications Act 1984 \(c. 12, SIF 96\)](#), s. 109, [Sch. 7 Pt. I](#)

62–64. .... <sup>F55</sup>

**Annotations:**

**Amendments (Textual)**

**F55** [Sch. 4 paras. 62–64](#) repealed by [Telecommunications Act 1984 \(c. 12, SIF 96\)](#), s. 109, [Sch. 7 Pt. I](#)

65 ..... <sup>F56</sup>

**Annotations:**

**Amendments (Textual)**

**F56** [Sch. 4 para. 65](#) repealed by [Highways Act 1980 \(c. 66\)](#), [Sch. 25](#)

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66 ..... F57

**Annotations:**

**Amendments (Textual)**

F57 Sch. 4 para. 66 repealed by Mental Health (Amendment) Act 1982 (c. 51, SIF 85), Sch. 4 Pt. I

[<sup>F58</sup>67 As from the appointed day, section 7(1) of the <sup>M11</sup>Payment of Wages Act 1960 (interpretation) shall have effect as if, for the definitions of “money order” and “postal order”, there were substituted the following definitions:—

““money order” means a money order issued by the Postmaster General or the Post Office and “postal order” means a postal order so issued”.]

**Annotations:**

**Amendments (Textual)**

F58 Sch. 4 para. 67 repealed (E.W.S.) by Wages Act 1986 (c. 48, SIF 43:2), s. 33(5), Sch. 5 Pt. III

**Marginal Citations**

M11 1960 c. 37.

68 ..... F59

**Annotations:**

**Amendments (Textual)**

F59 Sch. 4 paras. 68, 72 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, Sch. 7 Pt. I

69 ..... F60

**Annotations:**

**Amendments (Textual)**

F60 Sch. 4 para. 69 repealed by Highways Act 1980 (c. 66), Sch. 25

70 As from the appointed day, Schedule 4 to the <sup>M12</sup>Public Health Act 1961 (which specifies, in relation to buildings of certain descriptions, the persons who are to be appropriate authorities for the purposes of the provisions of that Act relating to the attachment of street lights to buildings) shall have effect as if the following were added at the end thereof:—

“A building owned by the Post Office The Minister of Posts and Telecommunications”.

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**Annotations:**

**Modifications etc. (not altering text)**

- C4** The text of Sch. 4 paras. 27, 30, 33, 54, 55, 56, 73, Sch. 5 para. 3 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

**Marginal Citations**

- M12** 1961 c. 64.

71 ..... **F61**

**Annotations:**

**Amendments (Textual)**

- F61** Sch. 4 para. 71 repealed by [Town and Country Planning Act 1971 \(c. 78\)](#), s. 292(2), **Sch. 25**

72 ..... **F62**

**Annotations:**

**Amendments (Textual)**

- F62** Sch. 4 paras. 68, 72 repealed by [Telecommunications Act 1984 \(c. 12, SIF 96\)](#), s. 109, **Sch. 7 Pt. I**

73 As from the appointed day, the references to the Postmaster General in section 53 of the <sup>M13</sup>Electoral Law Act (Northern Ireland) 1962 (transmission of election addresses) shall be construed as referring to the authority.

**Annotations:**

**Modifications etc. (not altering text)**

- C5** The text of Sch. 4 paras. 27, 30, 33, 54, 55, 56, 73, Sch. 5 para. 3 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

**Marginal Citations**

- M13** 1962 c. 14 (N.I.).

74 ..... **F63**

**Annotations:**

**Amendments (Textual)**

- F63** Sch. 4 para. 74 repealed by [Telecommunications Act 1984 \(c. 12, SIF 96\)](#), s. 109, **Sch. 7 Pt. I**

75 ..... **F64**

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**Annotations:**

**Amendments (Textual)**

**F64** Sch. 4 para. 75 repealed by S.I.1980/1085 (N.I. 11), **Sch. 9**

76 ..... F65

**Annotations:**

**Amendments (Textual)**

**F65** Sch. 4 para. 76 repealed by Airports Authority Act 1975 (c. 78), **Sch. 6**

[<sup>F66</sup>77 As from the appointed day, the reference in section 1(4) of the <sup>M14</sup>Criminal Evidence Act 1965 to the Post Office shall be construed as including a reference to the authority.]

**Annotations:**

**Amendments (Textual)**

**F66** Sch. 4 para. 77 repealed (E.W.) by Police and Criminal Evidence Act 1984 (c. 60, SIF 95), **Sch. 7 Pt. III**

**Modifications etc. (not altering text)**

**C6** The text of Sch. 4 paras. 77, 80 and 82 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and, except as specified, does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

**Marginal Citations**

**M14** 1965 c. 20

78 ..... F67

**Annotations:**

**Amendments (Textual)**

**F67** Sch. 4 para. 78 repealed by British Telecommunications Act 1981 (c. 38), **Sch. 6 Pt. II** and New Towns Act 1981 (c. 64), s. 81, **Sch. 13**

79 ..... F68

**Annotations:**

**Amendments (Textual)**

**F68** Sch. 4 para. 79 repealed by British Telecommunications Act 1981 (c. 38), **Sch. 6 Pt. II**

[<sup>F69</sup>80 As from the appointed day, the Schedule to the <sup>M15</sup>Building Control Act 1966 (which specifies bodies in the case of which work carried out by them is exempt from control under that Act) shall have effect as if, at the end thereof, there were added a reference to the authority.]

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**Annotations:**

**Amendments (Textual)**

**F69** Sch. 4 para. 80 repealed (E.W.) by [Housing and Building Control Act 1984 \(c. 29, SIF 61\)](#), **Sch. 12 Pt. I**

**Modifications etc. (not altering text)**

**C7** The text of Sch. 4 paras. 77, 80 and 82 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and, except as specified, does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

**Marginal Citations**

**M15** [1966 c. 27](#).

81 ..... **F70**

**Annotations:**

**Amendments (Textual)**

**F70** Sch. 4 para. 81 repealed by [British Telecommunications Act 1981 \(c. 38\)](#), **Sch. 6 Pt. I**

<sup>F71</sup>82 .....

**Annotations:**

**Amendments (Textual)**

**F71** Sch. 4 para. 82 repealed (5.11.1993) by [1993 c. 50, s. 1\(1\)](#), **Sch. 1 Pt. IX** Gp. 2.

<sup>F72</sup>83 .....

**Annotations:**

**Amendments (Textual)**

**F72** Sch. 4 para. 83 repealed (26.3.2001) by [S.I. 2001/1149, arts. 1\(3\), 3\(2\)](#), **Sch. 2** (with art. 4(11))

<sup>F73</sup>84 .....

**Annotations:**

**Amendments (Textual)**

**F73** Sch. 4 para. 84 repealed (U.K. & Isle of Man)(19.11.1998) by [1998 c. 43, s. 1\(1\)](#), **Sch. 1 Pt. IV** Group 2

85 ..... **F74**

**Annotations:**

**Amendments (Textual)**

**F74** Sch. 4 paras. 85, 86 repealed by [Telecommunications Act 1984 \(c. 12, SIF 96\)](#), s. 109, **Sch. 7 Pt. I**

86 ..... **F75**

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**Annotations:**

**Amendments (Textual)**

**F75** Sch. 4 para. 86 repealed by [Telecommunications Act 1984 \(c. 12, SIF 96\)](#), s. 109, **Sch. 7 Pt. I**

87 ..... **F76**

**Annotations:**

**Amendments (Textual)**

**F76** Sch. 4 para. 87 repealed by [British Telecommunications Act 1981 \(c. 38\)](#), **Sch. 6 Pt. I**

88 ..... **F77**

**Annotations:**

**Amendments (Textual)**

**F77** Sch. 4 para. 88 repealed by [Transport Act 1980 \(c. 34\)](#), **Sch. 9 Pt. II**

89 ..... **F78**

**Annotations:**

**Amendments (Textual)**

**F78** Sch. 4 para. 89 repealed by [Planning \(Consequential Provisions\) Act 1990 \(c. 11, SIF 123:1, 2\)](#), s. 3, **Sch. 1 Pt. I**

90 As from the appointed day, the authority shall be deemed to be a public utility undertaking for the purposes of section 1 of the <sup>M16</sup>Local Government and Roads Act (Northern Ireland) 1968.

**Annotations:**

**Marginal Citations**

**M16** 1968 c. 30 (N.I.)

<sup>F79</sup>91 .....

**Annotations:**

**Amendments (Textual)**

**F79** Sch. 4 para. 91 repealed (5.11.1993) by 1993 c. 50, s. 1(1), **Sch. 1 Pt. XV Gp. 1**

<sup>F80</sup>92 .....

**Annotations:**

**Amendments (Textual)**

**F80** Sch. 4 para. 92 repealed (U.K.)(27.5.1997) by 1997 c. 11, ss. 3, 6(2), **Sch. 1 Pt. I** (with s. 5, Sch. 3)

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- 93 (1) [<sup>F81</sup>A universal service provider (within the meaning of the Postal Services Act 2000) in connection with the provision of a universal postal service (within the meaning of the Act)] shall be deemed to be [<sup>F82</sup>a statutory undertaker] and [<sup>F83</sup>his undertaking so far as relating to the provision of a universal postal service] a statutory undertaking for the purposes of the following enactments, namely,—
- (i) <sup>F84</sup> .....
  - (v) the <sup>M17</sup>Acquisition of Land (Authorisation Procedure) (Scotland) Act 1947;
  - (vi) <sup>F85</sup> .....
  - (vii) section 4 of the <sup>M18</sup>Requisitioned Land and War Works Act 1948;
  - [<sup>F86</sup>(viii) the <sup>M19</sup>Roads Act (Northern Ireland) 1948, as applied by any statutory provision passed or made before the commencement of the <sup>M20</sup>Roads (Northern Ireland) Order 1980]
  - (ix) <sup>F87</sup> .....
  - (x) the National Parks and Access to the <sup>M21</sup>Countryside Act 1949;
    - <sup>F88</sup>(xi) .....
    - (xii) the <sup>M22</sup>Landlord and Tenant Act 1954;
    - (xiii) <sup>F89</sup> .....
    - <sup>F90</sup>(xiv) .....
    - (xv) <sup>F91</sup> .....
    - (xvii) section 11 of the <sup>M23</sup>Land Compensation Act 1961;
    - (xviii) section 3(4) of the <sup>M24</sup>Flood Prevention (Scotland) Act 1961;
    - (xix) <sup>F92</sup> .....
    - (xx) the <sup>M25</sup>Pipe-lines Act 1962;
    - (xxi) section 18 of the <sup>M26</sup>Land Compensation (Scotland) Act 1963;
    - (xxii) Schedules 3 <sup>F93</sup> to the <sup>M27</sup>Harbours Act 1964;
    - <sup>F94</sup>(xxiii) .....
    - (xxiv) section 10(4) of the Highlands and Islands Development (Scotland) Act 1965;
    - <sup>F95</sup>(xxv) .....
    - (xxvi) <sup>F96</sup> .....
    - (xxvii) sections 11(5)(f), 54(6) and 75(4) of, and Schedule 3 to, the <sup>M28</sup>Countryside (Scotland) Act 1967;
    - (xxviii) the <sup>M29</sup>New Towns (Scotland) Act 1968;
    - (xxix) <sup>F97</sup> .....
    - (xxx) section 22 of the <sup>M30</sup>Sewerage (Scotland) Act 1968;
    - (xxxi) <sup>F98</sup> .....
    - (xxxii) <sup>F99</sup> .....
    - (xxxiii) ..... <sup>F100</sup>
    - <sup>F101</sup>(xxxiv) .....
    - [<sup>F102</sup>(xxxv) Section 9 of the Enterprise and New Towns (Scotland) Act 1990.]

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F103  
.....

(2) In the following enactments, namely,—

- (a) .....  
F104
- (b) .....  
F105
- (c) the <sup>M31</sup>Acquisition of Land (Authorisation Procedure) (Scotland) Act 1947;
- (d) .....  
F106
- (e) .....  
F107
- (f) .....  
F108
- (g) .....  
F109
- (h) .....  
F110
- (j) the <sup>M32</sup>Pipe-lines Act 1962;
- (k) Schedules 3 to the <sup>M33</sup>Harbours Act 1964;
- (l) <sup>F111</sup>.....
- (q) .....  
F112
- (r) <sup>F113</sup>.....
- (s)

<sup>F114</sup>“the appropriate Minister” shall, in relation to [<sup>F115</sup>a universal service provider (within the meaning of the Postal Services Act 2000)], mean the Minister.

<sup>F116</sup>(3) .....

(4) In the following enactments, namely,—

- (a) .....  
F117
- (b) .....  
F118
- (c) .....  
F119
- (d) section 13 of the <sup>M34</sup>Pipe-lines Act 1962;
- (e) the [<sup>F120</sup>New Towns Act 1981]
- <sup>F121</sup>(f) .....
- (g) the <sup>M35</sup>New Towns (Scotland) Act 1968;
- (h) (i) <sup>F122</sup>.....
- (j) ..... F123
- <sup>F124</sup>(k) .....

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“operational land” shall, in relation to [<sup>F125</sup>a universal service provider (within the meaning of the Postal Services Act 2000)], mean land of [<sup>F126</sup>his] of any such class as may be specified in regulations made jointly by the Minister and the Minister of Housing and Local Government by statutory instrument (which shall be subject to annulment in pursuance of a resolution of either House of Parliament); and—

- (i) the definition of a class of land for the purposes of regulations made under this sub-paragraph may be framed by reference to any circumstances whatsoever; and
- (ii) if any question arises whether land of [<sup>F127</sup>a universal service provider’s] falls within a class specified in regulations so made, it shall be determined by the Minister.

In the application of this sub-paragraph to Scotland, for the reference to the Minister of Housing and Local Government there shall be substituted a reference to the Secretary of State.

(5) This paragraph shall come into operation on the appointed day.

#### Annotations:

##### Amendments (Textual)

- F81** Words in Sch. 4 para. 93(1) substituted (26.3.2001) by S.I. 2001/1149, art. 3(1), **Sch. 1 para. 26(3)(a)** (with arts. 1(3), 4(11))
- F82** Words in Sch. 4 para. 93(1) substituted (26.3.2001) by S.I. 2001/1149, art. 3(1), **Sch. 1 para. 26(3)(b)** (with arts. 1(3), 4(11))
- F83** Words in Sch. 4 para. 93(1) substituted (26.3.2001) by S.I. 2001/1149, art. 3(1), **Sch. 1 para. 26(3)(c)** (with arts. 1(3), 4(11))
- F84** Para 93(1)(i)(ii) repealed by British Telecommunications Act 1981 (c. 38), **Sch. 6 Pt. I**; para. 93(1)(iii) repealed by Town and Country Planning (Scotland) Act 1972 (c. 52), **Sch. 21 Pt. II**; para. 93(1)(iv) repealed (E.W.) by Acquisition of Land Act 1981 (c. 67), **Sch. 6 Pt. I**
- F85** Para. 93(1)(vi) repealed by Town and Country Planning (Scotland) Act 1972 (c. 52), **Sch. 21 Pt. II**
- F86** Para. 93(1)(viii) substituted by British Telecommunications Act 1981 (c. 38), **Sch. 3 para. 51(11)**
- F87** Para. 93(1)(ix) repealed by Civil Aviation Act 1982 (c. 16), s. 109(3), **Sch. 16**
- F88** Sch. 4 para. 93(1)(xi) repealed (26.3.2001) by S.I. 2001/1149, art. 3(2), **Sch. 2** (with arts. 1(3), 4(11))
- F89** Para. 93(1)(xiii) repealed by Statute Law (Repeals) Act 1977 (c. 18), **Sch. 1 Pt. XIX**
- F90** Sch. 4 para. 93(1)(xiv) repealed (26.3.2001) by S.I. 2001/1149, art. 3(2), **Sch. 2** (with arts. 1(3), 4(11))
- F91** Para. 93(1)(xv) repealed by Highways Act 1980 (c. 66), **Sch. 25**; para. 93(1)(xvi) repealed by Town and Country Planning (Scotland) Act 1972 (c. 52), **Sch. 21 Pt. II**
- F92** Para. 93(1)(xix) repealed by Town and Country Planning Act 1971 (c. 78), **Sch. 23 Pt. II**
- F93** Words repealed by Transport Act 1981 (c. 56), **Sch. 12 Pt. II**
- F94** Sch. 4 para. 93(1)(xxiii) repealed (26.3.2001) by S.I. 2001/1149, art. 3(2), **Sch. 2** (with arts. 1(3), 4(11))
- F95** Sch. 4 para. 93(1)(xxv) repealed (26.3.2001) by S.I. 2001/1149, art. 3(2), **Sch. 2** (with arts. 1(3), 4(11))
- F96** Sch. 4 para. 93(1)(xxvi) repealed (U.K. & Isle of Man)(19.11.1998) by 1998 c. 43, s. 1(1), **Sch. 1 Pt. IV** Group 2
- F97** Para. 93(1)(xxix) repealed by British Telecommunications Act 1981 (c. 38), **Sch. 6 Pt. II**
- F98** Para. 93(1)(xxxi) repealed by Town and Country Planning Act 1971 (c. 78), **Sch. 23 Pt. II**
- F99** Para. 93(1)(xxxii) repealed by Town and Country Planning (Scotland) Act 1972 (c. 52), **Sch. 21 Pt. II**
- F100** Sch. 4 para. 93(1)(xxxiii) repealed by Planning (Consequential Provisions) Act 1990 (c. 11, SIF 123:1, 2), s. 3, **Sch. 1 Pt. I**
- F101** Sch. 4 para. 93(1)(xxxiv) repealed (U.K.)(27.5.1997) by 1997 c. 11, ss. 3, 6(2), **Sch. 1 Pt. I** (with s. 5, Sch. 3)

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- F102** Sch. 4 para. 93(1)(xxxv) added (E.W.S.) by Enterprise and New Towns (Scotland) Act 1990 (c. 35, SIF 64), s. 38(1), **Sch. 4 para. 3**
- F103** Words in Sch. 4 para. 93(1) repealed (U.K.)(27.5.1997) by 1997 c. 11, ss. 3, 6(2), **Sch. 1 Pt. I** (with s. 5, Sch. 3)
- F104** Para. 93(2)(a) repealed by Town and Country Planning (Scotland) Act 1972 (c. 52), **Sch. 21 Pt. II**
- F105** Para. 93(2)(b) (specifying Acquisition of Land (Authorisation Procedure) Act 1946) repealed by virtue of Acquisition of Land Act 1981 (c. 67), **Sch. 6 Pt. I** (expressed as repealing sub-para. (2)(iv) in para. 93)
- F106** Para. 93(2)(d) repealed by Town and Country Planning (Scotland) Act 1972 (c. 52), **Sch. 21 Pt. II**
- F107** Para. 93(2)(e) repealed by Civil Aviation Act 1982 (c. 16), s. 109(3), **Sch. 16**
- F108** Para. 93(2)(f) repealed by S.I. 1976/1775, art. 6(2), **Sch. 4**
- F109** Para. 93(2)(g) repealed by Highway Act 1971 (c. 41), s. 86(2), **Sch. 12**
- F110** Para. 93(2)(h) repealed by Town and Country Planning (Scotland) Act 1972 (c. 52), **Sch. 21 Pt. II**
- F111** Paras. 93(2)(l)–(p) repealed by S.I. 1976/1775, art. 6(2), **Sch. 4**
- F112** Para. 93(2)(q) repealed by Town and Country Planning Act 1971 (c. 78), **Sch. 23 Pt. II**
- F113** Para. 93(2)(r) repealed by Town and Country Planning (Scotland) Act 1972 (c. 52), **Sch. 21 Pt. II**
- F114** Para. 93(2)(s)(t) repealed by S.I. 1976/1775, art. 6(2), **Sch. 4**
- F115** Words in Sch. 4 para. 93(2) substituted (26.3.2001) by S.I. 2001/1149, art. 3(1), **Sch. 1 para. 26(4)** (with arts. 1(3), 4(11))
- F116** Sch. 4 para. 93(3) repealed (U.K. & Isle of Man)(19.11.1998) by 1998 c. 43, s. 1(1), **Sch. 1 Pt. IV Group 2**
- F117** Para. 93(4)(a) repealed by Town and Country Planning (Scotland) Act 1972 (c. 52), **Sch. 21 Pt. II**
- F118** Para. 93(4)(b) repealed by Town and Country Planning (Scotland) Act 1972 (c. 52), **Sch. 21 Pt. II**
- F119** Para. 93(4)(c)(h) repealed by Town and Country Planning Act 1971 (c. 78), **Sch. 23 Pt. II**
- F120** Words substituted by New Towns Act 1981 (c. 64), **Sch. 12 para. 5**
- F121** Sch. 4 para. 93(4)(f) repealed (U.K. & Isle of Man) by 1998 c. 43, s. 1(1), **Sch. 1 Pt. IV Group 2**
- F122** Para. 93(4)(i) repealed by Town and Country Planning (Scotland) Act 1972 (c. 52), **Sch. 21 Pt. II**
- F123** Sch. 4 para. 93(4)(j) repealed by Planning (Consequential Provisions) Act 1990 (c. 11, SIF 123:1, 2), s. 3, **Sch. 1 Pt. I**
- F124** Sch. 4 para. 93(4)(k) repealed (U.K.)(27.5.1997) by 1997 c. 11, ss. 3, 6(2), **Sch. 1 Pt. I** (with s. 5, Sch. 3)
- F125** Words in Sch. 4 para. 93(4) substituted (26.3.2001) by S.I. 2001/1149, art. 3(1), **Sch. 1 para. 26(5)(a)** (with arts. 1(3), 4(11))
- F126** Word in Sch. 4 para. 93(4) substituted (26.3.2001) by S.I. 2001/1149, art. 3(1), **Sch. 1 para. 26(3)(b)** (with arts. 1(3), 4(11))
- F127** Words in Sch. 4 para. 93(4) substituted (26.3.2001) by S.I. 2001/1149, art. 3(1), **Sch. 1 para. 26(5)(c)** (with arts. 1(3), 4(11))

#### Modifications etc. (not altering text)

- C8** Functions of Minister of Housing and Local Government now exercisable by Secretary of State: S.I. 1970/1681, **art. 2**

#### Marginal Citations

- M17** 1947 c. 42.  
**M18** 1948 c. 17.  
**M19** 1948 c. 28 (N.I.)  
**M20** S.I. 1980/1085. (N.I.11)  
**M21** 1949 c. 97.  
**M22** 1954 c. 56.  
**M23** 1961 c. 33.  
**M24** 1961 c. 41.  
**M25** 1962 c. 58.  
**M26** 1963 c. 51.  
**M27** 1964 c. 40.  
**M28** 1967 c. 86.  
**M29** 1968 c. 16.

*SCHEDULE 4 – Adaptations of Enactments and Orders in Council consequential on the Assumption by the new Authority for the Conduct of postal and telegraphic Business of Functions exercised and performed before the appointed Day by the Postmaster General*

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**M30** 1968 c. 47.

**M31** 1947 c. 42.

**M32** 1962 c. 58.

**M33** 1964 c. 40.

**M34** 1962 c. 58.

**M35** 1968 c. 16.

94

F128

**Annotations:**

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**Amendments (Textual)**

**F128** Sch. 4 para. 94 repealed by [British Telecommunications Act 1981 \(c. 38\)](#), **Sch. 6 Pt. 1**

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

- Act repealed in part by 2004 c. 14 Sch. 1 Pt. 17 Group 11(5)
- Blanket Amendment words substituted by 2005 c. 4 Sch. 11 para. 1(2)

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

- s. 139(3A) inserted by 2011 c. 5 Sch. 12 para. 91(3)
- Sch. 4 para. 93(4A) inserted by 2011 c. 5 Sch. 12 para. 92(4)

**Commencement Orders yet to be applied to the Post Office Act 1969**

Commencement Orders bringing legislation that affects this Act into force:

- S.I. 2003/1725 art. 2(1) commences (2002 c. 9)
- S.I. 2007/1181 art. 2 Sch. commences (2000 c. 26)
- S.I. 2009/1604 art. 2 commences (2005 c. 4)
- S.I. 2011/2329 art. 2 3 commences (2011 c. 5)
- S.S.I. 2009/319 art. 2 Sch. 1 commences (2008 asp 5)