

*Status: Point in time view as at 01/02/1991.*

*Changes to legislation: There are currently no known outstanding effects for the British Telecommunications Act 1981, Part II. (See end of Document for details)*

## SCHEDULES

### SCHEDULE 3

#### CONSEQUENTIAL AMENDMENTS

#### PART II

#### PUBLIC GENERAL ENACTMENTS

##### *Enactments relating to telegraphs*

2—6. .... F1

##### **Textual Amendments**

**F1** Sch. 3 paras. 1–8 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, Sch. 7 Pt. I

##### *Enactments relating to the supply of electricity*

7, 8. .... F2

##### **Textual Amendments**

**F2** Sch. 3 paras. 1–8 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, Sch. 7 Pt. I

9 ..... F3

##### **Textual Amendments**

**F3** Sch. 3 para. 9 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, Sch. 7 Pt. II

##### *Enactments relating to statutory undertakers*

10 (1) ..... F4

(2) The Post Office shall cease to be deemed to be statutory undertakers and its undertaking a statutory undertaking for the purposes of the following enactments, namely—

(a) section 20 of the National Parks and Access to the <sup>M1</sup>Countryside Act 1949;

(b) paragraph 6 of Schedule 2 to the <sup>M2</sup>Countryside Act 1968;

(c) ..... F5

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(d) sections 19, 108(2), 117, 199(2) and 202(3) of the <sup>M3</sup>Town and Country Planning (Scotland) Act 1972.

(3) ..... F6

(4) Section 44(1) of the <sup>M4</sup>Local Government (Miscellaneous Provisions) Act 1976 shall have effect as if in the definition of “statutory undertakers” for the words from “the Post Office” to “sewerage” there were substituted the words “ any public authority exercisign functions by virtue of any provisions of sections 14 and 15 of the Water Act 1973 (which relates to sewerage), British Telecommunications and, except in sections 1(4)(a), 3(2)(d) and 4(1) of this Act, the Post Office ”.

(5) ..... F7

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

#### Textual Amendments

- F4** Sch. 3 para. 10(1) repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, **Sch. 4 para. 3(2)(a)**, Sch. 5 para. 45, Sch. 7 Pt. I
- F5** Sch. 3 para. 10(2)(c) repealed by Planning (Consequential Provisions) Act 1990 (c. 11, SIF 123:1, 2), s. 3, **Sch. 1 Pt. I**
- F6** Sch. 3 para. 10(3) repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, **Sch. 7 Pt. I**
- F7** Sch. 3 para. 10(5) repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, **Sch. 4 para. 3(2)(a)**, Sch. 5 para. 45, Sch. 7 Pt. I (and Sch. 3 para. 10(5) is also expressed to be repealed in part (1.1.1993) by New Roads and Street Works Act 1991 (c. 22), s. 168(2), **Sch.9**; (E.W.) S.I. 1992/2984, art. 2(2), **Sch.2**; (S.) S.I. 1992/2990, art. 2(2), **Sch.2**).

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

- C1** The text of Sch. 3 Pt. II para. 10(4) 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

- M1** 1949 c. 97.
- M2** 1968 c. 41.
- M3** 1972 c. 52.
- M4** 1976 c. 57.

11, 12. .... F8

#### Textual Amendments

- F8** Sch. 3 paras. 11–22, 24(1), 25, 26, 28, 30, 32, 35–38 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, **Sch. 7 Pt. I**

#### Other enactments

13—22. .... F9

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**Textual Amendments**

**F9** Sch. 3 paras. 11–22, 24(1), 25, 26, 28, 30, 32, 35–38 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, **Sch. 7 Pt. I**

23 ..... **F10**

**Textual Amendments**

**F10** Sch. 3 para. 23 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, **Sch. 4 para. 3(2)(b)**, Sch. 5 para. 45, Sch. 7 Pt. I

24 (1) ..... **F11**

(2) ..... **F12**

**Textual Amendments**

**F11** Sch. 3 paras. 11–22, 24(1), 25, 26, 28, 30, 32, 35–38 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, **Sch. 7 Pt. I**

**F12** Sch. 3 paras. 24(2), 27 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, **Sch. 7 Pt. I**

25, 26. .... **F13**

**Textual Amendments**

**F13** Sch. 3 paras. 11–22, 24(1), 25, 26, 28, 30, 32, 35–38 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, **Sch. 7 Pt. I**

27 ..... **F14**

**Textual Amendments**

**F14** Sch. 3 paras. 24(2), 27 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, **Sch. 7 Pt. I**

28 ..... **F15**

**Textual Amendments**

**F15** Sch. 3 paras. 11–22, 24(1), 25, 26, 28, 30, 32, 35–38 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, **Sch. 7 Pt. I**

29 ..... **F16**

**Textual Amendments**

**F16** Sch. 3 para. 29 repealed by Civil Aviation Act 1982 (c. 16, SIF 9), **Sch. 16** and expressed to be repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, **Sch. 7 Pt. I**

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30 ..... F17

**Textual Amendments****F17** Sch. 3 paras. 11–22, 24(1), 25, 26, 28, 30, 32, 35–38 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, **Sch. 7 Pt. I**

31 ..... F18

**Textual Amendments****F18** Sch. 3 para. 31 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, **Sch. 4 para. 3(2)(c)**, Sch. 5 para. 45, Sch. 7 Pt. I

32 ..... F19

**Textual Amendments****F19** Sch. 3 paras. 11–22, 24(1), 25, 26, 28, 30, 32, 35–38 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, **Sch. 7 Pt. I**

33 ..... F20

**Textual Amendments****F20** Sch. 3 para. 33 repealed (with saving) by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, Sch. 4 para. 35(2), Sch. 5 para. 45, **Sch. 7 Pt. I** and Housing (Consequential Provisions Act) 1985 (c. 71, SIF 61), s. 5(2), **Sch. 4 para. 12**

34 As from the appointed day, references in subsections (1) and (4) of section 5 of the <sup>M5</sup>Milford Haven Conservancy Act 1958 (powers with respect to dredging, etc.) to a submarine cable placed or maintained by the Post Office shall be construed as including references to such a cable placed or maintained by the Corporation, and the second reference in the said subsection (4) to the Post Office shall be construed as referring to the Corporation.

**Marginal Citations****M5** 1958 c. 23.

35–38. .... F21

**Textual Amendments****F21** Sch. 3 paras. 11–22, 24(1), 25, 26, 28, 30, 32, 35–38 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, **Sch. 7 Pt. I**

39 ..... F22

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**Textual Amendments**

**F22** Sch. 3 para. 39 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, **Sch. 4 para. 3(2)(d)**, Sch. 5 para. 45, Sch. 7 Pt. I

40 ..... **F23**

**Textual Amendments**

**F23** Sch. 3 paras. 40, 41(2) repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, **Sch. 7 Pt. I**

41 (1) ..... **F24**

(2) ..... **F25**

**Textual Amendments**

**F24** Sch. 3 para. 41(1) repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, **Sch. 7 Pt. I**

**F25** Sch. 3 paras. 40, 41(2) repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, **Sch. 7 Pt. I**

42 ..... **F26**

**Textual Amendments**

**F26** Sch. 3 para. 42 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, **Sch. 7 Pt. II**

43 ..... **F27**

**Textual Amendments**

**F27** Sch. 3 para. 43 repealed by New Towns Act 1981 (c. 64, SIF 123:3), **Sch. 13**

44 ..... **F28**

**Textual Amendments**

**F28** Sch. 3 para. 44 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, **Sch. 7 Pt. I**

45 ..... **F29**

**Textual Amendments**

**F29** Sch. 3 para. 45 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, **Sch. 7 Pt. I** and expressed to be repealed (E.W.) by Housing and Building Control Act 1984 (c. 29, SIF 96), s. 61, **Sch. 12 Pt. I**

46 ..... **F30**

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**Textual Amendments**

**F30** Sch. 3 para. 46 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, Sch. 7 Pt. II

47 ..... F31

**Textual Amendments**

**F31** Sch. 3 para. 47 repealed (with saving) by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, Sch. 4 para. 61(2), Sch. 5 para. 45, Sch. 7 Pt. I

48 ..... F32

**Textual Amendments**

**F32** Sch. 3 paras. 48, 51(2)(9), 53–55 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, Sch. 7 Pt. I

49 ..... F33

**Textual Amendments**

**F33** Sch. 3 para. 49 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, Sch. 7 Pt. I

50 ..... F34

**Textual Amendments**

**F34** Sch. 3 para. 50 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, Sch. 4 para. 3(2)(e), Sch. 5 para. 45, Sch. 7 Pt. I

51 (1) Section 7(2) of the 1969 Act (powers of the Post Office) shall have effect as if for the words “the foregoing subsection” in both places where they occur, there were substituted the words “subsection (1) above”.

(2) ..... F35

(3) As from the appointed day, section 37(1) of the 1969 Act (loans by the Secretary of State to the Post Office) shall have effect as if for the words “section 35(1) or (2) of this Act” there were substituted the words “section 73(1) or (2) of the British Telecommunications Act 1981”.

(4) Section 52(4) of the 1969 Act (rating in England and Wales) shall have effect as if for the words from “rateable value” to the end of the subsection there were substituted the words “value which, by virtue of an order under this section or section 19 of the Local Government Act 1974, is shown in a list as the rateable value of any hereditament occupied by the Post Office by any such property as is mentioned in paragraph 5 of Schedule 3 to that Act”.

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- (5) As from the appointed day, section 69(3) of the 1969 Act shall have effect as if for the words “conclusive evidence” there were substituted the words “evidence (and, in Scotland, sufficient evidence)”.
- (6) As from the appointed day, section 80 of the 1969 Act (provision of information to persons holding office under the Crown) shall, except in its application to the Isle of Man and the Channel Islands, have effect as if for the word “telecommunication” there were substituted the word “telepost”.
- (7) Section 86 of the 1969 Act (interpretation of Part III) shall have effect—
- (a) as from the appointed day, as if in subsection (1) in the definition of “accounting year” after the word “means” there were inserted the words “subject to subsection 75(5) of the British Telecommunications Act 1981”; and
  - (b) as if in subsection (4) for the words “section 7(1)(d)” there were substituted the words “section 7(1)(d) or (f)” and, as from the appointed day, as if for the words so substituted there were substituted the words “section 7(1)(c). (d). (e) or (f)”.
- (8) Section 87(1) of the 1969 Act (power of Her Majesty in Council to make necessary provision if the Post Office surrenders privileges as regards the Isle of Man or the Channel Islands) shall have effect as if for the words “section 3 of the Post Office Act 1953” there were substituted the words “section 66(1) of the British Telecommunications Act 1981” and for the words “the said section 3” in both places where they occur, there were substituted the words “the said section 66(1)”.
- (9) ..... F35
- (10) Schedule 1 to the 1969 Act shall have effect as if paragraphs 2(2) and 4(2) (laying before Parliament of statements concerning the terms of appointment of members of the Post Office) and paragraph 11(2), (3) and (5) (provision of information to the Secretary of State concerning the establishment of machinery for negotiation etc. and of information to participants in connection with its operation) were omitted.
- (11) Paragraph 93(1) of Schedule 4 to the 1969 Act (Post Office as statutory undertakers for the purposes of certain enactments) shall have effect as if for head (viii) there were substituted the following head—
- “(viii) the Roads Act (Northern Ireland) 1948, as applied by any statutory provision passed or made before the commencement of the Roads (Northern Ireland) Order 1980”.

**Textual Amendments**

**F35** Sch. 3 paras. 48, 51(2)(9), 53–55 repealed by [Telecommunications Act 1984 \(c. 12, SIF 96\)](#), s. 109, [Sch. 7 Pt. I](#)

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

**C2** The text of Sch. 3 para. 51 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.

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**Textual Amendments**

**F36** Sch. 3 para. 52 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, Sch. 4 para. 3(2)(f), Sch. 5 para. 45, Sch. 7 Pt. I

53—55. . . . . **F37**

**Textual Amendments**

**F37** Sch. 3 paras. 48, 51(2)(9), 53–55 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, Sch. 7 Pt. I

56 . . . . . **F38**

**Textual Amendments**

**F38** Sch. 3 para. 56 repealed by Broadcasting Act 1981 (c. 68, SIF 96), Sch. 9

57 (1) . . . . . **F39**

- (2) As from the appointed day, Schedule 3 to the said Act of 1973 (reserved matters) shall have effect as if—
  - (a) the words “ telecommunications and” were omitted from paragraph 13 of that Schedule ; and
  - (b) after the said paragraph 13 there were inserted the following paragraph—  
“13A Telecommunications.”

**Textual Amendments**

**F39** Sch. 3 paras. 57(1) 61, 62 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, Sch. 7 Pt. II

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

**C3** The text of Sch. 3 para. 57(2) 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.

58—60. . . . . **F40**

**Textual Amendments**

**F40** Sch. 3 paras. 58–60, 64, 65, 67(1), 69, 70, 71, 74—80 repealed by Telecommunications Act 1984 (c.12, SIF 96), s. 109, Sch. 7 Pt. I

61, 62. . . . . **F41**

**Textual Amendments**

**F41** Sch. 3 paras. 57(1) 61, 62 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, Sch. 7 Pt. II



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63 As from the date on which the Treasury first exercise the power conferred on them by section 79(1), Part III of Schedule 1 to the <sup>M6</sup>House of Commons Disqualification Act 1975 and Part III of Schedule 1 to the <sup>M7</sup>Northern Ireland Assembly Disqualification Act 1975 (which specify certain offices all holders of which are disqualified under those Acts) shall each have effect as if at the end of the entry relating to directors of Cable and Wireless Limited there were inserted the words “nominated by a Minister of the Crown or Government department”.

**Marginal Citations**

**M6** 1975 c. 24.

**M7** 1975 c. 25.

64, 65. . . . . F42

**Textual Amendments**

**F42** Sch. 3 paras. 58–60, 64, 65, 67(1), 69, 70, 71, 74—80 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, **Sch. 7 Pt. I**

66 . . . . . F43

**Textual Amendments**

**F43** Sch. 3 para. 66 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, **Sch. 4 para. 3(2)(h)**, Sch. 5 para. 45, Sch. 7 Pt. I

67 (1) . . . . . F44

(2) . . . . . F45

**Textual Amendments**

**F44** Sch. 3 paras. 58–60, 64, 65, 67(1), 69, 70, 71, 74—80 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, **Sch. 7 Pt. I**

**F45** Sch. 3 paras. 67(2), 68 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, **Sch. 7 Pt. I**

68 . . . . . F46

**Textual Amendments**

**F46** Sch. 3 paras. 67(2), 68 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, **Sch. 7 Pt. I**

69—71. . . . . F47

**Textual Amendments**

**F47** Sch. 3 paras. 58–60, 64, 65, 67(1), 69, 70, 71, 74—80 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, **Sch. 7 Pt. I**

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72 ..... F48

#### Textual Amendments

**F48** Sch. 3 para. 72 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, **Sch. 7 Pt. II**

73 (1) ..... F49  
(2) ..... F50  
(3) ..... F51

#### Textual Amendments

**F49** Sch. 3 para. 73(1) repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, **Sch. 7 Pt. I**  
**F50** Sch. 3 para. 73(2) repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, **Sch. 4 para. 3(2)(i)**, Sch. 5 para. 45, Sch. 7 Pt. I  
**F51** Sch. 3 para. 73(3)(4) repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, **Sch. 7 Pt. I**

74—76. .... F52

#### Textual Amendments

**F52** Sch. 3 paras. 58–60, 64, 65, 67(1), 69, 70, 71, 74—80 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, **Sch. 7 Pt. I** (and words in Sch. 3 para. 74(2) are expressed to be substituted (1.1.1993) by New Roads and Street Works Act 1991 (c. 22), s. 168(1), **Sch. 8 Pt. IV para.111**; S.I. 1992/2984, art. 2(2), **Sch.2**; S.I. 1992/2990, art. 2(2), **Sch.2**).

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