
Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to Electricity Act 1989. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details)

F¹ SCHEDULES

SCHEDULE 16

MINOR AND CONSEQUENTIAL AMENDMENTS

Enactments relating to statutory undertakers etc.

- 1 (1) The holder of a licence under section 6(1) of this Act shall be deemed to be a statutory undertaker and his undertaking a statutory undertaking for the purposes of the following enactments, namely—
- (i) section 16 of the ^{M1}Public Health Act 1925;
 - (ii) the ^{M2}Public Health Act 1936;
 - ^{F1}(iii)
 - (iv) Schedule 3 to the ^{M3}Water Act 1945;
 - (v) section 4 of the ^{M4}Requisitioned Land and War Works Act 1948;
 - ^{F2}(vi) the ^{M5}Water Act 1948;]
 - (vii) the National Parks and Access to the ^{M6}Countryside Act 1949;
 - (viii) the ^{M7}Reserve and Auxiliary Forces (Protection of Civil Interests) Act 1951;
 - (ix) the ^{M8}Landlord and Tenant Act 1954;
 - (x) the ^{M9}Opencast Coal Act 1958;
 - ^{F3}(xi)
 - (xii) section 17(10) of the ^{M10}Public Health Act 1961;
 - (xiii) the ^{M11}Pipe-lines Act 1962;
 - (xiv) Schedule 3 to the ^{M12}Harbours Act 1964;
 - (xv) Schedule 6 to the ^{M13}Gas Act 1965;
 - ^{F4}(xvi)
 - (xvii) section 40 of the ^{M14}Forestry Act 1967;
 - (xviii) section 50 of the ^{M15}Agriculture Act 1967;
 - (xix) section 38 of the ^{M16}Countryside (Scotland) Act 1967;
 - (xx) paragraph 6 of Schedule 2 to the ^{M17}Countryside Act 1968;
 - (xxi) section 22 of the ^{M18}Sewerage (Scotland) Act 1968;
 - ^{F5}(xxii)
 - ^{F6}(xxiii)
 - (xxiv)
 - (xxv) sections 51 . . . of the ^{M19}Land Compensation Act 1973;
 - (xxvi) sections 47 ^{F7}. . . of the ^{M20}Land Compensation (Scotland) Act 1973;
 - (xxvii) Part III of the ^{M21}Control of Pollution Act 1974;
 - ^{F8}(xxviii)

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- (xxix) the ^{M22}Welsh Development Agency Act 1975;
- (xxx) sections 15(3) and 26 of the ^{M23}Local Government (Miscellaneous Provisions) Act 1976;
- ^{F9}(xxxix)
- (xxxixii) section 9(3) of the ^{M24}Inner Urban Areas Act 1978;
- (xxxixiii) the ^{M25}Ancient Monuments and Archaeological Areas Act 1979;
- (xxxixiv) [^{F10}Part]XVI of the ^{M26}Local Government, Planning and Land Act 1980;
- (xxxixv) section 53 of the ^{M27}Civil Aviation Act 1982;
- (xxxixvi) section 30 of the ^{M28}Local Government (Miscellaneous Provisions) Act 1982;
- (xxxixvii) section 120 of the ^{M29}Civic Government (Scotland) Act 1982;
- (xxxixviii) section 2(2)(c) of the ^{M30}Cycle Tracks Act 1984;
- (xxxixix) the ^{M31}Building Act 1984;
- ^{F11}(xli)
- (xli) paragraph 11 of Schedule 8 to the ^{M32}Housing (Scotland) Act 1987.
- [^{F12}(xlii) section 9 of the Enterprise and New Towns (Scotland) Act 1990.]
- (2) References in the ^{M33}Landlord and Tenant Act 1927 to a statutory company shall be construed as including references to the holder of a licence under section 6(1) of this Act.
- ^{F13}(3)
- (4) The references in sections 73(11)(c) and 74(11)(b) of the ^{M34}Highways Act 1980 to electricity undertakers shall be construed as references to the holder of a licence under section 6(1)(a) of this Act.
- [(5) The holder of a licence under section 6(1) of this Act shall be deemed to be an excepted undertaker for the purposes of section 6 of the ^{M35}Water Act 1981.]
- (6) Paragraph 23 of Schedule 2 to the ^{M36}Telecommunications Act 1984 (undertakers' works) shall apply to a licence holder for the purposes of any works carried out by him.
- (7) The reference in section 82(4) of the ^{M37}Building Act 1984 (provisions with respect to demolition orders) to a person authorised by an enactment to carry on an undertaking for the supply of electricity shall be construed as a reference to a licence holder.
- (8) A licence holder shall be deemed to be a public undertaker and his undertaking a public undertaking for the purposes of section 125 of, and paragraphs 9 and 10 of Schedule 8 to, the ^{M38}Housing (Scotland) Act 1987.

Annotations:

Amendments (Textual)

- F1** Sch. 16 para. 1(1)(iii) repealed (31.10.1994) by 1994 c. 21, s. 67, **Sch. 11 Pt. II** (with s. 40(7)); S.I. 1994/2553, **art. 2**
- F2** Sch. 16 para. 1(1)(vi) and (5) repealed (E.W.) (01.12.1991) by **Water Consolidation (Consequential Provisions) Act 1991** (c. 60, SIF 130), ss. 3(1), 4(2), **Sch. 3 Pt. I**.

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- F3** Sch. 16 para. 1(1)(xi) repealed (S.) (24.12.2010) by Flood Risk Management (Scotland) Act 2009 (asp 6), s. 97(1), **Sch. 3 para. 5** (with s. 91); S.S.I. 2010/401, art. 3(h)
- F4** Sch. 16 para. 1(1)(xvi) repealed by Enterprise and New Towns (Scotland) Act 1990 (c. 35, SIF 64), s. 38(2), **Sch. 5 Pt. III**
- F5** Sch. 16 para. 1(1)(xxii)(xxiv) and words in para. 1(1)(xxv) repealed by Planning (Consequential Provisions) Act 1990 (c. 11, SIF 123:1, 2), s. 3, **Sch. 1 Pt. I**
- F6** Sch. 16 para. 1(1)(xxiii) repealed (27.5.1997) by 1997 c. 11 ss. 3, 6(2), Sch. 1 Pt. I (with s. 5, Sch. 3)
- F7** Words in Sch. 16 para. 1(1)(xxvi) repealed (27.5.1997) by 1997 c. 11, ss. 3, 6(2), **Sch. 1 Pt. I** (with s. 5, Sch. 3)
- F8** Sch. 16 para. 1(1)(xxviii), para. 3(2)(f) repealed by Enterprise and New Towns (Scotland) Act 1990 (c. 35, SIF 64), s. 38(2), **Sch. 5 Pt. I**
- F9** Sch. 16 para. 1(1)(xxxi) repealed (1.10.1998) by 1998 c. 38, s. 152, **Sch. 18 Pt. IV** (with ss. 137(1), 139(2), 141(1), 143(2)); S.I. 1998/2244, **art. 4**
- F10** Words in Sch. 16 para. 1(1)(xxxiv) substituted (1.10.1998) by 1998 c. 38, s. 135(2)(b) (with ss. 139(2), 143(2)); S.I. 1998/2244, **art. 4**
- F11** Sch. 16 para. 1(1)(xl) repealed (6.4.2006 for E., 16.6.2006 for W.) by Housing Act 2004 (c. 34), s. 270(4)(5)(f), **Sch. 16**; S.I. 2006/1060, art. 2(1)(e) (with Sch.); S.I. 2006/1535, art. 2(c) (with Sch.)
- F12** Sch. 16 para. 1(1)(xlii) added by Enterprise and New Towns (Scotland) Act 1990 (c. 35, SIF 64), s. 38(1), **Sch. 4 para. 17(a)**
- F13** Sch. 16 para. 1(3) repealed (14.11.2005) by Civil Contingencies Act 2004 (c. 36), s. 34(1), **Sch. 3**; S.I. 2005/2040, art. 3(r)

Marginal Citations

- M1** 1925 c. 71.
M2 1936 c. 49.
M3 1945 c. 42.
M4 1948 c. 17.
M5 1948 c. 22.
M6 1949 c. 97.
M7 1951 c. 65.
M8 1954 c. 56.
M9 1958 c. 69.
M10 1961 c. 64.
M11 1962 c. 58.
M12 1964 c. 40.
M13 1965 c. 36.
M14 1967 c. 10.
M15 1967 c. 22.
M16 1967 c. 86.
M17 1968 c. 41.
M18 1968 c. 47.
M19 1973 c. 26.
M20 1973 c. 56.
M21 1974 c. 40.
M22 1975 c. 70.
M23 1976 c. 57.
M24 1978 c. 50.
M25 1979 c. 46.
M26 1980 c. 65.
M27 1982 c. 16.
M28 1982 c. 30.
M29 1982 c. 45.
M30 1984 c. 38.

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- M31** 1984 c. 55.
- M32** 1987 c. 27.
- M33** 1927 c. 36.
- M34** 1980 c. 66.
- M35** 1981 c. 12.
- M36** 1984 c. 12.
- M37** 1984 c. 55.
- M38** 1987 c. 26.

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Changes and effects yet to be applied to :

- Sch. 16 para. 1(1)(xvii) repealed by 2018 asp 8 sch. 2
- Sch. 16 para. 1(6) words substituted by 2017 c. 30 Sch. 3 para. 28

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. 3B(3)(b)(ba) substituted for s. 3B(3)(b) by S.I. 2014/631 Sch. 1 para. 5(2)
- s. 10F(9A)(9B) inserted by S.I. 2014/3333 reg. 3(3)
- s. 10I(10) inserted by S.I. 2014/3333 reg. 3(4)
- s. 10O(5) substituted by S.I. 2017/493 reg. 3
- s. 11A(4)(b)(iii)(iv) substituted for s. 11A(4)(b)(iii) by S.I. 2014/631 Sch. 1 para. 5(5)(b)
- s. 11D(2A) inserted by 2013 c. 24 Sch. 6 para. 32(4)
- s. 11E(2)(d) and word inserted by 2013 c. 32 s. 138(5)(b)(iii)
- s. 11AA inserted by 2018 c. 14 s. 13(3)
- s. 19(3A) inserted by 2015 c. 7 s. 52(2)(b)
- s. 23(1D) inserted by 2015 c. 7 s. 52(6)(b)
- s. 23(1ZA) inserted by 2015 c. 7 s. 52(6)(a)
- s. 23(2A) inserted by 2015 c. 7 s. 52(6)(c)
- s. 25(4A) (4B) inserted by 2013 c. 24 Sch. 14 para. 5(3)
- s. 27A(2) (2A) substituted for s. 27A(2) by 2013 c. 24 Sch. 14 para. 6
- s. 27A(7)(c)(d) substituted for s. 27A(7)(c) by S.I. 2014/631 Sch. 1 para. 5(8)(b)
- s. 32L(1)(b)(ba) substituted for s. 32L(1)(b) by S.I. 2014/631 Sch. 1 para. 5(9)
- s. 32M words inserted by 2016 c. 20 s. 80(3)(b)
- s. 32M(1) word substituted by 2016 c. 20 s. 80(3)(a)
- s. 32M(1) word substituted by 2016 c. 20 s. 81(3)(a)
- s. 32M(7) word substituted by 2016 c. 20 s. 81(3)(b)
- s. 32LC inserted by 2016 c. 20 s. 79(1)
- s. 32LD-32LL inserted by 2016 c. 20 s. 80(2)
- s. 32LM inserted by 2016 c. 20 s. 81(2)
- s. 36(1D)(1E) inserted by 2016 c. 20 s. 78
- s. 36(2)(c)(d) inserted by 2017 c. 4 s. 39(9)(c)
- s. 36(8A)(8B) inserted by 2017 c. 4 Sch. 6 para. 47
- s. 36(10)(11) inserted by 2017 c. 4 s. 39(11)
- s. 36C(5A) inserted by 2017 c. 4 Sch. 6 para. 48
- s. 36C(6) words inserted by 2017 c. 4 s. 39(12)(a)(i)
- s. 36C(6) words inserted by 2017 c. 4 s. 39(12)(a)(ii)
- s. 36C(6) words inserted by 2017 c. 4 s. 39(12)(b)
- s. 36C(6) words inserted by 2017 c. 4 s. 39(12)(c)
- s. 36C(6) words inserted by 2017 c. 4 s. 39(12)(d)
- s. 36D excluded by S.I. 2015/374 art. 4(4)
- s. 36D 36E inserted by S.I. 2015/374 art. 4(2)
- s. 37(2A)-(2C) inserted by 2017 c. 4 s. 42(3)
- s. 41B inserted by 2011 c. 16 s. 69
- s. 41AA inserted by 2016 c. 11 s. 59(5)
- s. 41BA inserted by 2016 c. 11 s. 59(6)
- s. 42AA(1)(a)(iii) inserted by 2011 c. 16 Sch. 1 para. 5(2)(b)
- s. 42AA(1A) inserted by S.I. 2014/631 Sch. 1 para. 5(13)(b)
- s. 43(2C) inserted by S.I. 2014/892 Sch. 1 para. 65(5)

- s. 43(5A) inserted by S.I. 2014/892 Sch. 1 para. 65(10)
- s. 44A inserted by 1992 c. 43 s. 23
- s. 44A(6)(b)(i) words substituted by 2013 c. 22 Sch. 9 para. 52
- s. 44A(6)(b)(i) words substituted by 2013 c. 22 Sch. 9 para. 52
- s. 47ZA repealed by S.I. 2014/2043 reg. 88
- s. 56B(7) inserted by 2013 c. 24 Sch. 6 para. 38(4)
- s. 56C(6)(d) and word inserted by 2013 c. 32 s. 138(5)(d)(ii)
- s. 56CB(1A) inserted by S.I. 2014/892 Sch. 1 para. 68(3)
- s. 56CB(2)(aa) inserted by S.I. 2014/892 Sch. 1 para. 68(4)(b)
- s. 62(1B) inserted by S.I. 2018/644 art. 24(3)
- s. 62(6) inserted by S.I. 2018/644 art. 24(4)
- s. 63(5) inserted by S.I. 2017/524 Sch. 5 para. 22(b)
- s. 106(1B) inserted by 2017 c. 4 Sch. 6 para. 49(a)
- s. 106(2A) inserted by 2017 c. 4 Sch. 6 para. 49(b)
- s. 262 modified by S.I. 2015/318 art. 6(2)
- Sch. 4 para. 10(1A) inserted by 2016 c. 22 Sch. 14 para. 18
- Sch. 5A para. 2(1A) inserted by 2018 c. 14 s. 13(4)
- Sch. 5B inserted by 2015 c. 7 s. 52(3)
- Sch. 6A para. 9B inserted by S.I. 2017/493 reg. 6(3)
- Sch. 6A para. 4(e)(v) words substituted by S.I. 2017/493 reg. 6(2)
- Sch. 7 para. 12(5)(a)(aa) substituted for Sch. 7 para. 12(5)(a) by S.I. 2014/631 Sch. 1 para. 5(22)
- Sch. 8 para. 5B excluded by S.I. 2015/374 art. 4(4)
- Sch. 8 para. 8(1A) inserted by 2017 c. 4 Sch. 6 para. 50(3)
- Sch. 8 para. 5B 5C inserted by S.I. 2015/374 art. 4(3)