

*Changes to legislation: There are currently no known outstanding effects for the Digital Economy Act 2017, Cross Heading: Apparatus, works etc. (See end of Document for details)*

## SCHEDULES

### SCHEDULE 2

#### THE ELECTRONIC COMMUNICATIONS CODE: TRANSITIONAL PROVISION

##### *Apparatus, works etc*

- 8 (1) Paragraphs 9 to 14 of the existing code (rights in relation to street works, flying lines, tidal waters, linear obstacles) continue to apply in relation to anything in the process of being done when the new code comes into force.
- (2) Apparatus lawfully installed under any of those provisions (before or after the time when the new code comes into force) is to be treated as installed under the corresponding provision of the new code if it could have been installed under that provision if the provision had been in force or applied to its installation.
- (3) The corresponding provisions are—
- (a) Part 7 (transport land rights), in relation to paragraph 12 of the existing code;
  - (b) Part 8 (street work rights), in relation to paragraph 9 of the existing code;
  - (c) Part 9 (tidal water rights), in relation to paragraph 11 of the existing code;
  - (d) paragraph 74 (power to fly lines), in relation to paragraph 10 of the existing code.

##### Commencement Information

**11** Sch. 2 para. 8 in force at 28.12.2017 by S.I. 2017/1286, reg. 2(c)

- 9 Any agreement given in accordance with paragraph 26(3) of the existing code for the purposes of paragraph 11(2) of that code has effect for the purposes of paragraph 64 of the new code as if given in accordance with paragraph 104 of that code.

##### Commencement Information

**12** Sch. 2 para. 9 in force at 28.12.2017 by S.I. 2017/1286, reg. 2(c)

- 10 Any agreement that has effect under paragraph 15 of the existing code and that would be sufficient for the purpose of doing anything wholly inside a sewer if that paragraph continued in force is sufficient for that purpose under paragraph 102(2) of the new code.

##### Commencement Information

**13** Sch. 2 para. 10 in force at 28.12.2017 by S.I. 2017/1286, reg. 2(c)

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