

### SCHEDULE 3

#### TRANSITORY AND TRANSITIONAL PROVISIONS

##### *Provisions relating to Part V*

**3.**—(1) Where, immediately before 1st March 2000, the number, in respect of a particular line, allocated to a subscriber who is an individual, was listed in the record kept under regulation 9(4)(a) of the Telecommunications (Data Protection and Privacy) (Direct Marketing) Regulations 1998<sup>(1)</sup> by reason only of regulation 10(5) of those Regulations<sup>(2)</sup>, then, for the purposes of regulation 25(4)(a) of these Regulations, that subscriber shall, as respects that line, be deemed to have notified the Director as mentioned in the said regulation 25(4)(a), and that notification may be withdrawn by him as though it were a notification actually given.

(2) The reference in regulation 27(4) to the record kept under paragraph (4) of the regulation in question, that is to say regulation 23 or 25, shall be construed, in relation to a time before 1st March 2000, as a reference to the record kept under paragraph (4) of the corresponding regulation of the Telecommunications (Data Protection and Privacy) (Direct Marketing) Regulations 1998, that is to say regulation 7 or 9 thereof.

(3) The provisions of this paragraph are without prejudice to those of section 17(2) of the Interpretation Act 1978<sup>(3)</sup>.

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(1) S.I.1998/3170.

(2) Regulation 10(5) is inserted by regulation 3(2) of these Regulations and Part I of Schedule 1 thereto.

(3) 1978 c. 30. Section 17(2) is applied to subordinate legislation by section 23(1).