

**Changes to legislation:** There are currently no known outstanding effects for the High Speed Rail (West Midlands - Crewe) Act 2021, Paragraph 32. (See end of Document for details)

## SCHEDULES

### SCHEDULE 32

#### PROTECTIVE PROVISIONS

#### PART 3

##### ELECTRONIC COMMUNICATIONS CODE NETWORKS

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

- C1** Sch. 32 Pt. 3: functions transferred (3.5.2023) by The Secretaries of State for Energy Security and Net Zero, for Science, Innovation and Technology, for Business and Trade, and for Culture, Media and Sport and the Transfer of Functions (National Security and Investment Act 2021 etc) Order 2023 (S.I. 2023/424), arts. 1(2), **9(6)** (with art. 17)

- 32 (1) The following provisions of this Part have effect, unless otherwise agreed in writing between the nominated undertaker, or the Secretary of State as the case may be, and an operator of an electronic communications code network.

- (2) In this Part—

“alternative apparatus” means apparatus provided in replacement of electronic communications apparatus in connection with the construction of the authorised works;

“the appropriate Ministers” means the Secretary of State for Transport and [<sup>F1</sup>the Secretary of State for Science, Innovation and Technology] acting jointly;

“the authorised works” means the works authorised by this Act;

“construction” includes installation (and “construct” is to be construed accordingly);

“electronic communications code” means the code set out in Schedule 3A to the Communications Act 2003;

“operator”, “electronic communications apparatus”, and “electronic communications code network” have the meaning given by paragraph 1(1) of Schedule 17 to the Communications Act 2003.

###### Textual Amendments

- F1** Words in Sch. 32 para. 32(2) substituted (3.5.2023) by The Secretaries of State for Energy Security and Net Zero, for Science, Innovation and Technology, for Business and Trade, and for Culture, Media and Sport and the Transfer of Functions (National Security and Investment Act 2021 etc) Order 2023 (S.I. 2023/424), art. 1(2), **Sch. para. 20(3)(d)** (with art. 17)

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