

SCHEDULES

SCHEDULE 32

PROTECTIVE PROVISIONS

PART 3

ELECTRONIC COMMUNICATIONS CODE NETWORKS

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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)

- 33 (1) Subject to sub-paragraph (2), Part 10 of the electronic communications code applies for the purposes of the authorised works.
- (2) Parts 6 and 10 of the electronic communications code do not apply for the purposes of the authorised works—
- (a) insofar as such works are regulated by the New Roads and Street Works Act 1991 or any regulation made under that Act,
 - (b) where the nominated undertaker exercises a right under subsection (4)(b) of section 272 of TCPA 1990 or under an order made under that section to remove electronic communications apparatus, or
 - (c) in respect of any matter regulated by sub-paragraphs (3) to (8) of paragraph 35.

Changes to legislation:

There are currently no known outstanding effects for the High Speed Rail (West Midlands - Crewe) Act 2021, Paragraph 33.