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Changes to legislation: There are currently no known outstanding effects for the Post Office Act 1969, Paragraph 93. (See end of Document for details)

SCHEDULES

SCHEDULE 4

ADAPTATIONS OF ENACTMENTS AND ORDERS IN COUNCIL CONSEQUENTIAL ON THE ASSUMPTION BY THE NEW AUTHORITY FOR THE CONDUCT OF POSTAL AND TELEGRAPHIC BUSINESS OF FUNCTIONS EXERCISED AND PERFORMED BEFORE THE APPOINTED DAY BY THE POSTMASTER GENERAL

PART II

ADAPTATIONS OF PUBLIC GENERAL ENACTMENTS

Adaptations of other Enactments

- 93 (1) The authority shall be deemed to be statutory undertakers and its undertaking a statutory undertaking for the purposes of the following enactments, namely,—
- (i) ^{F1}
 - (v) the ^{M1}Acquisition of Land (Authorisation Procedure) (Scotland) Act 1947;
 - (vi) ^{F2}
 - (vii) section 4 of the ^{M2}Requisitioned Land and War Works Act 1948;
 - [^{F3}(viii) the ^{M3}Roads Act (Northern Ireland) 1948, as applied by any statutory provision passed or made before the commencement of the ^{M4}Roads (Northern Ireland) Order 1980]
 - (ix) ^{F4}
 - (x) the National Parks and Access to the ^{M5}Countryside Act 1949;
 - (xi) the ^{M6}Reserve and Auxiliary Forces (Protection of Civil Interests) Act 1951;
 - (xii) the ^{M7}Landlord and Tenant Act 1954;
 - (xiii) ^{F5}
 - (xiv) section 39(6)(b) of the ^{M8}Opencast Coal Act 1958;
 - (xv) ^{F6}
 - (xvii) section 11 of the ^{M9}Land Compensation Act 1961;
 - (xviii) section 3(4) of the ^{M10}Flood Prevention (Scotland) Act 1961;
 - (xix) ^{F7}
 - (xx) the ^{M11}Pipe-lines Act 1962;
 - (xxi) section 18 of the ^{M12}Land Compensation (Scotland) Act 1963;
 - (xxii) Schedules 3 ^{F8} to the ^{M13}Harbours Act 1964;
 - (xxiii) Schedule 6 to the ^{M14}Gas Act 1965;

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- [^{F9}(xxiv) section 10(4) of the Highlands and Islands Development (Scotland) Act 1965;]
- (xxv) the [^{F10}New Towns Act 1981]
- (xxvi) sections 14(2), 15(2), 35(3), 58 and 89(6) of the ^{M15}Land Commission Act 1967;
- (xxvii) sections 11(5)(f), 54(6) and 75(4) of, and Schedule 3 to, the ^{M16}Countryside (Scotland) Act 1967;
- (xxviii) the ^{M17}New Towns (Scotland) Act 1968;
- (xxix) ^{F11}
- (xxx) section 22 of the ^{M18}Sewerage (Scotland) Act 1968;
- (xxx1) ^{F12}
- (xxxii) ^{F13}
- (xxxiii) ^{F14}
- [^{F15}(xxxiv) sections 19, 37, 45, 46, 108(2), 117, 118, 119, 138, 154(3), 170, 171, 172, 175, 181, 195(6), 199(2), 202(3), 205, [^{F16}205A] 212, 214 to 230, 233(7), 242 and 266(6)(b) of, and Schedules 8 and 9, paragraphs 1 to 3 of Schedule 17, and Schedule 18 to, the ^{M19}Town and Country Planning (Scotland) Act 1972]
- [^{F17}(xxxv) Section 9 of the Enterprise and New Towns (Scotland) Act 1990.]

[^{F18}Subject to this exception, namely, that in relation to Scotland it shall not be so deemed for the purposes of section 271 of the Town and Country Planning Act 1990, as applied by section 13 of the Opencast Coal Act 1958].

- (2) In the following enactments, namely,—
- (a) ^{F19}
 - (b) ^{F20}
 - (c) the ^{M20}Acquisition of Land (Authorisation Procedure) (Scotland) Act 1947;
 - (d) ^{F21}
 - (e) ^{F22}
 - (f) ^{F23}
 - (g) ^{F24}
 - (h) ^{F25}
 - (j) the ^{M21}Pipe-lines Act 1962;
 - (k) Schedules 3 ^{F8} to the ^{M22}Harbours Act 1964;
 - (l) ^{F26}
 - (q) ^{F27}
 - (r) ^{F28}
 - (s)

^{F29}“the appropriate Minister” shall, in relation to the authority, mean the Minister.

- (3) The ^{M23}Land Commission Act 1967 shall have effect as if, in subsection (3) of section 58 thereof in its application to the authority, for the words from “the Minister who” to the end of the subsection, and in subsection (6) of section 89 thereof, in

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its application to the authority, for the words from “the appropriate Minister” to the end of the subsection, there were substituted the words “the Minister of Posts and Telecommunications”.

(4) In the following enactments, namely,—

- (a) ^{F30}
- (b) ^{F31}
- (c) ^{F32}
- (d) section 13 of the ^{M24}Pipe-lines Act 1962;
- (e) the [^{F10}New Towns Act 1981]
- (f) section 58 of the ^{M25}Land Commission Act 1967;
- (g) the ^{M26}New Towns (Scotland) Act 1968;
- (h) ^{F32}(i) ^{F33}
- (j) ^{F34}
- ^{F35}(k) sections 138 (3), 154(3) and 214 to 230 of, a ^{F33}nd Schedule 8 to, the ^{M27}Town and Country Planning (Scotland) Act 1972];

“operational land” shall, in relation to the authority, mean land of its of any such class as may be specified in regulations made jointly by the Minister and the Minister of Housing and Local Government by statutory instrument (which shall be subject to annulment in pursuance of a resolution of either House of Parliament); and—act checked this far

- (i) the definition of a class of land for the purposes of regulations made under this sub-paragraph may be framed by reference to any circumstances whatsoever; and
- (ii) if any question arises whether land of the authority’s falls within a class specified in regulations so made, it shall be determined by the Minister.

In the application of this sub-paragraph to Scotland, for the reference to the Minister of Housing and Local Government there shall be substituted a reference to the Secretary of State.

(5) This paragraph shall come into operation on the appointed day.

Textual Amendments

- F1** Para 93(1)(i)(ii) repealed by British Telecommunications Act 1981 (c. 38), **Sch. 6 Pt. I**; para. 93(1)(iii) repealed by Town and Country Planning (Scotland) Act 1972 (c. 52), **Sch. 21 Pt. II**; para. 93(1)(iv) repealed (E.W.) by Acquisition of Land Act 1981 (c. 67), **Sch. 6 Pt. I**
- F2** Para. 93(1)(vi) repealed by Town and Country Planning (Scotland) Act 1972 (c. 52), **Sch. 21 Pt. II**
- F3** Para. 93(1)(viii) substituted by British Telecommunications Act 1981 (c. 38), **Sch. 3 para. 51(11)**
- F4** Para. 93(1)(ix) repealed by Civil Aviation Act 1982 (c. 16), s. 109(3), **Sch. 16**
- F5** Para. 93(1)(xiii) repealed by Statute Law (Repeals) Act 1977 (c. 18), **Sch. 1 Pt. XIX**
- F6** Para. 93(1)(xv) repealed by Highways Act 1980 (c. 66), **Sch. 25**; para. 93(1)(xvi) repealed by Town and Country Planning (Scotland) Act 1972 (c. 52), **Sch. 21 Pt. II**
- F7** Para. 93(1)(xix) repealed by Town and Country Planning Act 1971 (c. 78), **Sch. 23 Pt. II**
- F8** Words repealed by Transport Act 1981 (c. 56), **Sch. 12 Pt. II**
- F9** Sch. 4 para. 93(1)(xxiv) repealed (E.W.S.) by Enterprise and New Towns (Scotland) Act 1990 (c. 35, SIF 64), s. 38(2), **Sch. 5 Pt. III**

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- F10** Words substituted by **New Towns Act 1981 (c. 64), Sch. 12 para. 5**
- F11** Para. 93(1)(xxix) repealed by **British Telecommunications Act 1981 (c. 38), Sch. 6 Pt. II**
- F12** Para. 93(1)(xxxi) repealed by **Town and Country Planning Act 1971 (c. 78), Sch. 23 Pt. II**
- F13** Para. 93(1)(xxxii) repealed by **Town and Country Planning (Scotland) Act 1972 (c. 52), Sch. 21 Pt. II**
- F14** Sch. 4 para. 93(1)(xxxiii) repealed by **Planning (Consequential Provisions) Act 1990 (c. 11, SIF 123:1, 2), s. 3, Sch. 1 Pt. I**
- F15** Para. 93(1)(xxxiv) inserted by **Town and Country Planning (Scotland) Act 1972 (c. 52), Sch. 21 Pt. II**
- F16** Words inserted by **Local Government (Miscellaneous Provisions) (Scotland) Act 1981 (c. 23), Sch. 3 para. 13**
- F17** Sch. 4 para. 93(1)(xxxv) added (E.W.S.) by **Enterprise and New Towns (Scotland) Act 1990 (c. 35, SIF 64), s. 38(1), Sch. 4 para. 3**
- F18** Words substituted by **Planning (Consequential Provisions) Act 1990 (c. 11, SIF 123:1, 2), s. 4, Sch. 2 para. 24(2)**
- F19** Para. 93(2)(a) repealed by **Town and Country Planning (Scotland) Act 1972 (c. 52), Sch. 21 Pt. II**
- F20** Para. 93(2)(b) (specifying Acquisition of Land (Authorisation Procedure) Act 1946) repealed by virtue of **Acquisition of Land Act 1981 (c. 67), Sch. 6 Pt. I** (expressed as repealing sub-para. (2)(iv) in para. 93)
- F21** Para. 93(2)(d) repealed by **Town and Country Planning (Scotland) Act 1972 (c. 52), Sch. 21 Pt. II**
- F22** Para. 93(2)(e) repealed by **Civil Aviation Act 1982 (c. 16), s. 109(3), Sch. 16**
- F23** Para. 93(2)(f) repealed by **S.I. 1976/1775, art. 6(2), Sch. 4**
- F24** Para. 93(2)(g) repealed by **Highway Act 1971 (c. 41), s. 86(2), Sch. 12**
- F25** Para. 93(2)(h) repealed by **Town and Country Planning (Scotland) Act 1972 (c. 52), Sch. 21 Pt. II**
- F26** Paras. 93(2)(l)–(p) repealed by **S.I. 1976/1775, art. 6(2), Sch. 4**
- F27** Para. 93(2)(q) repealed by **Town and Country Planning Act 1971 (c. 78), Sch. 23 Pt. II**
- F28** Para. 93(2)(r) repealed by **Town and Country Planning (Scotland) Act 1972 (c. 52), Sch. 21 Pt. II**
- F29** Para. 93(2)(s)(t) repealed by **S.I. 1976/1775, art. 6(2), Sch. 4**
- F30** Para. 93(4)(a) repealed by **Town and Country Planning (Scotland) Act 1972 (c. 52), Sch. 21 Pt. II**
- F31** Para. 93(4)(b) repealed by **Town and Country Planning (Scotland) Act 1972 (c. 52), Sch. 21 Pt. II**
- F32** Para. 93(4)(c)(h) repealed by **Town and Country Planning Act 1971 (c. 78), Sch. 23 Pt. II**
- F33** Para. 93(4)(i) repealed by **Town and Country Planning (Scotland) Act 1972 (c. 52), Sch. 21 Pt. II**
- F34** Sch. 4 para. 93(4)(j) repealed by **Planning (Consequential Provisions) Act 1990 (c. 11, SIF 123:1, 2), s. 3, Sch. 1 Pt. I**
- F35** Para. 93(4)(k) inserted by **Town and Country Planning (Scotland) Act 1972 (c. 52), Sch. 21 Pt. II**

Modifications etc. (not altering text)

- C1** Functions of Minister of Housing and Local Government now exercisable by Secretary of State: **S.I. 1970/1681, art. 2**

Marginal Citations

- M1** 1947 c. 42.
- M2** 1948 c. 17.
- M3** 1948 c. 28 (N.I.)
- M4** S.I. 1980/1085. (N.I.11)
- M5** 1949 c. 97.
- M6** 1951 c. 65.
- M7** 1954 c. 56.
- M8** 1958 c. 69.
- M9** 1961 c. 33.
- M10** 1961 c. 41.
- M11** 1962 c. 58.
- M12** 1963 c. 51.
- M13** 1964 c. 40.
- M14** 1965 c. 36.
- M15** 1967 c. 1.

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- M16** 1967 c. 86.
- M17** 1968 c. 16.
- M18** 1968 c. 47.
- M19** 1972 c. 52.
- M20** 1947 c. 42.
- M21** 1962 c. 58.
- M22** 1964 c. 40.
- M23** 1967 c. 1.
- M24** 1962 c. 58.
- M25** 1967 c. 1.
- M26** 1968 c. 16.
- M27** 1972 c. 52.

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