Status: Point in time view as at 01/04/1996.

Changes to legislation: There are currently no known outstanding effects for the Post Office Act 1969, Part II. (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 Enactments relating to the Post

2 (1) With reference to any point of time after the beginning of the appointed day, any reference in the provisions of the MI Post Office Act 1953 (hereafter in this paragraph referred to as the "principal Act") specified in the following table to the Post Office (except in the expression "an officer of the Post Office") shall be construed as referring to the authority, and any reference in those provisions to an officer of the Post Office shall be construed as referring to a person engaged in the business of the authority.

TABLE

Provision	Subject-matter
	F1
Section 16	Application of customs Acts to postal packets.
Section 22	Issuing money orders with fraudulent intent.
Section 24	Arrangements with other countries as to money orders.
Section 25	Outward bound ships.
Section 26	Inward bound ships and aircraft.
Section 27	Owners' letters.
Section 28	Retention of postal packets after delivery of part thereof to Post Office.
Section 32	Penalty for opening of mail-bag by master or commander of ship or aircraft.

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

[F2	[F2
Section 33]	Power to require provision of regular mailtrains.]
[F2	[F2
Section 34]	Additional provisions as to regular mailtrains.]
[F2	[F2
Section 38]	Conveyance of mail-bags by railway otherwise than as part of regular mail-train services.]
[F2	[F2
Section 41]	Offences relating to conveyance of mails by railway.]
[F2	[F2
Section 42]	Conveyance of mail-bags on ships usedby railway undertakers.]
Section 45	Additional provisions as to conveyance of mail-bags by public service vehicles.
Section 53	Unlawfully taking away or opening mailbags.
Section 55	Fraudulent retention of mail-bag or postal packet.
Section 57	Stealing, embezzlement, destruction, &c., by officer of the Post Office of postal packet.
Section 58	Opening or delaying of postal packets by officers of the Post Office.
Section 65	Obstruction and molestation of officers of the Post Office.
Section 76	Recovery of sums from officers of the Post Office.
Section 79	Surrender of clothing by officer of the Post Office on ceasing to be officer.
Section 90	Prosecution of offences in the Isle of Man.

⁽²⁾ Section 8(3) of the principal Act (mode of dealing with packets posted in contravention of the Act or of regulations thereunder) shall, as from the appointed day, have effect as if, for the references to regulations made under the Act, there were substituted references to the provisions of a scheme made under section 28 of this Act and as if, for the reference to the Postmaster General, there were substituted a reference to the authority.

Status: Point in time view as at 01/04/1996.

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

- (3) As from the appointed day, section 11 of the principal Act (prohibition on sending by post certain articles) shall have effect as if,—
 - (a) in subsection (1)(a), for the reference to the Postmaster General, there were substituted a reference to the authority, and, for the reference to an officer of the Post Office, there were substituted a reference to a person engaged in the business of the authority; and
 - (b) in subsection (4), for the reference to detention in the Post Office, there were substituted a reference to detention by the authority and, for the reference to any regulations having effect by virtue of that section, there were substituted a reference to any provisions of a scheme made under section 28 of this Act.
- (4) As from the appointed day, subsection (2) of section 16 of the principal Act (application of customs Acts to postal packets) shall have effect with the substitution, for the reference to the Postmaster General, of a reference to the Minister; but the Minister shall not make a recommendation under that subsection to the Treasury except after consultation with the authority.
- (5) Duties [F3(whether of customs or excise) charged on imported goods] or other charges payable in respect of packets to which the said section 16 applies (whether payable to the authority or to any other postal administration) may be recovered by the authority in any court of competent jurisdiction as if they were simple contract debts, and, in any proceedings for the recovery of any charges so payable, a certificate of the authority of the amount thereof shall be evidence (and, in Scotland, sufficient evidence) of that fact.
 - In the application of this sub-paragraph to Scotland the words "as if they were simple contract debts" shall be omitted.
- (6) As from the appointed day, section 17 of the principal Act (power to detain postal packets containing contraband) shall have effect with the substitution, for the reference to the Postmaster General, of a reference to the authority.
- (7) As from the appointed day, section 19(1) and (2) of the principal Act (Post Office mark evidence of amount of postage, &c.) shall have effect as if references to the Post Office and the Postmaster General included references to the authority, and section 19(3) of that Act shall have effect as if, for the reference to a certificate signed by or on behalf of the Postmaster General, there were substituted a reference to a certificate of the authority.
- (8) Section 21(3) of the principal Act (protection of bankers collecting postal orders) shall, as from the appointed day, have effect as if, after the words "Postmaster General", there were inserted the words "or the authority established by section 6 of the Post Office Act 1969".
- (9) References in sections 22 and 23 of the principal Act (issuing money orders with fraudulent intent and forgery and stealing of money orders) to a money order shall, as from the appointed day, be construed as including references to a postal order.
- (10) As from the appointed day, section 24 of the principal Act shall have effect as if, for the reference to the Postmaster General, there were substituted a reference to the authority, as if, for the words "money orders", there were substituted the words "orders for the payment of money" and as if the words "and subject to any prescribed modifications", the words "within the meaning of those sections" and the proviso were omitted.

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

- [F4(11)] References in sections 50 and 51 of the principal Act (extension of postal facilities and accommodation) to the Postmaster General shall, as from the appointed day, be construed as referring to the authority.]
 - (12) With reference to any point of time after the beginning of the appointed day, the reference in section 56 of the principal Act (criminal diversion of letters from the addressee) to a person not in the employment of the Postmaster General shall be construed as referring to a person not engaged in the business of the authority.
 - (13) With reference to any point of time after the beginning of the appointed day, the reference in section 61 of the principal Act (prohibition of affixing placards, notices, &c., on post office letter boxes, &c.) to the Postmaster General shall be construed as referring to the authority.
 - (14) References in section 62 of the principal Act (prohibition of imitation of post office stamps, envelopes, forms and marks) and section 64 of that Act (prohibition of false notices as to reception of letters, &c.) to the Postmaster General shall, as from the appointed day, be construed as referring to the authority.
 - (15) As from the appointed day, section 63 of the principal Act (prohibition of fictitious postage stamps) shall have effect as if, in subsection (1), for the words from the beginning to "prescribed", there were substituted the words "Except for such purposes as may be approved by the Post Office in writing and in accordance with such (if any) conditions as may be attached to the approval, a person shall not".

(16)																							F
(10)			•	•	•	•	•	•	•	•	•		•	•	•	٠	•	•	•	•	•	•	

- (17) As from the appointed day, section 72(1) of the principal Act (evidence of thing being a postal packet) shall have effect as if, for the reference to an article's having been accepted on behalf of the Postmaster General for transmission by post, there were substituted a reference to its having been accepted on behalf of him or the authority for transmission by post.
- (18) As from the appointed day, section 72(3) of the principal Act (application in certain proceedings of section 27(4) of the M2Theft Act 1968, and evidence of employment of a vessel, vehicle or aircraft by or under the Post Office for the transmission of postal packets under contract) shall have effect as if, for the reference to a vessel, vehicle or aircraft having been at any time employed by or under the Post Office, there were substituted a reference to its having been at any time employed by or under the Post Office or the authority.
- (19) As from the appointed day section 78(1) of the principal Act (provisions as to post office letter boxes) shall have effect as if, for the reference to the Postmaster General, there were substituted a reference to the authority; and section 78(2) of that Act shall have effect as if the reference to a certificate signed by or on behalf of the Postmaster General included a reference to a certificate of the authority and, for the reference to the permission or authority of the Postmaster General, there were substituted a reference to the permission or authority of the Postmaster General or the authority.
- (20) The reference in section 79(1) of the principal Act to the Postmaster General shall, as from the appointed day, be construed as referring to the authority.
- (21) As from the appointed day, the definition of "parcel" in section 87(1) of the principal Act (interpretation) shall have effect as if, for the reference to regulations, there were

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substituted a reference to the provisions of a scheme made under section 28 of this Act.

- (22) As from the appointed day, the definition of "post office letter box" in section 87(1) of the principal Act shall have effect as if, after the words "the Postmaster General", in both places where they occur, there were inserted the words "or the authority established by section 6 of the Post Office Act 1969".
- (23) As from the appointed day, the reference, in the definition of "the purposes of the Post Office" in section 87(1) of the principal Act, to the execution of any duties for the time being undertaken by the Postmaster General or any of his officers shall be construed as including a reference to the exercise or performance of any powers or duties conferred or imposed by, or by virtue of, this Act on the authority; and any provision to which that definition is relevant (whether contained in the principal Act or any other Act) shall be construed accordingly.
- (24) As from the appointed day, the reference in section 87(2)(b) of the principal Act (delivery of postal packet to an officer of the Post Office to be delivery to a post office) to delivery to an officer of the Post Office shall be construed as a reference to delivery to an officer of the Post Office or to a person engaged in the business of the authority.
- (25) As from the appointed day, "postage", in the principal Act, shall, unless the context otherwise requires, mean postage chargeable by the authority.

Textual Amendments

- F1 Entry repealed by British Telecommunications Act 1981 (c. 38, SIF 96), Sch. 6 Pt. I
- F2 Entries in Sch. 4 para. 2(1) repealed (1.4.1994) by 1993 c. 43, ss. 152(3), Sch. 14; S.I. 1994/571, art. 5
- F3 Words substituted by Customs and Excise Management Act 1979 (c. 2), Sch. 4 para. 12 Table Pt. I
- F4 Sch. 4 para. 11 repealed (E.W.S.) by Energy Act 1983 (c. 25, SIF 44:1), Sch. 4 Pt. I
- F5 Sch. 4 para. 2(16) repealed by British Telecommunications Act 1981 (c. 38), Sch. 6 Pt. II

Modifications etc. (not altering text)

C1 The text of Sch. 4 paras. 2(8)(10)(15)(22), 14 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

Marginal Citations

- M1 1953 c. 36.
- M2 1968 c. 60.
- As from the appointed day, section 1 of the M3Recorded Delivery Service Act 1962 shall have effect as if the reference in subsection (6) thereof (which provides that that section is not to be construed as authorising the sending by that service of anything which, under the M4Post Office Act 1953 or any instrument thereunder, is not allowed to be so sent) to any instrument under the Post Office Act 1953 included a reference to a scheme under section 28 of this Act, and section 1 of the M5Recorded Delivery Service Act (Northern Ireland) 1963 shall have effect as if the reference in subsection (5) thereof to such an instrument included a reference to such a scheme.

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

Marg M3 M4 M5	rinal Citations 1962 c. 27. 1953 c. 36. 1963 c. 5 (N.I.)
4	Adaptations of Enactments relating to Telegraphs
Textu F6	sal Amendments Sch. 4 para. 4 repealed by Statute Law (Repeals) Act 1986 (c. 12), s. 1(1), Sch. 1 Pt. I
5, 6.	
Textu F7	ral Amendments Sch. 4 paras. 5, 6, 8, 10, 16–19 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, Sch. 7 Pt. I
7	F8
Textu F8	ral Amendments Sch. 4 paras. 7, 9 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, Sch. 7 Pt. I
8	Adaptations of Enactments relating to the Supply of Electricity F9
Textu F9	tal Amendments Sch. 4 paras. 5, 6, 8, 10, 16–19 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, Sch. 7 Pt. I
9	F10
Textu F10	ral Amendments Sch. 4 paras. 7, 9 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, Sch. 7 Pt. I
10	FII
Textu F11	tal Amendments Sch. 4 paras. 5, 6, 8, 10, 16–19 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, Sch. 7 Pt. I

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

[F1211] As from the appointed day, references to a private generating station in section 11 of the M6Electricity (Supply) Act 1919 (restrictions on the establishment of new generating stations) shall be construed as including references to a generating station (within the meaning of that Act) for the generation of electricity for use wholly or mainly for the purposes of the authority's undertaking.]

Textual Amendments F12 Sch. 4 para. 11 repealed (E.W.S.) by Energy Act 1983 (c. 25, SIF 44:1), Sch. 4 Pt. I Marginal Citations M6 1919 c. 100.

12, 13 F13

Textual Amendments

F13 Sch. 4 paras. 12, 13 repealed by Electricity (Northern Ireland) Order 1972 and S.I. 1972/1072 (N.I. 9), Sch. 7

Adaptations of other Enactments

As from the appointed day section 11 of the M7 Juries Act 1862 and section 22 of the M8 Juries Act (Ireland) 1871 (summoning of jurors by post) shall each have effect as if, for the words from "under such regulations" to the words "the postmaster shall" there were substituted the words "the postmaster, upon receipt of the fee (if any) exigible for so doing, shall".

Modifications etc. (not altering text)

C2 The text of Sch. 4 paras. 2(8)(10)(15)(22), 14 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

Marginal Citations

M7 1862 c. 107. **M8** 1871 c. 65.

15 F1

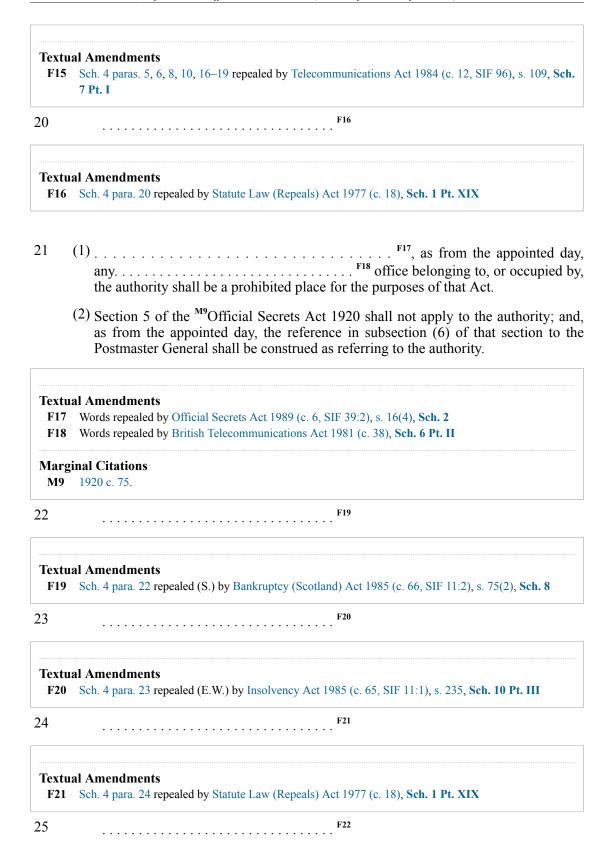
Textual Amendments

F14 Sch. 4 para. 15 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, Sch. 7 Pt. I

16—19. F15

Status: Point in time view as at 01/04/1996.

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



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

Textual Amendments

F22 Sch. 4 para. 25 repealed by Northern Ireland Constitution Act 1973 (c. 36), Sch. 6 Pt. II

26 F23

Textual Amendments

F23 Sch. 4 paras. 26, 28, 29 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, Sch. 7 Pt. I

The reference to the Postmaster General in section 79(3) of the M10 Land Registration Act 1925 (return to the Chief Land Registrar of letters marked outside "Her Majesty's Land Registry" and addressed to persons who cannot be found) shall, as from the appointed day, be construed as referring to the authority.

Modifications etc. (not altering text)

C3 The text of Sch. 4 paras. 27, 30, 33, 54, 55, 56, 73, Sch. 5 para. 3 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

Marginal Citations

M10 1925 c. 21.

28, 29. F24

Textual Amendments

F24 Sch. 4 paras. 26, 28, 29 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, Sch. 7 Pt. I

As from the appointed day, section 2(2)(e) of the MIIExecution of Diligence (Scotland) Act 1926 (execution of arrestment or charge by registered letter) shall have effect as if, for the words from "Postmaster" to "1908", there were substituted the words "Post Office in pursuance of any provision contained in a scheme made under section 28 of the Post Office Act 1969".

Modifications etc. (not altering text)

The text of Sch. 4 paras. 27, 30, 33, 54, 55, 56, 73, Sch. 5 para. 3 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

Marginal Citations

M11 1926 c. 16.

31 F25

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

Textual Amendments

F25 Sch. 4 para. 31 repealed by Consumer Credit Act 1974 (c. 39, SIF 60), s. 192, Sch. 5 Pt. I

32 F26

Textual Amendments

F26 Sch. 4 para. 32 repealed by Land Drainage Act 1976 (c. 70), Sch. 8

- 33 (1) As from the appointed day, references to the Postmaster General in subsections (1) and (2) of section 2 of the M12 Motor Vehicles and Road Traffic Act (Northern Ireland) 1930 (conveyance of mails by public service vehicles) shall be construed as referring to the authority.
 - (2) As from the appointed day, references to an officer of the Post Office in the said subsection (1) shall be construed as referring to a person engaged in the business of the authority.

Modifications etc. (not altering text)

C5 The text of Sch. 4 paras. 27, 30, 33, 54, 55, 56, 73, Sch. 5 para. 3 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

Marginal Citations

M12 1930 c. 24(N.I.).

34 F2

Textual Amendments

F27 Sch. 4 para. 34repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, Sch. 7 Pt. I

35 F26

Textual Amendments

F28 Sch. 4 para. 35 repealed by Solicitors (Northern Ireland) Order 1976 and S.I. 1976/582 (N.I. 12), Sch. 3

- 36 (1) As from the appointed day, the authority shall be deemed to be public utility undertakers and its undertaking a public utility undertaking for the purposes of the provisions of the M13Civil Defence Act 1939, F29
 - (2) As from the appointed day, in the M14 said Act of 1939 the expression "the appropriate department" shall, in relation to the authority, mean the Minister.

Post Office Act 1969 (c. 48)

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 Document Generated: 2024-05-30

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11

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

	al Amendments Words repealed by Statute Law (Repeals) Act 1976 (c. 16), Sch. 1 Pt. V
Margi	inal Citations
M13	1939 c. 31.
M14	1939 c. 31.
37	F30
Textu	al Amendments
F30	Sch. 4 para. 37 repealed by Town and Country Planning (Scotland) Act 1972 (c. 52), Sch. 23
38	F31
Textu	al Amendments
F31	Sch. 4 paras. 38, 45 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, Sch. 7 Pt. I
39, 40.	. F32
Textus F32	al Amendments Sch. 4 paras. 34, 39, 40, 43 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, Sch. 7 Pt. I
41	As from the appointed day, references to Post Office business in proviso (ii) t section 19 (Sunday employment) and in section 33 (application to Post Offic business) of the M15 Shops Act (Northern Ireland) 1946 shall be construed a referring to business of any of the kinds that the authority carry on.
_	inal Citations 1946 c. 7 (N.I.)
42	F33
,	
Textus F33	al Amendments Sch. 4 para. 42 repealed by Town and Country Planning (Scotland) Act 1972 (c. 52), Sch. 23
43	F34
Textua F34	al Amendments Sch. 4 paras. 34, 39, 40, 43 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, Sch. 7 Pt. I

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

44	F35
	al Amendments Sch. 4 para. 44 repealed by S.I. 1980/1085 (N.I. 11), Sch. 9
45	F36
	al Amendments Sch. 4 paras. 38, 45repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, Sch. 7 Pt. I
46	F37
Textu	al Amendments Sch. 4 para. 46 repealed by Civil Aviation Act 1982 (c. 16), s. 109(3), Sch. 16
47	F38
F38 48 Textu	Al Amendments Sch. 4 para. 47 repealed by Representation of the People Act 1983 (c. 2, SIF 42), s. 206, Sch. 9 Pt. II F39 al Amendments
F39 49	Sch. 4 para. 48 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, Sch. 7 Pt. I F40
Textue F40	al Amendments Sch. 4 para. 49 repealed by Statute Law (Repeals) Act 1986 (c. 12), s. 1(1), Sch. 1 Pt. VII F41
Textu	al Amendments Sch. 4 para. 50 repealed by Statute Law (Repeals) Act 1977 (c. 18), Sch. 1 Pt. XIX
^{F42} 51	
Textu	al Amendments Sch. 4 para. 51 repealed (1.1.1996) by 1994 c. 40, s. 81, Sch. 17; S.I. 1995/2835, art. 2
52	F43

Post Office Act 1969 (c. 48)

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

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

Textual Amendments

F43 Sch. 4 para. 52 repealed by Drainage (Northern Ireland) Order 1973 and S.I. 1973/69 (N.I. 1), Sch. 10

53 F44

Textual Amendments

F44 Sch. 4 para. 53 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, **Sch. 7 Pt. I** and expressed to be repealed by Cable and Broadcasting Act 1984 (c. 46, SIF 96), **Sch. 6**

As from the appointed day, references in section 6 of the M16Local Government (Miscellaneous Provisions) Act 1953 (supplementary provisions as to omnibus shelters, &c.) to the Postmaster General shall be construed as referring to the authority.

Modifications etc. (not altering text)

C6 The text of Sch. 4 paras. 27, 30, 33, 54, 55, 56, 73, Sch. 5 para. 3 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

Marginal Citations

M16 1953 c. 26.

As from the appointed day, the reference to the Post Office in section 12(3)(b) of the M17Criminal Justice Act (Northern Ireland) 1953 (evidence by certificate) shall be construed as including a reference to the authority.

Modifications etc. (not altering text)

C7 The text of Sch. 4 paras. 27, 30, 33, 54, 55, 56, 73, Sch. 5 para. 3 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

Marginal Citations

M17 1953 c. 14 (N.I.).

As from the appointed day, the reference to the Post Office in section 7(5) of the M18 Juries Act (Northern Ireland) 1953 (service of jurors' summonses) shall be construed as referring to the authority.

Modifications etc. (not altering text)

C8 The text of Sch. 4 paras. 27, 30, 33, 54, 55, 56, 73, Sch. 5 para. 3 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

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

Marginal Citations M18 1953 c. 19 (N.I.).	
57	F45

Textual Amendments
F45 Sch. 4 para. 57 repealed by Solicitors (Amendment) Act 1974 (c. 26), Sch. 3 Pt. II

58 F40

Textual Amendments

F46 Sch. 4 paras. 58, 61 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, Sch. 7 Pt. I

- (1) Where any work proposed to be done on or after the appointed day by [F47 the Northern Ireland Housing Executive] in pursuance of a clearance or demolition order or a re-development scheme made by them under [F48 the M19 Housing (Northern Ireland) Order 1981] involves, or is likely to involve, an alteration in a telegraphic line belonging to, or used by, the authority, paragraphs (1) to (8) of section 7 of the M20 Telegraph Act 1878 shall apply to the alteration and accordingly shall have effect, subject to any necessary modifications, as if references therein to undertakers included references to IF47 the Northern Ireland Housing Executive].
 - (2) Where, in pursuance of an order under section 22 of the Housing of the M21Working Classes Act 1890, section 14 of the M22Housing Act (Northern Ireland) 1961, [F49Article 51 of the Housing (Northern Ireland) Order 1981] or section 25 of the M23New Towns Act (Northern Ireland) 1965, that comes into operation on or after the appointed day, a public right of way over land is extinguished and, immediately before the day on which the order comes into operation, there is under, in, on, over, along or across the land a telegraphic line of the authority's, the authority shall have the same powers in respect of the line as if the order had not come into operation; but, if a person entitled to land over which the right of way subsisted requires that the line should be altered, paragraphs (1) to (8) of the said section 7 shall apply to the alteration and accordingly shall have effect, subject to any necessary modifications, as if references therein to undertakers included references to the person by whom the alteration is required.
 - (3) In this paragraph ^{F50}"telegraphic line" and "alteration" have the same meanings as in the ^{M24}Telegraph Act 1878.

Textual Amendments

- F47 Words substituted by virtue of S.R. & O. (N.I.) 1973/256, art. 3, Sch. 2
- **F48** Words substituted by S.I. 1981/156 (N.I.3), **Sch. 11 Pt. II**
- **F49** Words inserted by S.I. 1981/156 (N.I.3), Sch. 11 Pt. II
- F50 Words repealed by S.R. & O. (N.I.) 1973/256, art. 3, Sch. 2

Marginal Citations

M19 S.I. 1981/156 (N.I.3).

Post Office Act 1969 (c. 48)

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

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

M20 1878 c. 76. **M21** 1890 c. 70. M22 1961 c. 12 (N.I.) **M23** 1965 c. 13 (N.I.) M24 1878 c. 76. 60 **Textual Amendments F51** Sch. 4 para. 60 repealed by S.I. 1973/69 (N.I. 1), Sch. 10 61 **Textual Amendments** F52 Sch. 4 paras. 58, 61 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, Sch. 7 Pt. I 62—64. **Textual Amendments** F53 Sch. 4 paras. 62–64 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, Sch. 7 Pt. I 65 **Textual Amendments F54** Sch. 4 para. 65 repealed by Highways Act 1980 (c. 66), **Sch. 25** 66 **Textual Amendments** F55 Sch. 4 para. 66 repealed by Mental Health (Amendment) Act 1982 (c. 51, SIF 85), Sch. 4 Pt. I I^{F56}67 As from the appointed day, section 7(1) of the M25Payment of Wages Act 1960

As from the appointed day, section 7(1) of the M25 Payment of Wages Act 1960 (interpretation) shall have effect as if, for the definitions of "money order" and "postal order", there were substituted the following definitions:—

""money order" means a money order issued by the Postmaster General or the Post Office and "postal order" means a postal order so issued".]

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Textual Amendments
F56 Sch. 4 para. 67 repealed (E.W.S.) by Wages Act 1986 (c. 48, SIF 43:2), s. 33(5), Sch. 5 Pt. III

Marginal Citations
M25 1960 c. 37.
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Status: Point in time view as at 01/04/1996.

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

68 F57

Textual Amendments

F57 Sch. 4 paras. 68, 72 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, Sch. 7 Pt. I

69 F58

Textual Amendments

F58 Sch. 4 para. 69 repealed by Highways Act 1980 (c. 66), **Sch. 25**

As from the appointed day, Schedule 4 to the M26Public Health Act 1961 (which specifies, in relation to buildings of certain descriptions, the persons who are to be appropriate authorities for the purposes of the provisions of that Act relating to the attachment of street lights to buildings) shall have effect as if the following were added at the end thereof:—

"A building owned by the Post Office The Minister of Posts and Telecommunications".

Modifications etc. (not altering text)

C9 The text of Sch. 4 paras. 27, 30, 33, 54, 55, 56, 73, Sch. 5 para. 3 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

Marginal Citations

M26 1961 c. 64.

71 F5

Textual Amendments

F59 Sch. 4 para. 71 repealed by Town and Country Planning Act 1971 (c. 78), s. 292(2), Sch. 25

72 F60

Textual Amendments

F60 Sch. 4 paras. 68, 72 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, Sch. 7 Pt. I

As from the appointed day, the references to the Postmaster General in section 53 of the M27Electoral Law Act (Northern Ireland) 1962 (transmission of election addresses) shall be construed as referring to the authority.

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

Modifi	ications	etc. ((not	alter	ing	text)
C10	creat a second	CO	1 4		07 1	20 22

C10 The text of Sch. 4 paras. 27, 30, 33, 54, 55, 56, 73, Sch. 5 para. 3 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

Marginal Citations

M27 1962 c. 14 (N.I.).

74 F61

Textual Amendments

F61 Sch. 4 para. 74 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, Sch. 7 Pt. I

75 F6

Textual Amendments

F62 Sch. 4 para. 75 repealed by S.I.1980/1085 (N.I. 11), **Sch. 9**

76 F63

Textual Amendments

F63 Sch. 4 para. 76 repealed by Airports Authority Act 1975 (c. 78), Sch. 6

[F6477 As from the appointed day, the reference in section 1(4) of the M28 Criminal Evidence Act 1965 to the Post Office shall be construed as including a reference to the authority.]

Textual Amendments

F64 Sch. 4 para. 77 repealed (E.W.) by Police and Criminal Evidence Act 1984 (c. 60, SIF 95), Sch. 7 Pt. III

Modifications etc. (not altering text)

C11 The text of Sch. 4 paras. 77, 80 and 82 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and, except as specified, does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

Marginal Citations

M28 1965 c. 20

78 F65

Textual Amendments

F65 Sch. 4 para. 78 repealed by British Telecommunications Act 1981 (c. 38), Sch. 6 Pt. II and New Towns Act 1981 (c. 64), s. 81, Sch. 13

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79 **Textual Amendments** F66 Sch. 4 para. 79 repealed by British Telecommunications Act 1981 (c. 38), Sch. 6 Pt. II [F6780 As from the appointed day, the Schedule to the M29 Building Control Act 1966 (which specifies bodies in the case of which work carried out by them is exempt from control under that Act) shall have effect as if, at the end thereof, there were added a reference to the authority. **Textual Amendments** F67 Sch. 4 para. 80 repealed (E.W.) by Housing and Building Control Act 1984 (c. 29, SIF 61), Sch. 12 Pt. I **Modifications etc. (not altering text)** C12 The text of Sch. 4 paras. 77, 80 and 82 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and, except as specified, does not reflect any amendments or repeals which may have been made prior to 1.2.1991. **Marginal Citations** M29 1966 c. 27. 81 **Textual Amendments** F68 Sch. 4 para. 81 repealed by British Telecommunications Act 1981 (c. 38), Sch. 6 Pt. I F6982 **Textual Amendments F69** Sch. 4 para. 82 repealed (5.11.1993) by 1993 c. 50, s. 1(1), **Sch. 1 Pt. IX** Gp. 2. (1) F70 83 (3) In the proviso to section [F71]F7233(4) of the M30Housing (Scotland) Act 1974][[^{F72}paragraph 9(4) of Schedule 8 to the Housing (Scotland) Act 1987], the

Textual Amendments

(Scotland) Act 1966]

(4) F74

F70 Sch. 4 para. 83(1)(2) repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, Sch. 7 Pt. I

expression "apparatus" shall, in relation to the authority, be construed generally and shall not be limited by the definition thereof in section 208(1) of [F73] Housing

F71 Words substituted by Housing (Scotland) Act 1974 (c. 45), Sch. 3 para. 33(c)

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

- F72 Words commencing "paragraph 9(4)" substituted (S.) for words commencing "33(4)" by Housing (Scotland) Act 1987 (c. 26, SIF 61), s. 339, Sch. 23 para. 15(c)
- F73 Words substituted by Housing (Scotland) Act 1969 (c. 34), Sch. 6 para. 48(c)
- F74 Sch. 4 para. 83(4) repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, Sch. 7 Pt. I

Marginal Citations

M30 1974 c. 45.

M31 1966 c. 49.

89

As from the appointed day, paragraph 45(e) of Schedule 4 to the M32Land Commission Act 1967 shall have effect as if the reference to expenditure which has been or is to be met directly or indirectly by a government department did not include expenditure incurred by the Postmaster General in relation to land in the case of which an interest therein vests in the Post Office by virtue of section 16 of this Act.

	1967 c. 1.
85	F75
Textu	al Amendments
F75	Sch. 4 paras. 85, 86 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, Sch. 7 Pt. I
86	F76
	sal Amendments Sch. 4 para. 86 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, Sch. 7 Pt. I
87	F77
87	ral Amendments
87 Textu	
87 Textu	al Amendments

Status: Point in time view as at 01/04/1996.

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

Textual Amendments

F79 Sch. 4 para. 89 repealed by Planning (Consequential Provisions) Act 1990 (c. 11, SIF 123:1, 2), s. 3, Sch. 1 Pt. I

As from the appointed day, the authority shall be deemed to be a public utility undertaking for the purposes of section 1 of the M33Local Government and Roads Act (Northern Ireland) 1968.

Marginal Citations M33 1968 c. 30 (N.I.)

^{F80}91

Textual Amendments

F80 Sch. 4 para. 91 repealed (5.11.1993) by 1993 c. 50, s. 1(1), **Sch. 1 Pt. XV** Gp. 1

- 92 (1) As from the appointed day, [F81 section 212(1) of the M34 Town and Country Planning (Scotland) Act 1972] shall, in relation to the authority, have effect with the substitution, for the reference to [F81 section 211 of that Act], of a reference to paragraph 93(4) below.
 - (2) [F81The said section 212] shall not apply to land in the case of which an interest therein of the Postmaster General vests in the authority by virtue of section 16 of this Act.
 - (3) F82

Textual Amendments

- F81 Words substituted by Town and Country Planning (Scotland) Act 1972 (c. 52), Sch. 21 Pt. II
- F82 Sch. 4 para. 92(3) repealed by Town and Country Planning (Scotland) Act 1972 (c. 52), s. 277(2), Sch. 23

Marginal Citations

M34 1972 c. 52.

- 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) F83.....
 - (v) the M35 Acquisition of Land (Authorisation Procedure) (Scotland) Act 1947;
 - (vi) ^{F84}.....
 - (vii) section 4 of the M36Requisitioned Land and War Works Act 1948;
 - [F85(viii) the M37Roads Act (Northern Ireland) 1948, as applied by any statutory provision passed or made before the commencement of the M38Roads (Northern Ireland) Order 1980]

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

(ix) F86	
(x) the Nati	ional Parks and Access to the M39 Countryside Act 1949;
	the $^{M40}\mbox{Reserve}$ and Auxiliary Forces (Protection of Civil Interests) Act 1951;
(xii)	the M41Landlord and Tenant Act 1954;
(xiii)	F87
	section 39(6)(b) of the M42Opencast Coal Act 1958;
(xv ^{F88}	
	section 11 of the M43Land Compensation Act 1961;
	section 3(4) of the M44Flood Prevention (Scotland) Act 1961;
` ′	the M45Pipe-lines Act 1962;
	section 18 of the M46Land Compensation (Scotland) Act 1963;
	Schedules 3 ^{F90} to the ^{M47} Harbours Act 1964;
	Schedule 6 to the M48Gas Act 1965;
	section 10(4) of the Highlands and Islands Development (Scotland) Act 1965;]
(xxv)	the [F92New Towns Act 1981]
(xxvi)	sections 14(2), 15(2), 35(3), 58 and 89(6) of the M49 Land Commission Act 1967;
(xxvii)	sections $11(5)(f)$, $54(6)$ and $75(4)$ of, and Schedule 3 to, the M50 Countryside (Scotland) Act 1967;
(xxviii)	the M51 New Towns (Scotland) Act 1968;
(xxix)	F93
(xxx)	section 22 of the M52 Sewerage (Scotland) Act 1968;
(XXXI F94	
(XXXII F95	
(xxxiii)	F96
[^{F97} (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, [F98205A] 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 M53 Town and Country Planning (Scotland) Act 1972]
[^{F99} (xxxv)	Section 9 of the Enterprise and New Towns (Scotland) Act 1990.]
deemed for the p	his exception, namely, that in relation to Scotland it shall not be so purposes of section 271 of the Town and Country Planning Act 1990, ction 13 of the Opencast Coal Act 1958].
(2) In the following	enactments, namely,—
(a F101	

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(b F102	
(c)	the M54 Acquisition of Land (Authorisation Procedure) (Scotland) Act 1947;
(d F103	
(e F104	
(f F105	
(g F106	
(h F107	
(j)	the M55Pipe-lines Act 1962;
(k)	Schedules 3 ^{F90} to the ^{M56} Harbours Act 1964;
(1 F108	
(q F109	
(r F110	
(s)	
F111"the	appropriate Minister" shall, in relation to the authority, mean the Minister.
section who" to its appl end of	Land Commission Act 1967 shall have effect as if, in subsection (3) of 58 thereof in its application to the authority, for the words from "the Minister of the end of the subsection, and in subsection (6) of section 89 thereof, in ication to the authority, for the words from "the appropriate Minister" to the the subsection, there were substituted the words "the Minister of Posts and mmunications".
(4) In the f	following enactments, namely,—
(a F112	
(b F113	
(C F114	
(d)	section 13 of the M58 Pipe-lines Act 1962;
(e)	the [F92New Towns Act 1981]
(f)	section 58 of the M59 Land Commission Act 1967;
(g)	the M60 New Towns (Scotland) Act 1968;
(h)	F114(i · · · · · · · · · · · · · · · · · · ·
	(j)
	[F117(k) sections 138 (3), 154(3) and 214 to 230 of, a F115nd Schedule 8 to, the M61Town and Country Planning (Scotland) Act 1972];

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"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

- F83 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
- F84 Para. 93(1)(vi) repealed by Town and Country Planning (Scotland) Act 1972 (c. 52), Sch. 21 Pt. II
- F85 Para, 93(1)(viii) substituted by British Telecommunications Act 1981 (c. 38), Sch. 3 para, 51(11)
- F86 Para. 93(1)(ix) repealed by Civil Aviation Act 1982 (c. 16), s. 109(3), Sch. 16
- F87 Para. 93(1)(xiii) repealed by Statute Law (Repeals) Act 1977 (c. 18), Sch. 1 Pt. XIX
- F88 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
- F89 Para. 93(1)(xix) repealed by Town and Country Planning Act 1971 (c. 78), Sch. 23 Pt. II
- F90 Words repealed by Transport Act 1981 (c. 56), Sch. 12 Pt. II
- F91 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
- F92 Words substituted by New Towns Act 1981 (c. 64), Sch. 12 para. 5
- F93 Para. 93(1)(xxix) repealed by British Telecommunications Act 1981 (c. 38), Sch. 6 Pt. II
- F94 Para. 93(1)(xxxi) repealed by Town and Country Planning Act 1971 (c. 78), Sch. 23 Pt. II
- F95 Para. 93(1)(xxxii) repealed by Town and Country Planning (Scotland) Act 1972 (c. 52), Sch. 21 Pt. II
- F96 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
- F97 Para. 93(1)(xxxiv) inserted by Town and Country Planning (Scotland) Act 1972 (c. 52), Sch. 21 Pt. II
- F98 Words inserted by Local Government (Miscellaneous Provisions) (Scotland) Act 1981 (c. 23), Sch. 3 para. 13
- F99 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
- F100 Words substituted by Planning (Consequential Provisions) Act 1990 (c. 11, SIF 123:1, 2), s. 4, Sch. 2 para. 24(2)
- F101 Para. 93(2)(a) repealed by Town and Country Planning (Scotland) Act 1972 (c. 52), Sch. 21 Pt. II
- F102 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)
- F103 Para. 93(2)(d) repealed by Town and Country Planning (Scotland) Act 1972 (c. 52), Sch. 21 Pt. II
- F104 Para. 93(2)(e) repealed by Civil Aviation Act 1982 (c. 16), s. 109(3), Sch. 16
- F105 Para. 93(2)(f) repealed by S.I. 1976/1775, art. 6(2), Sch. 4

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F106 Para. 93(2)(g) repealed by Highway Act 1971 (c. 41), s. 86(2), Sch. 12
 F107 Para. 93(2)(h) repealed by Town and Country Planning (Scotland) Act 1972 (c. 52), Sch. 21 Pt. II
 F108 Paras. 93(2)(l)–(p) repealed by S.I. 1976/1775, art. 6(2), Sch. 4
 F109 Para, 93(2)(q) repealed by Town and Country Planning Act 1971 (c, 78), Sch. 23 Pt. II
 F110 Para. 93(2)(r) repealed by Town and Country Planning (Scotland) Act 1972 (c. 52), Sch. 21 Pt. II
 F111 Para. 93(2)(s)(t) repealed by S.I. 1976/1775, art. 6(2), Sch. 4
 F112 Para. 93(4)(a) repealed by Town and Country Planning (Scotland) Act 1972 (c. 52), Sch. 21 Pt. II
 F113 Para. 93(4)(b) repealed by Town and Country Planning (Scotland) Act 1972 (c. 52), Sch. 21 Pt. II
 F114 Para. 93(4)(c)(h) repealed by Town and Country Planning Act 1971 (c. 78), Sch. 23 Pt. II
 F115 Para. 93(4)(i) repealed by Town and Country Planning (Scotland) Act 1972 (c. 52), Sch. 21 Pt. II
 F116 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
 F117 Para. 93(4)(k) inserted by Town and Country Planning (Scotland) Act 1972 (c. 52), Sch. 21 Pt. II
Modifications etc. (not altering text)
 C13 Functions of Minister of Housing and Local Government now exercisable by Secretary of State: S.I.
       1970/1681, art. 2
Marginal Citations
 M35 1947 c. 42.
 M36 1948 c. 17.
 M37 1948 c. 28 (N.I.)
 M38 S.I. 1980/1085. (N.I.11)
 M39 1949 c. 97.
 M40 1951 c. 65.
 M41 1954 c. 56.
 M42 1958 c. 69.
 M43 1961 c. 33.
 M44 1961 c. 41.
 M45 1962 c. 58.
 M46 1963 c. 51.
 M47 1964 c. 40.
 M48 1965 c. 36.
 M49 1967 c. 1.
 M50 1967 c. 86.
 M51 1968 c. 16.
 M52 1968 c. 47.
 M53 1972 c. 52.
 M54 1947 c. 42.
 M55 1962 c. 58.
 M56 1964 c. 40.
 M57 1967 c. 1.
 M58 1962 c. 58.
 M59 1967 c. 1.
 M60 1968 c. 16.
 M61 1972 c. 52.
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94 F118

Textual Amendments

F118 Sch. 4 para. 94 repealed by British Telecommunications Act 1981 (c. 38), Sch. 6 Pt. I

Status:

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Changes to legislation:

There are currently no known outstanding effects for the Post Office Act 1969, Part II.