

Changes to legislation: There are currently no known outstanding effects for the British Telecommunications Act 1981. (See end of Document for details)

SCHEDULES

SCHEDULE 1 U.K.

PROVISIONS WITH RESPECT TO THE CORPORATION AND THE MEMBERS THEREOF

Status

F1₁

Textual Amendments

F1 Sch. 1 para. 1 repealed (6.9.1994) by [Telecommunications Act 1984 \(c. 12, SIF 96\)](#), ss. 109(6), 110(4), [Sch. 7 Pt. III](#); S.I. 1994/2162

F2₂

Textual Amendments

F2 Sch. 1 para. 2 repealed (6.9.1994) by [Telecommunications Act 1984 \(c. 12, SIF 96\)](#), ss. 109(6), 110(4), [Sch. 7 Pt. III](#); S.I. 1994/2162

Members

F3₃

Textual Amendments

F3 Sch. 1 para. 3 repealed (6.9.1994) by [Telecommunications Act 1984 \(c. 12, SIF 96\)](#), ss. 109(6), 110(4), [Sch. 7 Pt. III](#); S.I. 1994/2162

F4₄

Textual Amendments

F4 Sch. 1 para. 4 repealed (6.9.1994) by [Telecommunications Act 1984 \(c. 12, SIF 96\)](#), ss. 109(6), 110(4), [Sch. 7 Pt. III](#); S.I. 1994/2162

F5₅

Textual Amendments

F5 Sch. 1 para. 5 repealed by [Telecommunications Act 1984 \(c. 12, SIF 96\)](#), s. 109, [Sch. 7 Pt. II](#)

F6₆

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Textual Amendments

F6 Sch. 1 para. 6 repealed (6.9.1994) by [Telecommunications Act 1984 \(c. 12, SIF 96\)](#), ss. 109(6), 110(4), [Sch. 7 Pt. III](#); S.I. 1994/2162

F7

Textual Amendments

F7 Sch. 1 para. 7 repealed (6.9.1994) by [Telecommunications Act 1984 \(c. 12, SIF 96\)](#), ss. 109(6), 110(4), [Sch. 7 Pt. III](#); S.I. 1994/2162

Proceedings

F8

Textual Amendments

F8 Sch. 1 para. 8 repealed (6.9.1994) by [Telecommunications Act 1984 \(c. 12, SIF 96\)](#), ss. 109(6), 110(4), [Sch. 7 Pt. III](#); S.I. 1994/2162

F9

Textual Amendments

F9 Sch. 1 para. 9 repealed (6.9.1994) by [Telecommunications Act 1984 \(c. 12, SIF 96\)](#), ss. 109(6), 110(4), [Sch. 7 Pt. III](#); S.I. 1994/2162

F1010

Textual Amendments

F10 Sch. 1 para. 10 repealed (6.9.1994) by [Telecommunications Act 1984 \(c. 12, SIF 96\)](#), ss. 109(6), 110(4), [Sch. 7 Pt. III](#); S.I. 1994/2162

Staff

F1111

Textual Amendments

F11 Sch. 1 para. 11 repealed (6.9.1994) by [Telecommunications Act 1984 \(c. 12, SIF 96\)](#), ss. 109(6), 110(4), [Sch. 7 Pt. III](#); S.I. 1994/2162

F1212

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Textual Amendments

F12 Sch. 1 para. 12 repealed (6.9.1994) by [Telecommunications Act 1984 \(c. 12, SIF 96\)](#), ss. 109(6), 110(4), [Sch. 7 Pt. III](#); S.I. 1994/2162

^{F13}13

Textual Amendments

F13 Sch. 1 para. 13 repealed (6.9.1994) by [Telecommunications Act 1984 \(c. 12, SIF 96\)](#), ss. 109(6), 110(4), [Sch. 7 Pt. III](#); S.I. 1994/2162

Fixing of seal and proof of instruments

^{F14}14

Textual Amendments

F14 Sch. 1 para. 14 repealed (6.9.1994) by [Telecommunications Act 1984 \(c. 12, SIF 96\)](#), ss. 109(6), 110(4), [Sch. 7 Pt. III](#); S.I. 1994/2162

^{F15}15

Textual Amendments

F15 Sch. 1 para. 15 repealed (6.9.1994) by [Telecommunications Act 1984 \(c. 12, SIF 96\)](#), ss. 109(6), 110(4), [Sch. 7 Pt. III](#); S.I. 1994/2162

^{F16}16

Textual Amendments

F16 Sch. 1 para. 16 repealed (6.9.1994) by [Telecommunications Act 1984 \(c. 12, SIF 96\)](#), ss. 109(6), 110(4), [Sch. 7 Pt. III](#); S.I. 1994/2162

SCHEDULE 2 **U.K.**

PROVISIONS AS TO TRANSFERS OF PROPERTY, RIGHTS AND LIABILITIES

Modifications etc. (not altering text)

C1 Sch. 2 modified by [Telecommunications Act 1984 \(c. 12, SIF 96\)](#), s. 109, [Sch. 5 para. 41](#)
Sch. 2 applied (with modifications) (26.3.2001) by S.I. 2001/1148, [art. 20\(1\)](#) (with art. 34)

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Allocation of property, rights and liabilities

- 1 (1) The provisions of this paragraph and paragraph 2 shall have effect where a transfer to which this Schedule applies is a transfer of all property, rights and liabilities comprised in a specified part of the transferor’s undertaking, but shall not apply to any such rights or liabilities under a contract of employment.
- (2) Any property, right or liability comprised partly in the part of the transferor’s undertaking which is transferred to the transferee and partly in the part of that undertaking which is retained by the transferor shall, where the nature of the property, right or liability permits, be divided or apportioned between the transferor and the transferee in such proportions as may be appropriate; and, where any estate or interest in land falls to be so divided—
- (a) any rent payable under a lease in respect of that estate or interest; and
 - (b) any rent charged on that estate or interest,
- shall be correspondingly apportioned or divided so that the one part is payable in respect of, or charged on, only one part of the estate or interest and the other part is payable in respect of, or charged on, only the other part of the estate or interest.
- (3) ^{F17}Sub-paragraph (2) shall apply, with any necessary modifications, in relation to any feuduty payable in respect of an estate or interest in land in Scotland as it applies in relation to any rents charged on an estate or interest in land; and in the application of that sub-paragraph^{F17} in the application of sub-paragraph (2)] to Northern Ireland “lease” in paragraph (a) includes a fee farm grant whether or not that grant creates the relationship of landlord and tenant.
- (4) Any property, right or liability comprised as mentioned in sub-paragraph (2) the nature of which does not permit its division or apportionment as so mentioned shall be transferred to the transferee or retained by the transferor according to—
- (a) in the case of an estate or interest in land, whether on the transfer date the transferor or the transferee appears to be in greater need of the security afforded by that estate or interest or, where neither appears to be in greater need of that security, whether on that date the transferor or the transferee appears likely to make use of the land to the greater extent;
 - (b) in the case of any other property or any right or liability, whether on the transfer date the transferor or the transferee appears likely to make use of the property, or as the case may be to be affected by the right or liability, to the greater extent,
- subject (in either case) to such arrangements for the protection of the other of them as may be agreed between them.

Textual Amendments

F17 Words in [Sch. 2 para. 1\(3\)](#) substituted (S.) (28.11.2004) by [Abolition of Feudal Tenure etc. \(Scotland\) Act 2000 \(asp 5\)](#), ss. 71, 77(2), [sch. 12 para. 43](#) (with ss. 58, 62, 75); S.S.I. 2003/456, art. 2

- 2 (1) It shall be the duty of the transferor and the transferee, whether before or after the transfer date, so far as practicable to arrive at such written agreements and to execute such other instruments as are necessary or expedient to identify or define the property, rights and liabilities transferred to the transferee or retained by the transferor and as will—

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- (a) afford to the transferor and the transferee as against one another such rights and safeguards as they may require for the proper discharge of their respective functions; and
 - (b) make as from such date, not being earlier than the transfer date, as may be specified in the agreement or instrument such clarification and modifications of the division of the transferor's undertaking as will best serve the proper discharge of the respective functions of the transferor and the transferee.
- (2) Any such agreement shall provide so far as it is expedient—
- (a) for the granting of leases and for the creation of other liabilities and rights over land whether amounting in law to interests in land or not, and whether involving the surrender of any existing interest or the creation of a new interest or not;
 - (b) for the granting of indemnities in connection with the severance of leases and other matters; and
 - (c) for responsibility for registration of any matter in any statutory register.
- (3) If the transferor or the transferee represents to the Secretary of State, or if it appears to the Secretary of State without such a representation, that it is unlikely in the case of any matter on which agreement is required under sub-paragraph (1) that such agreement will be reached, the Secretary of State may, whether before or after the transfer date, give a direction determining that matter and may include in the direction any provision which might have been included in an agreement under sub-paragraph (1); and any property, rights or liabilities required by the direction to be transferred to the transferee shall be regarded as having been transferred by this Act to, and by virtue thereof vested in, the transferee accordingly.

Rights and liabilities under contracts of employment

- 3
- (1) The provisions of this paragraph shall have effect where any rights and liabilities transferred under a transfer to which this Schedule applies are rights and liabilities under a contract of employment and the transfer is of all property, rights and liabilities comprised in a specified part of the transferor's undertaking.
 - (2) The rights and liabilities under the contract of employment shall be transferred only if immediately before the transfer date the employee concerned was employed in the part of the transferor's undertaking which is transferred.

Right to production of documents of title

- 4
- Where on any transfer to which this Schedule applies the transferor is entitled to retain possession of any documents relating in part to the title to, or to the management of, any land or other property transferred to the transferee, the transferor shall be deemed to have given to the transferee an acknowledgement in writing of the right of the transferee to production of that document and to delivery of copies thereof; and—
- (a) in England and Wales, section 64 of the ^{M1}Law of Property Act 1925; and
 - (b) in Northern Ireland, section 9 of the ^{M2}Conveyancing Act 1881,
- shall have effect accordingly, and on the basis that the acknowledgement did not contain any such expression of contrary intention as is mentioned in that section.

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Marginal Citations

M1 1925 c. 20.

M2 1881 c. 41.

Perfection of vesting of certain property or rights

- 5 Where in the case of any transfer to which this Schedule applies any property or rights which fall to be transferred to the transferee cannot be properly vested in the transferee by virtue of this Act because transfers thereof are governed otherwise than by the law of a part of the United Kingdom, the transferor shall take all practicable steps for the purpose of securing that the ownership of the property or, as the case may be, the right is effectively transferred.

Proof of title by certificate

- 6 In the case of any transfer to which this Schedule applies, a joint certificate by or on behalf of the transferor and the transferee that any property specified in the certificate, or any such interest in or right over any such property as may be so specified, or any right or liability so specified, is by virtue of this Act for the time being vested in such one of them as may be so specified, shall be conclusive evidence for all purposes of that fact; and if on the expiration of one month after a request from either of them for the preparation of such a joint certificate as respects any property, interest, right or liability, they have failed to agree on the terms of the certificate, they shall refer the matter to the Secretary of State and issue the certificate in such terms as he may direct.

Restrictions on dealing with certain land

- 7 If the Secretary of State is satisfied on the representation of the transferor or the transferee that, in consequence of a transfer to which this Schedule applies, different interests in land, whether the same or different land, are held by the transferor and by the transferee and that the circumstances are such that this paragraph should have effect, the Secretary of State may direct that this paragraph shall apply to such of that land as may be specified in the direction, and while that direction remains in force—
- (a) neither the transferor nor the transferee shall dispose of any interest to which they may respectively be entitled in any of the specified land except with the consent of the Secretary of State;
 - (b) if in connection with any proposal to dispose of an interest of either the transferor or the transferee in any of the specified land it appears to the Secretary of State to be necessary or expedient for the protection of either of them, he may—
 - (i) require either the transferor or the transferee to dispose of any interest to which it may be entitled in any of the specified land to such person and in such manner as may be specified in the requirement;
 - (ii) require either the transferor or the transferee to acquire from the other any interest in any of the specified land to which that other is entitled; or

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(iii) consent to the proposed disposal subject to compliance with such conditions as the Secretary of State may see fit to impose;

but a person other than the transferor and the transferee dealing with, or with a person claiming under, either the transferor or the transferee shall not be concerned to see or enquire whether this paragraph applies or has applied in relation to any land to which the dealing relates or as to whether the provisions of this paragraph have been complied with in connection with that or any other dealing with that land, and no transaction between persons other than the transferor and the transferee shall be invalid by reason of any failure to comply with those provisions.

Construction of agreements, statutory provisions and documents

8 Where in the case of any transfer to which this Schedule applies any rights or liabilities transferred are rights or liabilities under an agreement to which the transferor was a party immediately before the transfer date, whether in writing or not, and whether or not of such nature that rights and liabilities thereunder could be assigned by the transferor, that agreement shall have effect on and after the transfer date as if—

- (a) the transferee had been the party to the agreement;
- (b) for any reference (whether express or implied and, if express, however worded) to the transferor there were substituted, as respects anything falling to be done on or after the transfer date, a reference to the transferee;
- (c) any reference (whether express or implied and, if express, however worded) to a person employed by, or engaged in the business of, the transferor and holding a specified office or serving in a specified capacity were, as respects anything falling to be done on or after the transfer date, a reference to such person as the transferee may appoint or, in default of appointment, to a person employed by, or engaged in the business of, the transferee who corresponds as nearly as may be to the first-mentioned person;
- (d) any reference in general terms (however worded) to persons employed by, persons engaged in the business of, or agents of, the transferor were, as respects anything to be done on or after the transfer date, a reference to persons employed by, persons engaged in the business of, or agents of, the transferee;
- (e) where the agreement refers to property, rights or liabilities which fall to be apportioned or divided between the transferor and the transferee, the agreement constituted two separate agreements separately enforceable by and against the transferor and the transferee as regards the part of the property, rights or liabilities retained by the transferor or, as the case may be, the part thereof vesting in the transferee, and not as regards the other part;

and sub-paragraph (e) shall apply in particular to the covenants, stipulations and conditions of any lease by or to the transferor.

9 Except as otherwise provided in any provision of this Act (whether expressly or by necessary implication) paragraph 8, except sub-paragraph (a) thereof, shall apply in relation to any statutory provision, any provision of any agreement to which the transferor was not a party, and any provision of any document other than an agreement, if and so far as the provision in question relates to any of the transferred rights and liabilities, as it applies in relation to an agreement to which the transferor

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was a party, and, in relation to any such statutory or other provision as aforesaid, references in sub-paragraphs (b), (c) and (d) of that paragraph to the transferor and to any persons employed by, persons engaged in the business of, or agents of, the transferor include references made by means of a general reference to a class of persons of which the transferor is one, without the transferor itself being specifically referred to.

- 10 Without prejudice to the generality of the provisions of paragraphs 8 and 9, the transferee under a transfer to which this Schedule applies and any other person shall, as from the transfer date, have the same rights, powers and remedies (and in particular the same rights and powers as to the taking or resisting of legal proceedings or the making or resisting of applications to any authority) for ascertaining, perfecting or enforcing any right or liability vested in the transferee by virtue of this Act as he would have had if that right or liability had at all times been a right or liability of the transferee, and any legal proceedings or applications to any authority pending on the transfer date by or against the transferor in so far as they relate to any property, right or liability vested in the transferee by virtue of this Act, or to any agreement or enactment relating to any such property, right or liability, shall be continued by or against the transferee to the exclusion of the transferor.
- 11 (1) References in paragraphs 8 to 10 to agreements to which the transferor was a party and to statutory provisions include in particular reference to agreements to which the transferor became a party by virtue of the 1969 Act or this Act and statutory provisions which apply to the transferor by virtue of either Act.
- (2) The provisions of paragraphs 8 to 10 shall have effect for the interpretation of agreements, statutory provisions and other instruments subject to the context, and shall not apply where the context otherwise requires.

Third parties affected by vesting provisions

- 12 (1) Without prejudice to the provisions of paragraphs 8 to 11, any transactions effected between the transferor and the transferee in pursuance of paragraph 2(1) or of a direction under paragraph 2(3) shall be binding on all other persons, and notwithstanding that it would, apart from this sub-paragraph, have required the consent or concurrence of any other person.
- (2) It shall be the duty of the transferor and the transferee if they effect any transaction in pursuance of paragraph 2(1) or a direction under paragraph 2(3) to notify any person who has rights or liabilities which thereby become enforceable as to part by or against the transferor and as to part by or against the transferee, and if such a person applies to the Secretary of State and satisfies him that the transaction operated unfairly against him the Secretary of State may give such directions to the transferor and the transferee as appear to him appropriate for varying the transaction.
- (3) If in consequence of a transfer to which this Schedule applies or of anything done in pursuance of the provisions of this Schedule the rights or liabilities of any person other than the transferor and the transferee which were enforceable against or by the transferor become enforceable as to part against or by the transferor and as to part against or by the transferee, and the value of any property or interest of that person is thereby diminished, such compensation as may be just shall be paid to that person by the transferor, the transferee or both, and any dispute as to whether and if so how much compensation is so payable, or as to the person to whom it shall be paid, shall be referred to and determined by an arbitrator appointed by the Lord Chancellor or,

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where the proceedings are to be held in Scotland, by an arbiter appointed by the Lord President of the Court of Session.

- (4) Where in the case of a transfer to which this Schedule applies the transferor or the transferee purports by any conveyance or transfer to transfer to some person other than the transferor or the transferee for consideration any land or any other property transferred which before the transfer date belonged to the transferor or which is an interest in property which before that date belonged to the transferor, the conveyance or transfer shall be as effective as if both the transferor and the transferee had been parties thereto and had thereby conveyed or transferred all their interest in the property conveyed or transferred.
- (5) If in the case of any transfer to which this Schedule applies it appears to the court, at any stage in any court proceedings to which the transferor or the transferee and a person other than the transferor or the transferee are parties, that the issues in the proceedings depend on the identification or definition of any of the property, rights or liabilities transferred which the transferor and the transferee have not yet effected, or to raise a question of construction on the relevant provisions of this Act which would not arise if the transferor and the transferee constituted a single person, the court may, if it thinks fit on the application of a party to the proceedings other than the transferor and the transferee, hear and determine the proceedings on the footing that such one of the transferor and the transferee as is a party to the proceedings represents and is answerable for the other of them, and that the transferor and the transferee constitute a single person, and any judgement or order given by the court shall bind both the transferor and the transferee accordingly.
- (6) In the case of any transfer to which this Schedule applies it shall be the duty of the transferor and the transferee to keep one another informed of any case where either of them may be prejudiced by sub-paragraph (4) or (5), and if either the transferor or the transferee claims that it has been so prejudiced and that the other of them ought to indemnify or make a repayment to it on that account and has unreasonably failed to meet that claim, it may refer the matter to the Secretary of State for determination by him.

SCHEDULE 3 **U.K.**

CONSEQUENTIAL AMENDMENTS

PART I **U.K.**

GENERAL

1 F18

Textual Amendments

F18 Sch. 3 paras. 1–8 repealed by [Telecommunications Act 1984 \(c. 12, SIF 96\)](#), s. 109, [Sch. 7 Pt. 1](#)

Changes to legislation: There are currently no known outstanding effects for the British Telecommunications Act 1981. (See end of Document for details)

PART II U.K.

PUBLIC GENERAL ENACTMENTS

Enactments relating to telegraphs

2—6. ^{F19}

Textual Amendments
F19 Sch. 3 paras. 1–8 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, Sch. 7 Pt. I

Enactments relating to the supply of electricity

7, 8. ^{F20}

Textual Amendments
F20 Sch. 3 paras. 1–8 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, Sch. 7 Pt. I

9 ^{F21}

Textual Amendments
F21 Sch. 3 para. 9 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, Sch. 7 Pt. II

Enactments relating to statutory undertakers

10 (1) ^{F22}

(2) The Post Office shall cease to be deemed to be statutory undertakers and its undertaking a statutory undertaking for the purposes of the following enactments, namely—

(a) section 20 of the National Parks and Access to the ^{M3}Countryside Act 1949;

(b) paragraph 6 of Schedule 2 to the ^{M4}Countryside Act 1968;

^{F23}(c)

^{F24}(d)

^{F25}(3)

(4) Section 44(1) of the ^{M5}Local Government (Miscellaneous Provisions) Act 1976 shall have effect as if in the definition of “statutory undertakers” for the words from “the Post Office” to “sewerage”) there were substituted the words “ any public authority exercisign functions by virtue of any provisions of sections 14 and 15 of the Water Act 1973 (which relates to sewerage), British Telecommunications and, except in sections 1(4)(a), 3(2)(d) and 4(1) of this Act, the Post Office ”.

(5) ^{F26}

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

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Textual Amendments

- F22** Sch. 3 para. 10(1) repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, **Sch. 4 para. 3(2)(a)**, Sch. 5 para. 45, Sch. 7 Pt. I
- F23** Sch. 3 para. 10(2)(c) repealed by Planning (Consequential Provisions) Act 1990 (c. 11, SIF 123:1, 2), s. 3, **Sch. 1 Pt. I**
- F24** Sch. 3 para. 10(2)(d) repealed (27.5.1997) by 1997 c. 11, ss. 3, 6(2), **Sch. 1 Pt. I** (with s. 5, Sch. 3).
- F25** Sch. 3 para. 10(3) repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, **Sch. 7 Pt. I**
- F26** Sch. 3 para. 10(5) repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, **Sch. 4 para. 3(2)(a)**, Sch. 5 para. 45, Sch. 7 Pt. I (and Sch. 3 para. 10(5) is also expressed to be repealed in part (1.1.1993) by New Roads and Street Works Act 1991 (c. 22), s. 168(2), **Sch. 9**; (E.W.) S.I. 1992/2984, art. 2(2), **Sch. 2**; (S.) S.I. 1992/2990, art. 2(2), **Sch. 2**).

Modifications etc. (not altering text)

- C2** The text of Sch. 3 Pt. II para. 10(4) 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

- M3** 1949 c. 97.
- M4** 1968 c. 41.
- M5** 1976 c. 57.

11, 12. **F27**

Textual Amendments

- F27** Sch. 3 paras. 11–22, 24(1), 25, 26, 28, 30, 32, 35–38 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, **Sch. 7 Pt. I**

Other enactments

13–22. **F28**

Textual Amendments

- F28** Sch. 3 paras. 11–22, 24(1), 25, 26, 28, 30, 32, 35–38 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, **Sch. 7 Pt. I**

23 **F29**

Textual Amendments

- F29** Sch. 3 para. 23 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, **Sch. 4 para. 3(2)(b)**, Sch. 5 para. 45, Sch. 7 Pt. I

24 (1) **F30**

(2) **F31**

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Textual Amendments

- F30** Sch. 3 paras. 11–22, 24(1), 25, 26, 28, 30, 32, 35–38 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, **Sch. 7 Pt. I**
- F31** Sch. 3 paras. 24(2), 27 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, **Sch. 7 Pt. I**

25, 26. **F32**

Textual Amendments

- F32** Sch. 3 paras. 11–22, 24(1), 25, 26, 28, 30, 32, 35–38 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, **Sch. 7 Pt. I**

27 **F33**

Textual Amendments

- F33** Sch. 3 paras. 24(2), 27 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, **Sch. 7 Pt. I**

28 **F34**

Textual Amendments

- F34** Sch. 3 paras. 11–22, 24(1), 25, 26, 28, 30, 32, 35–38 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, **Sch. 7 Pt. I**

29 **F35**

Textual Amendments

- F35** Sch. 3 para. 29 repealed by Civil Aviation Act 1982 (c. 16, SIF 9), **Sch. 16** and expressed to be repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, **Sch. 7 Pt. I**

30 **F36**

Textual Amendments

- F36** Sch. 3 paras. 11–22, 24(1), 25, 26, 28, 30, 32, 35–38 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, **Sch. 7 Pt. I**

31 **F37**

Textual Amendments

- F37** Sch. 3 para. 31 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, **Sch. 4 para. 3(2)(c)**, Sch. 5 para. 45, Sch. 7 Pt. I

32 **F38**

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Textual Amendments

F38 Sch. 3 paras. 11–22, 24(1), 25, 26, 28, 30, 32, 35–38 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, **Sch. 7 Pt. I**

33 **F39**

Textual Amendments

F39 Sch. 3 para. 33 repealed (with saving) by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, Sch. 4 para. 35(2), Sch. 5 para. 45, **Sch. 7 Pt. I** and Housing (Consequential Provisions Act) 1985 (c. 71, SIF 61), s. 5(2), **Sch. 4 para. 12**

34 As from the appointed day, references in subsections (1) and (4) of section 5 of the ^{M6}Milford Haven Conservancy Act 1958 (powers with respect to dredging, etc.) to a submarine cable placed or maintained by the Post Office shall be construed as including references to such a cable placed or maintained by the Corporation, and the second reference in the said subsection (4) to the Post Office shall be construed as referring to the Corporation.

Marginal Citations

M6 1958 c. 23.

35–38. **F40**

Textual Amendments

F40 Sch. 3 paras. 11–22, 24(1), 25, 26, 28, 30, 32, 35–38 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, **Sch. 7 Pt. I**

39 **F41**

Textual Amendments

F41 Sch. 3 para. 39 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, **Sch. 4 para. 3(2)(d)**, Sch. 5 para. 45, Sch. 7 Pt. I

40 **F42**

Textual Amendments

F42 Sch. 3 paras. 40, 41(2) repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, **Sch. 7 Pt. I**

41 (1) **F43**

(2) **F44**

Changes to legislation: There are currently no known outstanding effects for the British Telecommunications Act 1981. (See end of Document for details)

Textual Amendments

- F43** Sch. 3 para. 41(1) repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, **Sch. 7 Pt. I**
- F44** Sch. 3 paras. 40, 41(2) repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, **Sch. 7 Pt. I**

42 **F45**

Textual Amendments

- F45** Sch. 3 para. 42 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, **Sch. 7 Pt. II**

43 **F46**

Textual Amendments

- F46** Sch. 3 para. 43 repealed by New Towns Act 1981 (c. 64, SIF 123:3), **Sch. 13**

44 **F47**

Textual Amendments

- F47** Sch. 3 para. 44 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, **Sch. 7 Pt. I**

45 **F48**

Textual Amendments

- F48** Sch. 3 para. 45 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, **Sch. 7 Pt. I** and expressed to be repealed (E.W.) by Housing and Building Control Act 1984 (c. 29, SIF 96), s. 61, **Sch. 12 Pt. I**

46 **F49**

Textual Amendments

- F49** Sch. 3 para. 46 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, **Sch. 7 Pt. II**

47 **F50**

Textual Amendments

- F50** Sch. 3 para. 47 repealed (with saving) by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, Sch. 4 para. 61(2), Sch. 5 para. 45, **Sch. 7 Pt. I**

48 **F51**

Changes to legislation: There are currently no known outstanding effects for the British Telecommunications Act 1981. (See end of Document for details)

Textual Amendments

F51 Sch. 3 paras. 48, 51(2)(9), 53–55 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, Sch. 7 Pt. I

49 F52

Textual Amendments

F52 Sch. 3 para. 49 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, Sch. 7 Pt. I

50 F53

Textual Amendments

F53 Sch. 3 para. 50 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, Sch. 4 para. 3(2)(e), Sch. 5 para. 45, Sch. 7 Pt. I

51 ^{F54}(1)

(2) F55

^{F54}(3)

(4) Section 52(4) of the 1969 Act (rating in England and Wales) shall have effect as if for the words from “rateable value” to the end of the subsection there were substituted the words “ value which, by virtue of an order under this section or section 19 of the Local Government Act 1974, is shown in a list as the rateable value of any hereditament occupied by the Post Office by any such property as is mentioned in paragraph 5 of Schedule 3 to that Act ”.

^{F56}(5)

^{F56}(6)

^{F57}(7)

(8) Section 87(1) of the 1969 Act (power of Her Majesty in Council to make necessary provision if the Post Office surrenders privileges as regards the Isle of Man or the Channel Islands) shall have effect as if for the words “section 3 of the Post Office Act 1953” there were substituted the words “ section 66(1) of the British Telecommunications Act 1981 ” and for the words “the said section 3” in both places where they occur, there were substituted the words “ the said section 66(1) ”.

(9) F55

(10) Schedule 1 to the 1969 Act shall have effect as if paragraphs 2(2) and 4(2) (laying before Parliament of statements concerning the terms of appointment of members of the Post Office) and paragraph 11(2), (3) and (5) (provision of information to the Secretary of State concerning the establishment of machinery for negotiation etc. and of information to participants in connection with its operation) were omitted.

Changes to legislation: There are currently no known outstanding effects for the British Telecommunications Act 1981. (See end of Document for details)

(11) Paragraph 93(1) of Schedule 4 to the 1969 Act (Post Office as statutory undertakers for the purposes of certain enactments) shall have effect as if for head (viii) there were substituted the following head—

“(viii) the Roads Act (Northern Ireland) 1948, as applied by any statutory provision passed or made before the commencement of the Roads (Northern Ireland) Order 1980”.

Textual Amendments

- F54** Sch. 3 para. 51(1)(3) repealed (26.3.2001) by 2000 c. 26, s. 127(6), **Sch. 9**; S.I. 2001/1148, art. 2, **Sch.** (with art. 34)
- F55** Sch. 3 paras. 48, 51(2)(9), 53–55 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, **Sch. 7 Pt. I**
- F56** Sch. 3 para. 51(5)(6) repealed (26.3.2001) by S.I. 2001/1149, arts. 1(2), 3(2), **Sch. 2** (with art. 4(11))
- F57** Sch. 3 para. 51(7) repealed (12.11.2003) by The Postal Services Act 2000 (Consequential Modifications) Order 2003 (S.I. 2003/2908), art. 1(2), **Sch. 2** (with art. 4(3))

Modifications etc. (not altering text)

- C3** The text of Sch. 3 para. 51 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.

52 **F58**

Textual Amendments

- F58** Sch. 3 para. 52 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, **Sch. 4 para. 3(2)(f)**, Sch. 5 para. 45, Sch. 7 Pt. I

53—55. **F59**

Textual Amendments

- F59** Sch. 3 paras. 48, 51(2)(9), 53–55 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, **Sch. 7 Pt. I**

56 **F60**

Textual Amendments

- F60** Sch. 3 para. 56 repealed by Broadcasting Act 1981 (c. 68, SIF 96), **Sch. 9**

57 (1) **F61**

(2) As from the appointed day, Schedule 3 to the said Act of 1973 (reserved matters) shall have effect as if—

- (a) the words “ telecommunications and” were omitted from paragraph 13 of that Schedule ; and
- (b) after the said paragraph 13 there were inserted the following paragraph—

Changes to legislation: There are currently no known outstanding effects for the British Telecommunications Act 1981. (See end of Document for details)

“13A Telecommunications.”

Textual Amendments

F61 Sch. 3 paras. 57(1) 61, 62 repealed by [Telecommunications Act 1984 \(c. 12, SIF 96\)](#), s. 109, **Sch. 7 Pt. II**

Modifications etc. (not altering text)

C4 The text of Sch. 3 para. 57(2) 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.

58—60. **F62**

Textual Amendments

F62 Sch. 3 paras. 58—60, 64, 65, 67(1), 69, 70, 71, 74—80 repealed by [Telecommunications Act 1984 \(c. 12, SIF 96\)](#), s. 109, **Sch. 7 Pt. I**

61, 62. **F63**

Textual Amendments

F63 Sch. 3 paras. 57(1) 61, 62 repealed by [Telecommunications Act 1984 \(c. 12, SIF 96\)](#), s. 109, **Sch. 7 Pt. II**

63 As from the date on which the Treasury first exercise the power conferred on them by section 79(1), Part III of Schedule 1 to the ^{M7}House of Commons Disqualification Act 1975 and Part III of Schedule 1 to the ^{M8}Northern Ireland Assembly Disqualification Act 1975 (which specify certain offices all holders of which are disqualified under those Acts) shall each have effect as if at the end of the entry relating to directors of Cable and Wireless Limited there were inserted the words “nominated by a Minister of the Crown or Government department”.

Marginal Citations

M7 1975 c. 24.
M8 1975 c. 25.

64, 65. **F64**

Textual Amendments

F64 Sch. 3 paras. 58—60, 64, 65, 67(1), 69, 70, 71, 74—80 repealed by [Telecommunications Act 1984 \(c. 12, SIF 96\)](#), s. 109, **Sch. 7 Pt. I**

66 **F65**

Changes to legislation: There are currently no known outstanding effects for the British Telecommunications Act 1981. (See end of Document for details)

Textual Amendments

F65 Sch. 3 para. 66 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, **Sch. 4 para. 3(2)(h)**, Sch. 5 para. 45, Sch. 7 Pt. I

67 (1) **F66**
(2) **F67**

Textual Amendments

F66 Sch. 3 paras. 58–60, 64, 65, 67(1), 69, 70, 71, 74–80 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, **Sch. 7 Pt. I**

F67 Sch. 3 paras. 67(2), 68 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, **Sch. 7 Pt. I**

68 **F68**

Textual Amendments

F68 Sch. 3 paras. 67(2), 68 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, **Sch. 7 Pt. I**

69—71. **F69**

Textual Amendments

F69 Sch. 3 paras. 58–60, 64, 65, 67(1), 69, 70, 71, 74–80 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, **Sch. 7 Pt. I**

72 **F70**

Textual Amendments

F70 Sch. 3 para. 72 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, **Sch. 7 Pt. II**

73 (1) **F71**
(2) **F72**
(3) **F73**

Textual Amendments

F71 Sch. 3 para. 73(1) repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, **Sch. 7 Pt. I**

F72 Sch. 3 para. 73(2) repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, **Sch. 4 para. 3(2)(i)**, Sch. 5 para. 45, Sch. 7 Pt. I

F73 Sch. 3 para. 73(3)(4) repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, **Sch. 7 Pt. I**

74—76. **F74**

Changes to legislation: There are currently no known outstanding effects for the British Telecommunications Act 1981. (See end of Document for details)

Textual Amendments

F74 Sch. 3 paras. 58–60, 64, 65, 67(1), 69, 70, 71, 74—80 repealed by [Telecommunications Act 1984 \(c.12, SIF 96\)](#), s. 109, **Sch. 7 Pt. I** (and words in Sch. 3 para. 74(2) are expressed to be substituted (1.1.1993) by [New Roads and Street Works Act 1991 \(c. 22\)](#), s. 168(1), **Sch. 8 Pt. IV para.111**; S.I. 1992/2984, art. 2(2), **Sch.2**; S.I. 1992/2990, art. 2(2), **Sch.2**).

PART III U.K.

LOCAL ENACTMENTS AND SUBORDINATE LEGISLATION

77—80. **F75**

Textual Amendments

F75 Sch. 3 paras. 58–60, 64, 65, 67(1), 69, 70, 71, 74—80 repealed by [Telecommunications Act 1984 \(c.12, SIF 96\)](#), s. 109, **Sch. 7 Pt. I**

81 **F76**

Textual Amendments

F76 Sch. 3 para. 81 repealed by [Telecommunications Act 1984 \(c. 12, SIF 96\)](#), s. 109, **Sch. 7 Pt. II**

82, 83. **F77**

Textual Amendments

F77 Sch. 3 paras. 82, 83 repealed by [Telecommunications Act 1984 \(c. 12, SIF 96\)](#), s. 109, **Sch. 7 Pt. I**

84 As from the appointed day, article 7 of the ^{M9}Visiting Forces and International Headquarters (Application of Law) Order 1965 (which empowers the making, by agreement, of exceptions from, among other things, the exclusive privilege of the Post Office with respect to telecommunication) shall have effect as for the words “section 24(1) of the Post Office Act 1969, and the Prohibition imposed by section 89 of that Act” in paragraph (b) there were substituted the words “section 12(1) of the British Telecommunications Act 1981, and the prohibition imposed by section 89 of the Post Office Act 1969”.

Modifications etc. (not altering text)

C5 The text of Sch. 3 para. 84 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

M9 [S.I. 1965/1536](#).

Changes to legislation: There are currently no known outstanding effects for the British Telecommunications Act 1981. (See end of Document for details)

SCHEDULE 4 **U.K.**

GENERAL TRANSITIONAL PROVISIONS

- 1 Except as otherwise provided by any provision of this Act (whether expressly or by necessary implication), any statutory provision, any agreement and any provision in a document other than an agreement (not being a provision or agreement to which paragraph 8 or 9 of Schedule 2 applies) shall, so far as may be necessary in consequence of the enactment of this Act, have effect as from the appointed day as if—
- (a) references to the Post Office (except in cases where they fall to be adapted by the following provisions of this paragraph) were (or, if the context so requires, included) references to the Corporation;
 - (b) references in general terms (however worded) to persons employed by, persons engaged in the business of, or agents of, the Post Office were (or, if the context so requires, included) references to persons employed by, persons engaged in the business of, or agents of, the Corporation;
 - (c) references (whether express or implied and, if express however worded) to a person employed by, or engaged in the business of, the Post Office and holding a specified office or serving in a specified capacity were (or, if the context so requires, included) references to a person employed by, or engaged in the business of, the Corporation who corresponds, as nearly as may be, to the first-mentioned person;
 - (d) references (whether express or implied and, if express, however worded) to property of the Post Office were (or, if the context so requires, included) references to property of the Corporation and references (whether express or implied and, if express, however worded) to land or premises occupied by the Post Office were (or if the context so requires, included) references to land or premises occupied by the Corporation.

F78₂

Textual Amendments

F78 Sch. 4 paras. 2-18 repealed (25.7.2003 for specified purposes, 29.12.2003 in so far as not already in force) by [Communications Act 2003 \(c. 21\)](#), s. 411(2), [Sch. 19\(1\)](#) Note 1 (with [Sch. 18](#)); [S.I. 2003/1900](#), arts. 1(2), 2(1), [Sch. 1](#) (with art. 3) (as amended by [S.I. 2003/3142](#), art. 1(3)); [S.I. 2003/3142](#), art. 3(2) (with art. 11)

F78₃

Textual Amendments

F78 Sch. 4 paras. 2-18 repealed (25.7.2003 for specified purposes, 29.12.2003 in so far as not already in force) by [Communications Act 2003 \(c. 21\)](#), s. 411(2), [Sch. 19\(1\)](#) Note 1 (with [Sch. 18](#)); [S.I. 2003/1900](#), arts. 1(2), 2(1), [Sch. 1](#) (with art. 3) (as amended by [S.I. 2003/3142](#), art. 1(3)); [S.I. 2003/3142](#), art. 3(2) (with art. 11)

F78₄

Changes to legislation: There are currently no known outstanding effects for the British Telecommunications Act 1981. (See end of Document for details)

Textual Amendments

F78 Sch. 4 paras. 2-18 repealed (25.7.2003 for specified purposes, 29.12.2003 in so far as not already in force) by [Communications Act 2003 \(c. 21\)](#), s. 411(2), [Sch. 19\(1\)](#) Note 1 (with [Sch. 18](#)); [S.I. 2003/1900](#), arts. 1(2), 2(1), [Sch. 1](#) (with art. 3) (as amended by [S.I. 2003/3142](#), art. 1(3)); [S.I. 2003/3142](#), art. 3(2) (with art. 11)

F78₅

Textual Amendments

F78 Sch. 4 paras. 2-18 repealed (25.7.2003 for specified purposes, 29.12.2003 in so far as not already in force) by [Communications Act 2003 \(c. 21\)](#), s. 411(2), [Sch. 19\(1\)](#) Note 1 (with [Sch. 18](#)); [S.I. 2003/1900](#), arts. 1(2), 2(1), [Sch. 1](#) (with art. 3) (as amended by [S.I. 2003/3142](#), art. 1(3)); [S.I. 2003/3142](#), art. 3(2) (with art. 11)

F78₆

Textual Amendments

F78 Sch. 4 paras. 2-18 repealed (25.7.2003 for specified purposes, 29.12.2003 in so far as not already in force) by [Communications Act 2003 \(c. 21\)](#), s. 411(2), [Sch. 19\(1\)](#) Note 1 (with [Sch. 18](#)); [S.I. 2003/1900](#), arts. 1(2), 2(1), [Sch. 1](#) (with art. 3) (as amended by [S.I. 2003/3142](#), art. 1(3)); [S.I. 2003/3142](#), art. 3(2) (with art. 11)

F78₇

Textual Amendments

F78 Sch. 4 paras. 2-18 repealed (25.7.2003 for specified purposes, 29.12.2003 in so far as not already in force) by [Communications Act 2003 \(c. 21\)](#), s. 411(2), [Sch. 19\(1\)](#) Note 1 (with [Sch. 18](#)); [S.I. 2003/1900](#), arts. 1(2), 2(1), [Sch. 1](#) (with art. 3) (as amended by [S.I. 2003/3142](#), art. 1(3)); [S.I. 2003/3142](#), art. 3(2) (with art. 11)

F78₈

Textual Amendments

F78 Sch. 4 paras. 2-18 repealed (25.7.2003 for specified purposes, 29.12.2003 in so far as not already in force) by [Communications Act 2003 \(c. 21\)](#), s. 411(2), [Sch. 19\(1\)](#) Note 1 (with [Sch. 18](#)); [S.I. 2003/1900](#), arts. 1(2), 2(1), [Sch. 1](#) (with art. 3) (as amended by [S.I. 2003/3142](#), art. 1(3)); [S.I. 2003/3142](#), art. 3(2) (with art. 11)

F78₉

Textual Amendments

F78 Sch. 4 paras. 2-18 repealed (25.7.2003 for specified purposes, 29.12.2003 in so far as not already in force) by [Communications Act 2003 \(c. 21\)](#), s. 411(2), [Sch. 19\(1\)](#) Note 1 (with [Sch. 18](#)); [S.I. 2003/1900](#),

Changes to legislation: There are currently no known outstanding effects for the British Telecommunications Act 1981. (See end of Document for details)

arts. 1(2), 2(1), Sch. 1 (with art. 3) (as amended by S.I. 2003/3142, art. 1(3)); S.I. 2003/3142, art. 3(2) (with art. 11)

F78¹⁰

Textual Amendments

F78 Sch. 4 paras. 2-18 repealed (25.7.2003 for specified purposes, 29.12.2003 in so far as not already in force) by [Communications Act 2003 \(c. 21\)](#), s. 411(2), **Sch. 19(1)** Note 1 (with [Sch. 18](#)); S.I. 2003/1900, arts. 1(2), 2(1), Sch. 1 (with art. 3) (as amended by S.I. 2003/3142, art. 1(3)); S.I. 2003/3142, art. 3(2) (with art. 11)

F78¹¹

Textual Amendments

F78 Sch. 4 paras. 2-18 repealed (25.7.2003 for specified purposes, 29.12.2003 in so far as not already in force) by [Communications Act 2003 \(c. 21\)](#), s. 411(2), **Sch. 19(1)** Note 1 (with [Sch. 18](#)); S.I. 2003/1900, arts. 1(2), 2(1), Sch. 1 (with art. 3) (as amended by S.I. 2003/3142, art. 1(3)); S.I. 2003/3142, art. 3(2) (with art. 11)

F78¹²

Textual Amendments

F78 Sch. 4 paras. 2-18 repealed (25.7.2003 for specified purposes, 29.12.2003 in so far as not already in force) by [Communications Act 2003 \(c. 21\)](#), s. 411(2), **Sch. 19(1)** Note 1 (with [Sch. 18](#)); S.I. 2003/1900, arts. 1(2), 2(1), Sch. 1 (with art. 3) (as amended by S.I. 2003/3142, art. 1(3)); S.I. 2003/3142, art. 3(2) (with art. 11)

F78¹³

Textual Amendments

F78 Sch. 4 paras. 2-18 repealed (25.7.2003 for specified purposes, 29.12.2003 in so far as not already in force) by [Communications Act 2003 \(c. 21\)](#), s. 411(2), **Sch. 19(1)** Note 1 (with [Sch. 18](#)); S.I. 2003/1900, arts. 1(2), 2(1), Sch. 1 (with art. 3) (as amended by S.I. 2003/3142, art. 1(3)); S.I. 2003/3142, art. 3(2) (with art. 11)

F78¹⁴

Textual Amendments

F78 Sch. 4 paras. 2-18 repealed (25.7.2003 for specified purposes, 29.12.2003 in so far as not already in force) by [Communications Act 2003 \(c. 21\)](#), s. 411(2), **Sch. 19(1)** Note 1 (with [Sch. 18](#)); S.I. 2003/1900, arts. 1(2), 2(1), Sch. 1 (with art. 3) (as amended by S.I. 2003/3142, art. 1(3)); S.I. 2003/3142, art. 3(2) (with art. 11)

F78¹⁵

Changes to legislation: There are currently no known outstanding effects for the British Telecommunications Act 1981. (See end of Document for details)

Textual Amendments

F78 Sch. 4 paras. 18 repealed (25.7.2003 for specified purposes, 29.12.2003 in so far as not already in force) by [Communications Act 2003 \(c. 21\)](#), s. 411(2), [Sch. 19\(1\)](#) Note 1 (with [Sch. 18](#)); [S.I. 2003/1900](#), arts. 1(2), 2(1), [Sch. 1](#) (with art. 3) (as amended by [S.I. 2003/3142](#), art. 1(3)); [S.I. 2003/3142](#), art. 3(2) (with art. 11)

F7816

Textual Amendments

F78 Sch. 4 paras. 2-18 repealed (25.7.2003 for specified purposes, 29.12.2003 in so far as not already in force) by [Communications Act 2003 \(c. 21\)](#), s. 411(2), [Sch. 19\(1\)](#) Note 1 (with [Sch. 18](#)); [S.I. 2003/1900](#), arts. 1(2), 2(1), [Sch. 1](#) (with art. 3) (as amended by [S.I. 2003/3142](#), art. 1(3)); [S.I. 2003/3142](#), art. 3(2) (with art. 11)

F7817

Textual Amendments

F78 Sch. 4 paras. 2-18 repealed (25.7.2003 for specified purposes, 29.12.2003 in so far as not already in force) by [Communications Act 2003 \(c. 21\)](#), s. 411(2), [Sch. 19\(1\)](#) Note 1 (with [Sch. 18](#)); [S.I. 2003/1900](#), arts. 1(2), 2(1), [Sch. 1](#) (with art. 3) (as amended by [S.I. 2003/3142](#), art. 1(3)); [S.I. 2003/3142](#), art. 3(2) (with art. 11)

F7818

Textual Amendments

F78 Sch. 4 paras. 2-18 repealed (25.7.2003 for specified purposes, 29.12.2003 in so far as not already in force) by [Communications Act 2003 \(c. 21\)](#), s. 411(2), [Sch. 19\(1\)](#) Note 1 (with [Sch. 18](#)); [S.I. 2003/1900](#), arts. 1(2), 2(1), [Sch. 1](#) (with art. 3) (as amended by [S.I. 2003/3142](#), art. 1(3)); [S.I. 2003/3142](#), art. 3(2) (with art. 11)

19 [^{F79}An order under section 24 of the Bankruptcy Act 1914 which is effective at the appointed day shall, as from that day, have effect as if any reference therein to the Post Office included a reference to the Corporation.]

Textual Amendments

F79 Sch. 4 para. 19 repealed (E.W.) by [Insolvency Act 1985 \(c. 65, SIF 11:1\)](#), s. 235, [Sch. 10 Pt. III](#)

F8020

Textual Amendments

F80 Sch. 4 para. 20 repealed by [Telecommunications Act 1984 \(c. 12, SIF 96\)](#), s. 109, [Sch. 7 Pt. I](#)

F8121

Changes to legislation: There are currently no known outstanding effects for the British Telecommunications Act 1981. (See end of Document for details)

Textual Amendments

F81 Sch. 4 para. 21 repealed (25.7.2003 for specified purposes, 29.12.2003 in so far as not already in force) by Communications Act 2003 (c. 21), s. 411(2), **Sch. 19(1)** Note 1 (with Sch. 18); S.I. 2003/1900, arts. 1(2), 2(1), Sch. 1 (with art. 3) (as amended by S.I. 2003/3142, art. 1(3)); S.I. 2003/3142, art. 3(2) (with art. 11)

F82 22

Textual Amendments

F82 Sch. 4 para. 22 repealed (25.7.2003 for specified purposes, 29.12.2003 in so far as not already in force) by Communications Act 2003 (c. 21), s. 411(2), **Sch. 19(1)** Note 1 (with Sch. 18); S.I. 2003/1900, arts. 1(2), 2(1), Sch. 1 (with art. 3) (as amended by S.I. 2003/3142, art. 1(3)); S.I. 2003/3142, art. 3(2) (with art. 11)

SCHEDULE 5 **U.K.**

SPECIAL TRANSITIONAL PROVISIONS WITH RESPECT TO PATENTS FOR INVENTIONS AND REGISTERED DESIGNS

PART I U.K.

INTERPRETATION

F83 1

Textual Amendments

F83 Sch. 5 para. 1 repealed (25.7.2003 for specified purposes, 29.12.2003 in so far as not already in force) by Communications Act 2003 (c. 21), s. 411(2), **Sch. 19(1)** Note 1 (with Sch. 18); S.I. 2003/1900, arts. 1(2), 2(1), Sch. 1 (with art. 3) (as amended by S.I. 2003/3142, art. 1(3)); S.I. 2003/3142, art. 3(2) (with art. 11)

PART II U.K.

PATENTS FOR INVENTIONS

2 **F84**

Textual Amendments

F84 Sch. 5 para. 2 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, **Sch. 7 Pt. I**

F85 3

Changes to legislation: There are currently no known outstanding effects for the British Telecommunications Act 1981. (See end of Document for details)

Textual Amendments

F85 Sch. 5 paras. 3-22 repealed (25.7.2003 for specified purposes 29.12.2003 in so far as not already in force) by [Communications Act 2003 \(c. 21\)](#), s. 411(2), [Sch. 19\(1\)](#) Note 1 (with [Sch. 18](#)); [S.I. 2003/1900](#), arts. 1(2), 2(1), [Sch. 1](#) (with [art. 3](#)) (as amended by [S.I. 2003/3142](#), art. 1(3)); [S.I. 2003/3142](#), art. 3(2) (with art. 11)

F85₄

Textual Amendments

F85 Sch. 5 paras. 3-22 repealed (25.7.2003 for specified purposes 29.12.2003 in so far as not already in force) by [Communications Act 2003 \(c. 21\)](#), s. 411(2), [Sch. 19\(1\)](#) Note 1 (with [Sch. 18](#)); [S.I. 2003/1900](#), arts. 1(2), 2(1), [Sch. 1](#) (with [art. 3](#)) (as amended by [S.I. 2003/3142](#), art. 1(3)); [S.I. 2003/3142](#), art. 3(2) (with art. 11)

F85₅

Textual Amendments

F85 Sch. 5 paras. 3-22 repealed (25.7.2003 for specified purposes 29.12.2003 in so far as not already in force) by [Communications Act 2003 \(c. 21\)](#), s. 411(2), [Sch. 19\(1\)](#) Note 1 (with [Sch. 18](#)); [S.I. 2003/1900](#), arts. 1(2), 2(1), [Sch. 1](#) (with [art. 3](#)) (as amended by [S.I. 2003/3142](#), art. 1(3)); [S.I. 2003/3142](#), art. 3(2) (with art. 11)

F85₆

Textual Amendments

F85 Sch. 5 paras. 3-22 repealed (25.7.2003 for specified purposes 29.12.2003 in so far as not already in force) by [Communications Act 2003 \(c. 21\)](#), s. 411(2), [Sch. 19\(1\)](#) Note 1 (with [Sch. 18](#)); [S.I. 2003/1900](#), arts. 1(2), 2(1), [Sch. 1](#) (with [art. 3](#)) (as amended by [S.I. 2003/3142](#), art. 1(3)); [S.I. 2003/3142](#), art. 3(2) (with art. 11)

F85₇

Textual Amendments

F85 Sch. 5 paras. 3-22 repealed (25.7.2003 for specified purposes 29.12.2003 in so far as not already in force) by [Communications Act 2003 \(c. 21\)](#), s. 411(2), [Sch. 19\(1\)](#) Note 1 (with [Sch. 18](#)); [S.I. 2003/1900](#), arts. 1(2), 2(1), [Sch. 1](#) (with [art. 3](#)) (as amended by [S.I. 2003/3142](#), art. 1(3)); [S.I. 2003/3142](#), art. 3(2) (with art. 11)

F85₈

Textual Amendments

F85 Sch. 5 paras. 3-22 repealed (25.7.2003 for specified purposes 29.12.2003 in so far as not already in force) by [Communications Act 2003 \(c. 21\)](#), s. 411(2), [Sch. 19\(1\)](#) Note 1 (with [Sch. 18](#)); [S.I. 2003/1900](#), arts.

Changes to legislation: There are currently no known outstanding effects for the British Telecommunications Act 1981. (See end of Document for details)

1(2), 2(1), Sch. 1 (with art. 3) (as amended by S.I. 2003/3142, art. 1(3)); S.I. 2003/3142, art. 3(2) (with art. 11)

F85⁹

Textual Amendments

F85 Sch. 5 paras. 3-22 repealed (25.7.2003 for specified purposes 29.12.2003 in so far as not already in force) by Communications Act 2003 (c. 21), s. 411(2), Sch. 19(1) Note 1 (with Sch. 18); S.I. 2003/1900, arts. 1(2), 2(1), Sch. 1 (with art. 3) (as amended by S.I. 2003/3142, art. 1(3)); S.I. 2003/3142, art. 3(2) (with art. 11)

F85¹⁰

Textual Amendments

F85 Sch. 5 paras. 3-22 repealed (25.7.2003 for specified purposes 29.12.2003 in so far as not already in force) by Communications Act 2003 (c. 21), s. 411(2), Sch. 19(1) Note 1 (with Sch. 18); S.I. 2003/1900, arts. 1(2), 2(1), Sch. 1 (with art. 3) (as amended by S.I. 2003/3142, art. 1(3)); S.I. 2003/3142, art. 3(2) (with art. 11)

F85¹¹

Textual Amendments

F85 Sch. 5 paras. 3-22 repealed (25.7.2003 for specified purposes 29.12.2003 in so far as not already in force) by Communications Act 2003 (c. 21), s. 411(2), Sch. 19(1) Note 1 (with Sch. 18); S.I. 2003/1900, arts. 1(2), 2(1), Sch. 1 (with art. 3) (as amended by S.I. 2003/3142, art. 1(3)); S.I. 2003/3142, art. 3(2) (with art. 11)

F85¹²

Textual Amendments

F85 Sch. 5 paras. 3-22 repealed (25.7.2003 for specified purposes 29.12.2003 in so far as not already in force) by Communications Act 2003 (c. 21), s. 411(2), Sch. 19(1) Note 1 (with Sch. 18); S.I. 2003/1900, arts. 1(2), 2(1), Sch. 1 (with art. 3) (as amended by S.I. 2003/3142, art. 1(3)); S.I. 2003/3142, art. 3(2) (with art. 11)

PART III U.K.

REGISTERED DESIGNS

F85¹³

Textual Amendments

F85 Sch. 5 paras. 3-22 repealed (25.7.2003 for specified purposes 29.12.2003 in so far as not already in force) by Communications Act 2003 (c. 21), s. 411(2), Sch. 19(1) Note 1 (with Sch. 18); S.I. 2003/1900, arts.

Changes to legislation: There are currently no known outstanding effects for the British Telecommunications Act 1981. (See end of Document for details)

1(2), 2(1), Sch. 1 (with art. 3) (as amended by S.I. 2003/3142, art. 1(3)); S.I. 2003/3142, art. 3(2) (with art. 11)

F85 14

Textual Amendments

F85 Sch. 5 paras. 3-22 repealed (25.7.2003 for specified purposes 29.12.2003 in so far as not already in force) by Communications Act 2003 (c. 21), s. 411(2), **Sch. 19(1)** Note 1 (with Sch. 18); S.I. 2003/1900, arts. 1(2), 2(1), Sch. 1 (with art. 3) (as amended by S.I. 2003/3142, art. 1(3)); S.I. 2003/3142, art. 3(2) (with art. 11)

F85 15

Textual Amendments

F85 Sch. 5 paras. 3-22 repealed (25.7.2003 for specified purposes 29.12.2003 in so far as not already in force) by Communications Act 2003 (c. 21), s. 411(2), **Sch. 19(1)** Note 1 (with Sch. 18); S.I. 2003/1900, arts. 1(2), 2(1), Sch. 1 (with art. 3) (as amended by S.I. 2003/3142, art. 1(3)); S.I. 2003/3142, art. 3(2) (with art. 11)

F85 16

Textual Amendments

F85 Sch. 5 paras. 3-22 repealed (25.7.2003 for specified purposes 29.12.2003 in so far as not already in force) by Communications Act 2003 (c. 21), s. 411(2), **Sch. 19(1)** Note 1 (with Sch. 18); S.I. 2003/1900, arts. 1(2), 2(1), Sch. 1 (with art. 3) (as amended by S.I. 2003/3142, art. 1(3)); S.I. 2003/3142, art. 3(2) (with art. 11)

F85 17

Textual Amendments

F85 Sch. 5 paras. 3-22 repealed (25.7.2003 for specified purposes 29.12.2003 in so far as not already in force) by Communications Act 2003 (c. 21), s. 411(2), **Sch. 19(1)** Note 1 (with Sch. 18); S.I. 2003/1900, arts. 1(2), 2(1), Sch. 1 (with art. 3) (as amended by S.I. 2003/3142, art. 1(3)); S.I. 2003/3142, art. 3(2) (with art. 11)

F85 18

Textual Amendments

F85 Sch. 5 paras. 3-22 repealed (25.7.2003 for specified purposes 29.12.2003 in so far as not already in force) by Communications Act 2003 (c. 21), s. 411(2), **Sch. 19(1)** Note 1 (with Sch. 18); S.I. 2003/1900, arts. 1(2), 2(1), Sch. 1 (with art. 3) (as amended by S.I. 2003/3142, art. 1(3)); S.I. 2003/3142, art. 3(2) (with art. 11)

F85 19

Changes to legislation: There are currently no known outstanding effects for the British Telecommunications Act 1981. (See end of Document for details)

Textual Amendments

F85 Sch. 5 paras. 3-22 repealed (25.7.2003 for specified purposes 29.12.2003 in so far as not already in force) by [Communications Act 2003 \(c. 21\)](#), s. 411(2), [Sch. 19\(1\)](#) Note 1 (with [Sch. 18](#)); [S.I. 2003/1900](#), arts. 1(2), 2(1), [Sch. 1](#) (with [art. 3](#)) (as amended by [S.I. 2003/3142](#), art. 1(3)); [S.I. 2003/3142](#), art. 3(2) (with art. 11)

F8520

Textual Amendments

F85 Sch. 5 paras. 3-22 repealed (25.7.2003 for specified purposes 29.12.2003 in so far as not already in force) by [Communications Act 2003 \(c. 21\)](#), s. 411(2), [Sch. 19\(1\)](#) Note 1 (with [Sch. 18](#)); [S.I. 2003/1900](#), arts. 1(2), 2(1), [Sch. 1](#) (with [art. 3](#)) (as amended by [S.I. 2003/3142](#), art. 1(3)); [S.I. 2003/3142](#), art. 3(2) (with art. 11)

F8521

Textual Amendments

F85 Sch. 5 paras. 3-22 repealed (25.7.2003 for specified purposes 29.12.2003 in so far as not already in force) by [Communications Act 2003 \(c. 21\)](#), s. 411(2), [Sch. 19\(1\)](#) Note 1 (with [Sch. 18](#)); [S.I. 2003/1900](#), arts. 1(2), 2(1), [Sch. 1](#) (with [art. 3](#)) (as amended by [S.I. 2003/3142](#), art. 1(3)); [S.I. 2003/3142](#), art. 3(2) (with art. 11)

F8522

Textual Amendments

F85 Sch. 5 paras. 3-22 repealed (25.7.2003 for specified purposes 29.12.2003 in so far as not already in force) by [Communications Act 2003 \(c. 21\)](#), s. 411(2), [Sch. 19\(1\)](#) Note 1 (with [Sch. 18](#)); [S.I. 2003/1900](#), arts. 1(2), 2(1), [Sch. 1](#) (with [art. 3](#)) (as amended by [S.I. 2003/3142](#), art. 1(3)); [S.I. 2003/3142](#), art. 3(2) (with art. 11)

ENACTMENTS REPEALED

Modifications etc. (not altering text)

C6 The text of Sch. 6 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.

Changes to legislation: There are currently no known outstanding effects for the British Telecommunications Act 1981. (See end of Document for details)

PART I **U.K.**

ENACTMENTS REPEALED ON THE PASSING OF THIS ACT

Chapter or Number	Short title	Extent of repeal
31 & 32 Vict. c. 110.	The Telegraph Act 1868.	Section 11. In the Schedule, paragraphs 7 to 9, 12 and 13.
41 & 42 Vict. c. 76.	The Telegraph Act 1878.	In section 2, in the definition of “telegraphic line”, the words from “and also” to “communication”. Section 14.
55 & 56 Vict. c. 59.	The Telegraph Act 1892.	Section 8.
1 & 2 Geo. 5. c. 26.	The Telephone Transfer Act 1911.	The whole Act.
1 & 2 Geo. 5. c. 39.	The Telegraph (Construction) Act 1911.	Section 6(2).
1 & 2 Eliz. 2. c. 36.	The Post Office Act 1953.	Sections 3 and 4.
2 & 3 Eliz. 2. c. iv.	The Dover Harbour Consolidation Act 1954.	Section 120.
9 & 10 Eliz. 2. c. 15.	The Post Office Act 1961.	The whole Act.
1968 c. 13.	The National Loans Act 1968.	In Schedule 5, the entry relating to the Post Office Act 1961.
1969 c. 48.	The Post Office Act 1969.	Section 1. In section 2(6), the words from “but anything” onwards. In section 6, in subsection (1) the words from “so, however” onwards, in subsection (2), paragraph (a) and, in paragraph (b), the words “after the expiration of that period”, and subsection (2A). Section 12(10). Section 14(18). Section 17. Section 19. Sections 31 and 32. Section 34.

Changes to legislation: There are currently no known outstanding effects for the British Telecommunications Act 1981. (See end of Document for details)

Section 50.

Section 68.

Section 74(1).

Section 81(3).

Sections 82 and 83.

Section 85.

In section 86(1), in the definition of “local authority” the words “county borough”.

Sections 106 and 107.

Section 127.

In section 129(1), the words “or any order made under this Act” and “or any copy of any such order”.

Sections 130 and 131.

In Schedule 1, paragraphs 2(2), 4(2) and 11(2), (3) and (5).

In Schedule 4, in paragraph 2(1), in the Table, the entry relating to section 3 of the 1953 Act and paragraphs 81, 87, 93(1)(i),(ii) and (viii), 94 and 98.

Schedule 7.

In Schedule 9, paragraphs 3(1), (3), (4) and (6), 4, 5, 8, 15, 16, 18, 19, 22 to 26, 31, 32, 36 to 47 and 50.

1977 c. 44.

The Post Office Act 1977.

The whole Act.

Northern Ireland Legislation

1970 c. 1 (N.I.).

The Harbours Act (Northern Ireland) 1970.

In section 26(4), the words “as from the appointed day within the meanin of the Post Office Act 1969”.

S.I. 1974/2143 (N.I. 6).

The Juries (Northern Ireland) Order 1974.

In Schedule 2, the words “Officers of the Post Office”.

Changes to legislation: There are currently no known outstanding effects for the British Telecommunications Act 1981. (See end of Document for details)

PART II U.K.

ENACTMENTS REPEALED ON THE APPOINTED DAY

Chapter or Number	Short title	Extent of repeal
26 & 27 Vict. c. 112.	The Telegraph Act 1863.	In section 24, the words from “and send” onwards. Section 34.
1 & 2 Eliz. 2. c. 36.	The Post Office Act 1953.	In section 60(1), the words “or telephone kiosk or cabinet” (twice) and the words “kiosk or cabinet”. In section 61(1), the words “telegraph post” and the word “post”, in the last place where it occurs. In section 64(1), the words “or postal telegraph office” or “public telephone call office” and the words “or a place where the public may make telephone calls”. Section 65A. In section 87(1), the definition of “telegraph post”.
1967 c.62.	The Post Office (Data Processing Service) Act 1967.	The whole Act.
1968 c.60.	The Theft Act 1968.	In Schedule 2, in Part I, paragraph 8.
1969 c. 48.	The Post Office Act 1969.	Section 9. Section 11(7). Section 13. Section 23 to 27. In section 29, in subsection (1), paragraphs (b) and (d) and, in subsection (2), the words “or telephone exchange attendant”. Section 35 and 36. Section 42. Section 54. Section 65.

Changes to legislation: There are currently no known outstanding effects for the British Telecommunications Act 1981. (See end of Document for details)

		Section 69(1) and (2). In section 72(1), the words “or telegraphic”.
		Section 78.
		Section 86(3). In section 87(1), paragraphs (a)(ii), (b)(ii) and (c)(ii).
		Section 88(6). In Schedule 4, paragraph 2(16), in paragraph 21(1), the words “telegraph, telephone, wireless, or signal station or” and paragraphs 78(1), 79, 86(1) and 93(1)(xxix).
1972 c. 79.	The Post Office (Borrowing Powers) Act 1972.	The whole Act.
1973 c. 36.	The Northern Ireland Constitution Act 1973.	In Schedule 3, paragraph 13, the words “telecommunications and”.
1974 c. 7.	The Local Government Act 1974.	In Schedule 3, paragraph 5(a).
1974 c. 8.	The Statutory Corporations (Financial Provisions) Act 1974.	In Schedule 2, paragraph 4.
1975 c. 55.	The Statutory Corporations (Financial Provisions) Act 1975.	In Schedule 2, the entry relating to the Post Office.
1976 c. 10.	The Post Office (Banking Services) Act 1976.	In Schedule 4, paragraph 5. Section 2. In section 3(2), the words from “and shall” onwards.

Northern Ireland Legislation

S.I. 1973/2905.	The Local Government (Consequential Provisions) (Northern Ireland) Order 1973.	In Schedule 1, paragraph 7.
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Changes to legislation:

There are currently no known outstanding effects for the British Telecommunications Act 1981.