



# Telecommunications Act 1984

## 1984 CHAPTER 12

### PART V

#### TRANSFER OF UNDERTAKING OF BRITISH TELECOMMUNICATIONS

##### *Vesting of property etc. of British Telecommunications in a company nominated by the Secretary of State*

#### **60 Vesting of property etc. of British Telecommunications in a company nominated by the Secretary of State.**

- <sup>F1</sup>(1) On such day as the Secretary of State may by order appoint for the purposes of this Part (in this Act referred to as “the transfer date”), all the property, rights and liabilities (other than the excepted liabilities) to which British Telecommunications was entitled or subject immediately before that date shall (subject to the following provisions of this section) become by virtue of this section property, rights and liabilities of a company nominated for the purposes of this section by the Secretary of State (in this Act referred to as “the successor company”).
- (2) In this Act “the excepted liabilities” means the liabilities which subsist by virtue of a deed of covenant dated 22nd November 1978 and made between the Post Office and the then trustees of the Post Office Staff Superannuation Scheme.
- (3) The Secretary of State may, after consulting British Telecommunications, by order nominate for the purposes of this section any company formed and registered under the <sup>F2M1</sup>Companies Act 1985 or the enactments thereby replaced; but on the transfer date the company in question must be a company limited by shares which is wholly owned by the Crown.
- (4) References in this Act to property, rights and liabilities of British Telecommunications are references to all such property, rights and liabilities, whether or not capable of being transferred or assigned by British Telecommunications.
- (5) It is hereby declared for the avoidance of doubt that—

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*Changes to legislation: There are currently no known outstanding effects for the Telecommunications Act 1984, Section 60. (See end of Document for details)*

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- (a) any reference in this Act to property of British Telecommunications is a reference to property of British Telecommunications whether situated in the United Kingdom or elsewhere; and
  - (b) any such reference to rights or liabilities of British Telecommunications is a reference to rights to which British Telecommunications is entitled, or (as the case may be) liabilities to which British Telecommunications is subject, whether under the law of the United Kingdom or of any part of the United Kingdom or under the law of any country or territory outside the United Kingdom.
- (6) In the <sup>M2</sup>House of Commons Disqualification Act 1975 in Part III of Schedule 1 (other disqualifying offices) there shall be inserted (at the appropriate place in alphabetical order) the following entry—
- “Director of the successor company within the meaning of Part V of the Telecommunications Act 1984, being a director nominated or appointed by a Minister of the Crown or by a person acting on behalf of the Crown”;
- and the like insertion shall be made in Part III of Schedule 1 to the <sup>M3</sup>Northern Ireland Assembly Disqualification Act 1975.]

#### Textual Amendments

- F1** S. 60 repealed (25.7.2003 for specified purposes, 29.12.2003 otherwise) by [Communications Act 2003](#) (c. 21), ss. 398(2)(a), 406, 408, 411, [Sch. 19\(1\)](#) (with [Sch. 18](#), [Sch. 19\(1\)](#) Note 1); S.I. 2003/1900, arts. 1(2), [2\(1\)](#), 3(1), [Sch. 1](#) (with art. 3(2) (as amended (8.12.2003) by S.I. 2003/3142, art. 1(3))); S.I. 2003/3142, [art. 3](#), [Sch. 1](#) (with art. 11)
- F2** Words substituted by [Companies Consolidation \(Consequential Provisions\) Act 1985](#) (c. 9, SIF 27), s. 30, [Sch. 2](#)

#### Marginal Citations

- M1** 1985 c. 6.  
**M2** 1975 c. 24.  
**M3** 1975 c. 25.

**Changes to legislation:**

There are currently no known outstanding effects for the Telecommunications Act 1984, Section 60.