



Postal Services Act 2011

CHAPTER 5

POSTAL SERVICES ACT 2011

PART 1

RESTRUCTURING OF ROYAL MAIL GROUP

Removal of existing statutory restrictions on ownership

- 1 Removal of restrictions on ownership of Royal Mail Holdings plc etc

Ownership of the Royal Mail

- 2 Report on decision to dispose of shares in a Royal Mail company etc
- 3 Employee share scheme

Ownership of the Post Office

- 4 Restrictions on issue and transfer of shares and share rights in a Post Office company etc
- 5 Report on transfer of interest in a Post Office company to a relevant mutual
- 6 Meaning of “Post Office company”
- 7 Meaning of “relevant mutual”

Transfer of property etc

- 8 Transfer schemes
- 9 Transfer of employees otherwise than under transfer scheme
- 10 Taxation provisions relating to re-structuring

Supplementary provisions

- 11 Annual report on post office network

- 12 Annual report on postal museum collection and archive
- 13 Directions

Interpretation

- 14 Ownership of companies
- 15 Part 1: general interpretation

PART 2

ROYAL MAIL PENSION PLAN

Introduction

- 16 Introduction

Powers exercisable

- 17 Transfer of qualifying accrued rights to new public scheme
- 18 Division of the RMPP into different sections
- 19 Amendments of the RMPP
- 20 Protection against adverse treatment
- 21 Transfer of assets of the RMPP
- 22 Restriction on power to transfer assets

Supplementary provisions

- 23 Taxation
- 24 Information
- 25 Orders and regulations
- 26 Interpretation of Part 2

PART 3

REGULATION OF POSTAL SERVICES

Postal services

- 27 Postal services, postal packets and postal operators
- 28 General authorisation to provide postal services

The universal postal service

- 29 Duty to secure provision of universal postal service
- 30 The universal postal service
- 31 Minimum requirements
- 32 Section 31: definitions
- 33 Exceptions to minimum requirements
- 34 Review of minimum requirements

Universal service providers

- 35 Designation of universal service providers
- 36 Designated USP conditions
- 37 Publication of information about performance
- 38 USP access conditions
- 39 USP accounting conditions

Persons providing services within scope of universal postal service

- 40 Services within scope of the universal postal service
- 41 Notification condition
- 42 General universal service conditions
- 43 Recovery of administrative charges incurred by OFCOM

Financial support for universal postal service

- 44 Review of costs of universal service obligations
- 45 Fairness of bearing burden of universal service obligations
- 46 Contributions for meeting burden
- 47 Report on sharing mechanism

Postal operators generally

- 48 Notification by postal operators
- 49 Essential conditions
- 50 General access conditions
- 51 Consumer protection conditions
- 52 Provision that may be made by consumer protection conditions

General provisions

- 53 Imposition, modification or revocation of regulatory conditions
- 54 Enforcement of regulatory requirements
- 55 Information
- 56 General restriction on disclosure of information

Appeals

- 57 Decisions by OFCOM to impose regulatory conditions, penalties etc
- 58 Appeals from the CAT
- 59 Price control decisions
- 60 Section 59: supplementary

Supplementary and consequential provisions

- 61 Duties in relation to social and environmental matters
- 62 UK postage stamps bearing image of Her Majesty
- 63 Orders, schemes and regulations made by OFCOM
- 64 Abolition of Postal Services Commission etc
- 65 Interpretation of Part 3 etc
- 66 Transitional provisions for Part 3
- 67 Review of Part 3

PART 4

SPECIAL ADMINISTRATION REGIME

Postal administration orders

- 68 Postal administration orders
- 69 Objective of a postal administration
- 70 Applications for postal administration orders
- 71 Powers of court
- 72 Postal administrators

Status: This is the original version (as it was originally enacted).

73 Conduct of administration, transfer schemes etc

Restrictions on other insolvency procedures

- 74 Winding-up orders
- 75 Voluntary winding up
- 76 Making of ordinary administration orders
- 77 Administrator appointments by creditors etc
- 78 Enforcement of security

Financial support for companies in administration

- 79 Grants and loans
- 80 Indemnities
- 81 Guarantees where postal administration order is made

Modifications of regulatory conditions etc

- 82 Regulatory powers exercisable during postal administration
- 83 Regulatory conditions to secure funding of postal administration order

Supplementary provisions

- 84 Modification of Part 4 under Enterprise Act 2002
- 85 Interpretation of Part 4
- 86 Partnerships
- 87 Northern Ireland
- 88 Review of Part 4

PART 5

GENERAL

- 89 Orders and regulations made by Ministers of Crown
- 90 Minor definitions
- 91 Minor and consequential amendments
- 92 Financial provisions
- 93 Short title, commencement and extent

Schedule 1 — Transfer schemes

Schedule 2 — Taxation provisions relating to re-structuring etc

Schedule 3 — Further provision about access conditions

Part 1 — PROVISION THAT MAY BE MADE BY ACCESS CONDITIONS

Part 2 — RESOLUTION OF ACCESS DISPUTES BY OFCOM

Schedule 4 — Recovery of administrative charges incurred by OFCOM

Schedule 5 — Approval of redress schemes

Schedule 6 — Imposition, modification or revocation of regulatory conditions

Schedule 7 — Enforcement of regulatory requirements

Schedule 8 — Information provisions

Part 1 — REQUIREMENTS TO PROVIDE INFORMATION TO OFCOM

Part 2 — ENFORCEMENT

Part 3 — SUPPLEMENTARY PROVISIONS

Schedule 9 — Transitional provisions for Part 3

Schedule 10 — Conduct of postal administration

Part 1 — MODIFICATIONS OF SCHEDULE B1 TO 1986 ACT

Part 2 — FURTHER MODIFICATIONS OF SCHEDULE B1 TO 1986 ACT:
FOREIGN COMPANIES

Part 3 — OTHER MODIFICATIONS

Schedule 11 — Postal transfer schemes

Schedule 12 — Minor and consequential amendments

Part 1 — POSTAL SERVICES ACT 2000

Part 2 — COMMUNICATIONS ACT 2003

Part 3 — OTHER ENACTMENTS