

SCHEDULES

SCHEDULE 33

PROTECTIVE PROVISIONS

PART 3

ELECTRONIC COMMUNICATIONS CODE NETWORKS

- 33 (1) Subject to sub-paragraph (2), paragraph 23 of the electronic communications code applies for the purposes of the authorised works.
- (2) Paragraphs 21 and 23 of the electronic communications code do not apply for the purposes of the authorised works—
- (a) insofar as such works are regulated by the New Roads and Street Works Act 1991 or any regulation made under that Act,
 - (b) where the nominated undertaker exercises a right under subsection (4)(b) of section 272 of the Town and Country Planning Act 1990 or under an order made under that section to remove electronic communications apparatus, or
 - (c) in respect of any matter regulated by sub-paragraphs (3) to (8) of paragraph 35.