

Status: Point in time view as at 06/04/2011.

Changes to legislation: There are currently no known outstanding effects for the Telecommunications Act 1984, Cross Heading: Power to fly lines. (See end of Document for details)

SCHEDULES

SCHEDULE 2

THE TELECOMMUNICATIONS CODE

Modifications etc. (not altering text)

- C1 Sch. 2 excluded by [Broadcasting Act 1990 \(c. 42, SIF 96\)](#), s. 189(1)
- C1 Sch. 2: definition applied (E.W.)(1.12.1991) by [Water Resources Act 1991 \(c. 57, SIF 130\)](#), ss. 221(1), 225(2).
- C1 Sch. 2: definition applied (E.W.)(1.12.1991) by [Water Industry Act 1991 \(c. 56, SIF 130\)](#), ss. 219(1), 223(2).
- C1 Sch. 2: modified by [Greater Manchester \(Light Rapid Transit System\) Act 1991 \(c. xvi, SIF 200\)](#), s.10.
- C1 Sch. 2 modified (12.11.1992) by [Greater Manchester \(Light Rapid Transit System\) Act 1992 \(c. xviii\)](#), s.10
- C1 Sch. 2 applied (27.7.1993) by 1993 c. xii, s. 1, [Sch. Pt. IV s. 28](#).
Sch. 2 modified (26.5.1994) by 1994 c. vi, s. 10
- C1 Sch. 2 applied (E.W.) (2.5.2006 for E., 11.5.2006 for W.) by [The Restricted Byways \(Application and Consequential Amendment of Provisions\) Regulations 2006 \(S.I. 2006/1177\)](#), arts. 1, 2, [Sch. Pt. I](#)

Power to fly lines

- 10 (1) Subject to paragraph 3 above and the following provisions of this code, where any [^{F1}electronic communications apparatus] is kept installed on or over any land for the purposes of the operator's [^{F2}network], the operator shall, for the statutory purposes, have the right to install and keep installed lines which—
- (a) pass over other land adjacent to or in the vicinity of the land on or over which that apparatus is so kept;
 - (b) are connected to that apparatus; and
 - (c) are not at any point in the course of passing over the other land less than 3 metres above the ground or within 2 metres of any building over which they pass.
- (2) Nothing in sub-paragraph (1) above shall authorise the installation or keeping on or over any land of—
- (a) any [^{F1}electronic communications apparatus] used to support, carry or suspend a line installed in pursuance of that sub-paragraph; or
 - (b) any line which by reason of its position interferes with the carrying on of any business [^{F3}(within the meaning of section 6 of this Act)] carried on on that land.
- [^{F4}(3) In this paragraph “business” includes a trade, profession or employment and includes any activity carried on by a body of persons (whether corporate or unincorporate).]

Status: Point in time view as at 06/04/2011.

Changes to legislation: There are currently no known outstanding effects for the Telecommunications Act 1984, Cross Heading: Power to fly lines. (See end of Document for details)

Textual Amendments

- F1** Words in [Sch. 2 para. 10](#) substituted (25.7.2003 for certain purposes, 29.12.2003 for further specified purposes) by [Communications Act 2003 \(c. 21\)](#), ss. 106, 406, 408, 411, [Sch. 3 para. 5\(a\)](#) (with [Sch. 18](#)); [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\(2\)](#) (with [art. 11](#))
- F2** Word in [Sch. 2 para. 10](#) substituted (25.7.2003 for certain purposes, 29.12.2003 for further specified purposes) by [Communications Act 2003 \(c. 21\)](#), ss. 106, 406, 408, 411, [Sch. 3 para. 5\(d\)](#) (with [Sch. 18](#)); [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\(2\)](#) (with [art. 11](#))
- F3** Words in [Sch. 3 para 10\(2\)\(b\)](#) repealed (25.7.2003 for specified purposes, 29.12.2003 for further specified purposes) by [Communications Act 2003](#), (c. 21), ss. 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\(2\)](#) (with [art. 11](#))
- F4** [Sch. 2 para. 10\(3\)](#) inserted (25.7.2003 for certain purposes, 29.12.2003 for further specified purposes) by [Communications Act 2003 \(c. 21\)](#), ss. 106, 406, 408, 411, [Sch. 3 para. 6](#) (with [Sch. 18](#)); [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\(2\)](#) (with [art. 11](#))

Status:

Point in time view as at 06/04/2011.

Changes to legislation:

There are currently no known outstanding effects for the Telecommunications Act 1984, Cross
Heading: Power to fly lines.