

Status: Point in time view as at 10/03/2023.

Changes to legislation: *New Roads and Street Works Act 1991, Cross Heading: Telecommunications Act 1984 (c.12) is up to date with all changes known to be in force on or before 22 June 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)*

SCHEDULES

SCHEDULE 8

MINOR AND CONSEQUENTIAL AMENDMENTS

Extent Information

- E1** [Sch. 8](#) extends to England and Wales and to Scotland or Northern Ireland also if amended enactment so extends see [s. 169](#)

PART IV

AMENDMENTS OF OTHER ENACTMENTS

Telecommunications Act 1984 (c.12)

- 113 (1) In Schedule 2 to the Telecommunications Act 1984 (the telecommunications code), paragraph 1 (interpretation) is amended as follows.
- (2) In sub-paragraph (1)—
- (a) in the definition of “maintainable highway”, in paragraph (a), for the words from the beginning to “1950” substitute “ in England and Wales, means a maintainable highway within the meaning of Part III of the New Roads and Street Works Act 1991 ”;
 - (b) in the definition of “public road”, for “the Public Utilities Street Works Act 1950” substitute “ Part IV of the New Roads and Street Works Act 1991 ”;
 - (c) in the definition of “road”, for “the meaning given by section 1(3) of the said Act of 1950” substitute “ the same meaning as in Part IV of the New Roads and Street Works Act 1991 ”;
 - (d) in the definition of “street” for “the meaning given by section 1(3) of the said Act of 1950” substitute “ the same meaning as in Part III of the New Roads and Street Works Act 1991 ”.
- (3) Omit sub-paragraph (4) (which relates to the meaning of the expression “street”).
- (4) In sub-paragraph (5), for “the Public Utilities Street Works Act 1950” substitute “ Part III of the New Roads and Street Works Act 1991 ”.

Commencement Information

- II** [Sch. 8 para. 113](#) partly in force at 1.1.1993 by s. 170 and (E.W.) by [S.I. 1992/2984, art. 2\(2\)](#), [Sch. 2](#); (S.) by [S.I. 1992/2990, art. 2\(2\)](#), [Sch. 2](#)

- 114 In the same Schedule, in paragraph 2(8)(a) (construction of references to occupier of land)—

Status: Point in time view as at 10/03/2023.

Changes to legislation: *New Roads and Street Works Act 1991, Cross Heading: Telecommunications Act 1984 (c.12) is up to date with all changes known to be in force on or before 22 June 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)*

- (a) for “street” or, in Scotland, “road” in each place where it occurs substitute “ street or, in Scotland, road ”;
- (b) in sub-paragraph (ii), for the words from “as references” to the end substitute—

“as references—

in England and Wales or Northern Ireland, to the street managers within the meaning of Part III of the New Roads and Street Works Act 1991 (which for this purpose shall be deemed to extend to Northern Ireland), and

in Scotland, to the road managers within the meaning of Part IV of that Act; and”.

Commencement Information

I2 Sch. 8 para. 114 partly in force at 1.1.1993 by s. 170 and (E.W.) by S.I. 1992/2984, art. 2(2), Sch. 2; (S.) by S.I. 1992/2990, art. 2(2), Sch. 2

- 115 (1) In the same Schedule, paragraph 9 (street works) is amended as follows.
- (2) In sub-paragraph (1), after “over,” insert “ in, on, ”, and for “a street” or, in Scotland, “a road” substitute “ a street or, in Scotland, a road ”.
 - (3) In sub-paragraph (2), for “in a street which is not a maintainable highway” or, in Scotland, “in a road which is not a public road” substitute “ in a street which is not a maintainable highway or, in Scotland, a road which is not a public road ”.
- ^{F1}(4)

Textual Amendments

F1 Sch. 8 para. 115(4) repealed (18.11.2001) by S.I. 1995/3210 (N.I. 19) art. 60(2), Sch. 4; S.R. 2001/388, art. 2, Sch.

Commencement Information

I3 Sch. 8 para. 115 partly in force at 1.1.1993 by s. 170 and (E.W.) by S.I. 1992/2984, art. 2(2), Sch. 2; (S.) by S.I. 1992/2990, art. 2(2), Sch. 2

Status:

Point in time view as at 10/03/2023.

Changes to legislation:

New Roads and Street Works Act 1991, Cross Heading: Telecommunications Act 1984 (c.12) is up to date with all changes known to be in force on or before 22 June 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.