

Status: Point in time view as at 13/04/2011.

Changes to legislation: Housing and Regeneration Act 2008, Paragraph 8 is up to date with all changes known to be in force on or before 21 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 4

POWERS IN RELATION TO, AND FOR, STATUTORY UNDERTAKERS

PART 1

EXTINGUISHMENT OR REMOVAL POWERS FOR THE HCA

Electronic communications

- 8 (1) The reference in paragraph 1(1)(a) to a protected right vested in, or belonging to, statutory undertakers for the purpose of carrying on their undertaking includes a reference to a protected right conferred by, or in accordance with, the electronic communications code on the operator of an electronic communications code network.
- (2) The reference in paragraph 1(1)(b) to apparatus vested in, or belonging to, statutory undertakers for the purpose of carrying on their undertaking includes a reference to electronic communications apparatus kept installed for the purposes of any such network.
- (3) Sub-paragraphs (1) and (2) do not apply where paragraphs 12 and 13 of Part 2 of Schedule 3 apply (orders under paragraph 3 of that Schedule which relate to electronic communications apparatus).
- (4) Where paragraph 1 has effect as mentioned in sub-paragraphs (1) and (2) above—
- (a) any reference in this Part of this Schedule to statutory undertakers has effect as a reference to the operator of the electronic communications code network, and
 - (b) any reference in this Part of this Schedule to the appropriate Minister has effect as a reference to [^{F1}the Secretary of State for Culture, Olympics, Media and Sport].

Textual Amendments

- F1** Words in Sch. 4 para. 8(4)(b) substituted (13.4.2011) by [Transfer of Functions \(Media and Telecommunications etc.\) Order 2011 \(S.I. 2011/741\)](#), art. 1(2), [Sch. 2 para. 2\(a\)](#)

Modifications etc. (not altering text)

- C1** Sch. 4 para. 8(4)(b) transfer of functions (13.4.2011) by [Transfer of Functions \(Media and Telecommunications etc.\) Order 2011 \(S.I. 2011/741\)](#), arts. 1(2), 3, [Sch. 1](#) (with art. 5)

Commencement Information

- I1** Sch. 4 para. 8 in force at 1.12.2008 by [S.I. 2008/3068](#), [art. 2\(1\)\(g\)](#) (with arts. 6-13)

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