

**Changes to legislation:** There are currently no known outstanding effects for the Telecommunications Infrastructure (Leasehold Property) Act 2021, Cross Heading: Electronic Communications Code (Jurisdiction) Regulations 2017 (S.I. 2017/1284). (See end of Document for details)

## SCHEDULE

### RELATED AMENDMENTS

*Electronic Communications Code (Jurisdiction) Regulations 2017 (S.I. 2017/1284)*

- 5 The Electronic Communications Code (Jurisdiction) Regulations 2017 are amended as follows.

#### Commencement Information

- I1** Sch. para. 5 in force at 15.3.2021 for specified purposes, see s. 3(3)(b)(4)  
**I2** Sch. para. 5 in force at 26.12.2022 for E.W. in so far as not already in force by S.I. 2022/1308, reg. 3(e)  
**I3** Sch. para. 5 in force at 1.7.2023 for S. in so far as not already in force by S.I. 2022/1308, reg. 3(e)

- 6 In regulation 2(1) (interpretation), after the definition of “the code” insert—  
““Part 4A proceedings” means proceedings under Part 4A of the code;”.

#### Commencement Information

- I4** Sch. para. 6 in force at 15.3.2021 for specified purposes, see s. 3(3)(b)(4)  
**I5** Sch. para. 6 in force at 26.12.2022 for E.W. in so far as not already in force by S.I. 2022/1308, reg. 3(e)  
**I6** Sch. para. 6 in force at 1.7.2023 for S. in so far as not already in force by S.I. 2022/1308, reg. 3(e)

- 7 (1) Regulation 3 (conferral of jurisdiction on tribunals) is amended as follows.
- (2) The existing text becomes paragraph (1).
- (3) In that paragraph—
- (a) in the words before sub-paragraph (a), after “Subject to” insert “paragraph (2) and”;
- (b) for sub-paragraphs (a) and (b) (including the final “and”) substitute—  
“(aa) in relation to England and Wales, the First-tier Tribunal and the Upper Tribunal, and”;
- (c) omit the words after sub-paragraph (c).
- (4) After that paragraph insert—  
“(2) Functions are exercisable by the First-tier Tribunal under paragraph (1)(aa) only—
- (a) in connection with relevant proceedings in relation to England that have been transferred to the First-tier Tribunal by the Upper Tribunal, and
- (b) in connection with Part 4A proceedings (whether in relation to England or Wales).
- (3) Any provision of the code which confers a function on the court is, to the extent that the function is exercisable by a tribunal under this regulation, to be read as if the reference to the court included reference to that tribunal.”

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#### Commencement Information

- I7** Sch. para. 7 in force at 15.3.2021 for specified purposes, see s. 3(3)(b)(4)
- I8** Sch. para. 7 in force at 26.12.2022 for E.W. in so far as not already in force by S.I. 2022/1308, reg. 3(c)
- I9** Sch. para. 7 in force at 1.7.2023 for S. in so far as not already in force by S.I. 2022/1308, reg. 3(c)

- 8 (1) Regulation 4 (jurisdiction for commencement of proceedings) is amended as follows.
- (2) In the heading, for “relevant” substitute “ certain ”.
- (3) The existing text becomes paragraph (1).
- (4) After that paragraph insert—
- “(2) Part 4A proceedings must be commenced—
- (a) in relation to England and Wales, in the First-tier Tribunal, or
- (b) in relation to Scotland, in the sheriff court.”

#### Commencement Information

- I10** Sch. para. 8 in force at 15.3.2021 for specified purposes, see s. 3(3)(b)(4)
- I11** Sch. para. 8 in force at 26.12.2022 for E.W. in so far as not already in force by S.I. 2022/1308, reg. 3(c)
- I12** Sch. para. 8 in force at 1.7.2023 for S. in so far as not already in force by S.I. 2022/1308, reg. 3(c)

- 9 The amendments made by paragraphs 5 to 8 do not limit the provision that may be made by regulations under paragraph 95 of the code.

#### Commencement Information

- I13** Sch. para. 9 in force at 15.3.2021 for specified purposes, see s. 3(3)(b)(4)
- I14** Sch. para. 9 in force at 26.12.2022 for E.W. in so far as not already in force by S.I. 2022/1308, reg. 3(c)
- I15** Sch. para. 9 in force at 1.7.2023 for S. in so far as not already in force by S.I. 2022/1308, reg. 3(c)

- 10 In paragraph 9, “the code” means the electronic communications code set out in Schedule 3A to the Communications Act 2003.

#### Commencement Information

- I16** Sch. para. 10 in force at 15.3.2021 for specified purposes, see s. 3(3)(b)(4)
- I17** Sch. para. 10 in force at 26.12.2022 for E.W. in so far as not already in force by S.I. 2022/1308, reg. 3(c)
- I18** Sch. para. 10 in force at 1.7.2023 for S. in so far as not already in force by S.I. 2022/1308, reg. 3(c)

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