Status: Point in time view as at 19/11/1998.

Changes to legislation: There are currently no known outstanding effects for the Post Office Act 1969, Part II. (See end of Document for details)

## SCHEDULES

#### **SCHEDULE 4**

ADAPTATIONS OF ENACTMENTS AND ORDERS IN COUNCIL CONSEQUENTIAL ON THE ASSUMPTION BY THE NEW AUTHORITY FOR THE CONDUCT OF POSTAL AND TELEGRAPHIC BUSINESS OF FUNCTIONS EXERCISED AND PERFORMED BEFORE THE APPOINTED DAY BY THE POSTMASTER GENERAL

#### PART II

#### ADAPTATIONS OF PUBLIC GENERAL ENACTMENTS

Adaptations of Enactments relating to the Post

2 (1) With reference to any point of time after the beginning of the appointed day, any reference in the provisions of the MI Post Office Act 1953 (hereafter in this paragraph referred to as the "principal Act") specified in the following table to the Post Office (except in the expression "an officer of the Post Office") shall be construed as referring to the authority, and any reference in those provisions to an officer of the Post Office shall be construed as referring to a person engaged in the business of the authority.

## TABLE

Provision	Subject-matter
	F1
Section 16	Application of customs Acts to postal packets.
Section 22	Issuing money orders with fraudulent intent.
Section 24	Arrangements with other countries as to money orders.
Section 25	Outward bound ships.
Section 26	Inward bound ships and aircraft.
Section 27	Owners' letters.
Section 28	Retention of postal packets after delivery of part thereof to Post Office.
Section 32	Penalty for opening of mail-bag by master or commander of ship or aircraft.

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[ F2	[ F2
Section 33]	Power to require provision of regular mailtrains.]
[ F2	[ F2
Section 34]	Additional provisions as to regular mailtrains.]
[ F2	[ F2
Section 38]	Conveyance of mail-bags by railway otherwise than as part of regular mail-train services.]
[ F2	[ F2
Section 41]	Offences relating to conveyance of mails by railway.]
[ F2	[ F2
Section 42]	Conveyance of mail-bags on ships usedby railway undertakers.]
Section 45	Additional provisions as to conveyance of mail-bags by public service vehicles.
Section 53	Unlawfully taking away or opening mailbags.
Section 55	Fraudulent retention of mail-bag or postal packet.
Section 57	Stealing, embezzlement, destruction, &c., by officer of the Post Office of postal packet.
Section 58	Opening or delaying of postal packets by officers of the Post Office.
Section 65	Obstruction and molestation of officers of the Post Office.
Section 76	Recovery of sums from officers of the Post Office.
Section 79	Surrender of clothing by officer of the Post Office on ceasing to be officer.
Section 90	Prosecution of offences in the Isle of Man.

<sup>(2)</sup> Section 8(3) of the principal Act (mode of dealing with packets posted in contravention of the Act or of regulations thereunder) shall, as from the appointed day, have effect as if, for the references to regulations made under the Act, there were substituted references to the provisions of a scheme made under section 28 of this Act and as if, for the reference to the Postmaster General, there were substituted a reference to the authority.

Status: Point in time view as at 19/11/1998.

Changes to legislation: There are currently no known outstanding effects for the Post Office Act 1969, Part II. (See end of Document for details)

- (3) As from the appointed day, section 11 of the principal Act (prohibition on sending by post certain articles) shall have effect as if,—
  - (a) in subsection (1)(a), for the reference to the Postmaster General, there were substituted a reference to the authority, and, for the reference to an officer of the Post Office, there were substituted a reference to a person engaged in the business of the authority; and
  - (b) in subsection (4), for the reference to detention in the Post Office, there were substituted a reference to detention by the authority and, for the reference to any regulations having effect by virtue of that section, there were substituted a reference to any provisions of a scheme made under section 28 of this Act.
- (4) As from the appointed day, subsection (2) of section 16 of the principal Act (application of customs Acts to postal packets) shall have effect with the substitution, for the reference to the Postmaster General, of a reference to the Minister; but the Minister shall not make a recommendation under that subsection to the Treasury except after consultation with the authority.
- (5) Duties [F3 (whether of customs or excise) charged on imported goods] or other charges payable in respect of packets to which the said section 16 applies (whether payable to the authority or to any other postal administration) may be recovered by the authority in any court of competent jurisdiction as if they were simple contract debts, and, in any proceedings for the recovery of any charges so payable, a certificate of the authority of the amount thereof shall be evidence (and, in Scotland, sufficient evidence) of that fact.
  - In the application of this sub-paragraph to Scotland the words "as if they were simple contract debts" shall be omitted.
- (6) As from the appointed day, section 17 of the principal Act (power to detain postal packets containing contraband) shall have effect with the substitution, for the reference to the Postmaster General, of a reference to the authority.
- (7) As from the appointed day, section 19(1) and (2) of the principal Act (Post Office mark evidence of amount of postage, &c.) shall have effect as if references to the Post Office and the Postmaster General included references to the authority, and section 19(3) of that Act shall have effect as if, for the reference to a certificate signed by or on behalf of the Postmaster General, there were substituted a reference to a certificate of the authority.
- (8) Section 21(3) of the principal Act (protection of bankers collecting postal orders) shall, as from the appointed day, have effect as if, after the words "Postmaster General", there were inserted the words "or the authority established by section 6 of the Post Office Act 1969".
- (9) References in sections 22 and 23 of the principal Act (issuing money orders with fraudulent intent and forgery and stealing of money orders) to a money order shall, as from the appointed day, be construed as including references to a postal order.
- (10) As from the appointed day, section 24 of the principal Act shall have effect as if, for the reference to the Postmaster General, there were substituted a reference to the authority, as if, for the words "money orders", there were substituted the words "orders for the payment of money" and as if the words "and subject to any prescribed modifications", the words "within the meaning of those sections" and the proviso were omitted.

Status: Point in time view as at 19/11/1998.

Changes to legislation: There are currently no known outstanding effects for the Post Office Act 1969, Part II. (See end of Document for details)

- [F4(11)] References in sections 50 and 51 of the principal Act (extension of postal facilities and accommodation) to the Postmaster General shall, as from the appointed day, be construed as referring to the authority.]
  - (12) With reference to any point of time after the beginning of the appointed day, the reference in section 56 of the principal Act (criminal diversion of letters from the addressee) to a person not in the employment of the Postmaster General shall be construed as referring to a person not engaged in the business of the authority.
  - (13) With reference to any point of time after the beginning of the appointed day, the reference in section 61 of the principal Act (prohibition of affixing placards, notices, &c., on post office letter boxes, &c.) to the Postmaster General shall be construed as referring to the authority.
  - (14) References in section 62 of the principal Act (prohibition of imitation of post office stamps, envelopes, forms and marks) and section 64 of that Act (prohibition of false notices as to reception of letters, &c.) to the Postmaster General shall, as from the appointed day, be construed as referring to the authority.
  - (15) As from the appointed day, section 63 of the principal Act (prohibition of fictitious postage stamps) shall have effect as if, in subsection (1), for the words from the beginning to "prescribed", there were substituted the words "Except for such purposes as may be approved by the Post Office in writing and in accordance with such (if any) conditions as may be attached to the approval, a person shall not".

(16)																															F
(10)	•	•	•	•	•	•	٠	•	•	٠	•	٠	٠	•	٠	٠	•	•	•	•	•	•	•	•	•	•	•	•		•	

- (17) As from the appointed day, section 72(1) of the principal Act (evidence of thing being a postal packet) shall have effect as if, for the reference to an article's having been accepted on behalf of the Postmaster General for transmission by post, there were substituted a reference to its having been accepted on behalf of him or the authority for transmission by post.
- (18) As from the appointed day, section 72(3) of the principal Act (application in certain proceedings of section 27(4) of the M2Theft Act 1968, and evidence of employment of a vessel, vehicle or aircraft by or under the Post Office for the transmission of postal packets under contract) shall have effect as if, for the reference to a vessel, vehicle or aircraft having been at any time employed by or under the Post Office, there were substituted a reference to its having been at any time employed by or under the Post Office or the authority.
- (19) As from the appointed day section 78(1) of the principal Act (provisions as to post office letter boxes) shall have effect as if, for the reference to the Postmaster General, there were substituted a reference to the authority; and section 78(2) of that Act shall have effect as if the reference to a certificate signed by or on behalf of the Postmaster General included a reference to a certificate of the authority and, for the reference to the permission or authority of the Postmaster General, there were substituted a reference to the permission or authority of the Postmaster General or the authority.
- (20) The reference in section 79(1) of the principal Act to the Postmaster General shall, as from the appointed day, be construed as referring to the authority.
- (21) As from the appointed day, the definition of "parcel" in section 87(1) of the principal Act (interpretation) shall have effect as if, for the reference to regulations, there were

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substituted a reference to the provisions of a scheme made under section 28 of this Act.

- (22) As from the appointed day, the definition of "post office letter box" in section 87(1) of the principal Act shall have effect as if, after the words "the Postmaster General", in both places where they occur, there were inserted the words "or the authority established by section 6 of the Post Office Act 1969".
- (23) As from the appointed day, the reference, in the definition of "the purposes of the Post Office" in section 87(1) of the principal Act, to the execution of any duties for the time being undertaken by the Postmaster General or any of his officers shall be construed as including a reference to the exercise or performance of any powers or duties conferred or imposed by, or by virtue of, this Act on the authority; and any provision to which that definition is relevant (whether contained in the principal Act or any other Act) shall be construed accordingly.
- (24) As from the appointed day, the reference in section 87(2)(b) of the principal Act (delivery of postal packet to an officer of the Post Office to be delivery to a post office) to delivery to an officer of the Post Office shall be construed as a reference to delivery to an officer of the Post Office or to a person engaged in the business of the authority.
- (25) As from the appointed day, "postage", in the principal Act, shall, unless the context otherwise requires, mean postage chargeable by the authority.

#### **Textual Amendments**

- F1 Entry repealed by British Telecommunications Act 1981 (c. 38, SIF 96), Sch. 6 Pt. I
- F2 Entries in Sch. 4 para. 2(1) repealed (1.4.1994) by 1993 c. 43, ss. 152(3), Sch. 14; S.I. 1994/571, art. 5
- F3 Words substituted by Customs and Excise Management Act 1979 (c. 2), Sch. 4 para. 12 Table Pt. I
- F4 Sch. 4 para. 11 repealed (E.W.S.) by Energy Act 1983 (c. 25, SIF 44:1), Sch. 4 Pt. I
- F5 Sch. 4 para. 2(16) repealed by British Telecommunications Act 1981 (c. 38), Sch. 6 Pt. II

#### **Modifications etc. (not altering text)**

C1 The text of Sch. 4 paras. 2(8)(10)(15)(22), 14 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

#### **Marginal Citations**

- M1 1953 c. 36.
- **M2** 1968 c. 60.
- As from the appointed day, section 1 of the M3Recorded Delivery Service Act 1962 shall have effect as if the reference in subsection (6) thereof (which provides that that section is not to be construed as authorising the sending by that service of anything which, under the M4Post Office Act 1953 or any instrument thereunder, is not allowed to be so sent) to any instrument under the Post Office Act 1953 included a reference to a scheme under section 28 of this Act, and section 1 of the M5Recorded Delivery Service Act (Northern Ireland) 1963 shall have effect as if the reference in subsection (5) thereof to such an instrument included a reference to such a scheme.

Status: Point in time view as at 19/11/1998.

Marg	inal Citations
M3	1962 c. 27.
M4	1953 c. 36.
M5	1963 c. 5 (N.I.)
	Adaptations of Enactments relating to Telegraphs
4	F6
Т4	
F6	sal Amendments Sch. 4 para. 4 repealed by Statute Law (Repeals) Act 1986 (c. 12), s. 1(1), Sch. 1 Pt. I
5, 6.	F7
Textu	nal Amendments
F7	Sch. 4 paras. 5, 6, 8, 10, 16–19 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, <b>Sch. 7 Pt. I</b>
7	F8
Textu	al Amendments
F8	Sch. 4 paras. 7, 9 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, Sch. 7 Pt. I
	Adaptations of Enactments relating to the Supply of Electricity
8	F9
Textu F9	al Amendments Sch. 4 paras. 5, 6, 8, 10, 16–19 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, Sch. 7 Pt. I
9	F10
Textu F10	al Amendments Sch. 4 paras. 7, 9 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, Sch. 7 Pt. I
10	F11
Textu	al Amendments
F11	Sch. 4 paras. 5, 6, 8, 10, 16–19 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, <b>Sch. 7 Pt. I</b>

7

SCHEDULE 4 - Adaptations of Enactments and Orders in Council consequential on the Assumption by the new Authority for the Conduct of postal and telegraphic Business of Functions exercised and performed before the appointed Day by the Postmaster General Document Generated: 2023-11-11

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Changes to legislation: There are currently no known outstanding effects for the Post Office Act 1969, Part II. (See end of Document for details)

As from the appointed day, references to a private generating station in section 11  $[^{F12}11]$ of the M6 Electricity (Supply) Act 1919 (restrictions on the establishment of new generating stations) shall be construed as including references to a generating station (within the meaning of that Act) for the generation of electricity for use wholly or mainly for the purposes of the authority's undertaking.

## **Textual Amendments** F12 Sch. 4 para. 11 repealed (E.W.S.) by Energy Act 1983 (c. 25, SIF 44:1), Sch. 4 Pt. I **Marginal Citations M6** 1919 c. 100.

12, 13

#### **Textual Amendments**

F13 Sch. 4 paras. 12, 13 repealed by Electricity (Northern Ireland) Order 1972 and S.I. 1972/1072 (N.I. 9),

## Adaptations of other Enactments

14 As from the appointed day section 11 of the M7Juries Act 1862 F14. . . (summoning of jurors by post) shall F14. . . have effect as if, for the words from "under such regulations" to the words "the postmaster shall" there were substituted the words "the postmaster, upon receipt of the fee (if any) exigible for so doing, shall".

#### **Textual Amendments**

F14 Words in Sch. 4 para. 14 repealed (31.7.1996) by S.I. 1996/1141, art. 32(3), Sch. 5; S.R. 1996/267, art. 2

#### **Modifications etc. (not altering text)**

The text of Sch. 4 paras. 2(8)(10)(15)(22), 14 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

## **Marginal Citations**

**M7** 1862 c. 107.

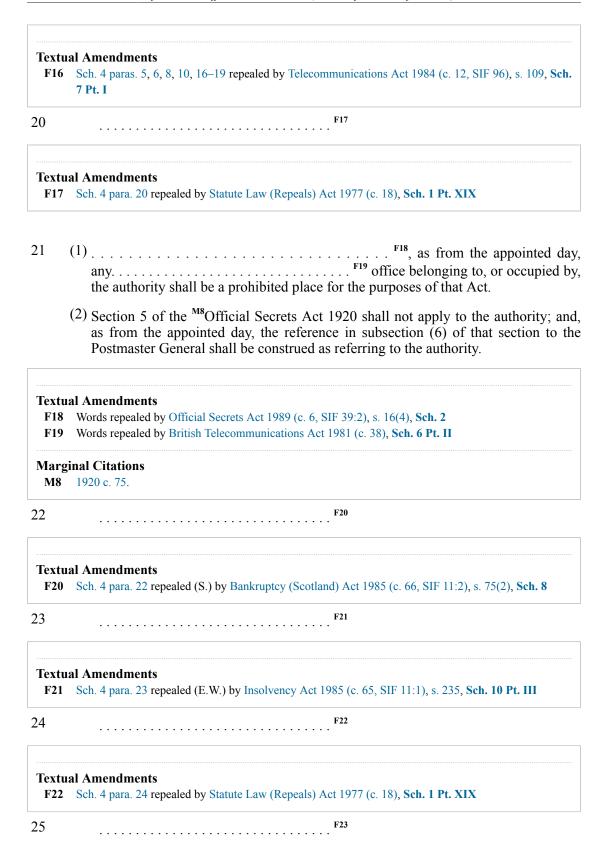
15

#### **Textual Amendments**

F15 Sch. 4 para. 15 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, Sch. 7 Pt. I

16—19. 

Status: Point in time view as at 19/11/1998.



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SCHEDULE 4 - Adaptations of Enactments and Orders in Council consequential on the Assumption by the new Authority for the Conduct of postal and telegraphic Business of Functions exercised and performed before the appointed Day by the Postmaster General

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Changes to legislation: There are currently no known outstanding effects for the Post Office Act 1969, Part II. (See end of Document for details)

#### **Textual Amendments**

F23 Sch. 4 para. 25 repealed by Northern Ireland Constitution Act 1973 (c. 36), Sch. 6 Pt. II

26

#### **Textual Amendments**

F24 Sch. 4 paras. 26, 28, 29 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, Sch. 7 Pt. I

27 The reference to the Postmaster General in section 79(3) of the M9L and Registration Act 1925 (return to the Chief Land Registrar of letters marked outside "Her Majesty's Land Registry" and addressed to persons who cannot be found) shall, as from the appointed day, be construed as referring to the authority.

#### Modifications etc. (not altering text)

The text of Sch. 4 paras. 27, 30, 33, 54, 55, 56, 73, Sch. 5 para. 3 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

#### **Marginal Citations**

1925 c. 21. M9

28, 29.

#### **Textual Amendments**

F25 Sch. 4 paras. 26, 28, 29 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, Sch. 7 Pt. I

30 As from the appointed day, section 2(2)(e) of the M10Execution of Diligence (Scotland) Act 1926 (execution of arrestment or charge by registered letter) shall have effect as if, for the words from "Postmaster" to "1908", there were substituted the words "Post Office in pursuance of any provision contained in a scheme made under section 28 of the Post Office Act 1969".

## **Modifications etc. (not altering text)**

The text of Sch. 4 paras. 27, 30, 33, 54, 55, 56, 73, Sch. 5 para. 3 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

#### **Marginal Citations**

M10 1926 c. 16.

31

Status: Point in time view as at 19/11/1998.

Changes to legislation: There are currently no known outstanding effects for the Post Office Act 1969, Part II. (See end of Document for details)

#### **Textual Amendments**

F26 Sch. 4 para. 31 repealed by Consumer Credit Act 1974 (c. 39, SIF 60), s. 192, Sch. 5 Pt. I

32 F2

#### **Textual Amendments**

F27 Sch. 4 para. 32 repealed by Land Drainage Act 1976 (c. 70), Sch. 8

- 33 (1) As from the appointed day, references to the Postmaster General in subsections (1) and (2) of section 2 of the MII Motor Vehicles and Road Traffic Act (Northern Ireland) 1930 (conveyance of mails by public service vehicles) shall be construed as referring to the authority.
  - (2) As from the appointed day, references to an officer of the Post Office in the said subsection (1) shall be construed as referring to a person engaged in the business of the authority.

## **Modifications etc. (not altering text)**

C5 The text of Sch. 4 paras. 27, 30, 33, 54, 55, 56, 73, Sch. 5 para. 3 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

## **Marginal Citations**

**M11** 1930 c. 24(N.I.).

34 F2

#### **Textual Amendments**

F28 Sch. 4 para. 34repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, Sch. 7 Pt. I

35 F29

#### **Textual Amendments**

F29 Sch. 4 para. 35 repealed by Solicitors (Northern Ireland) Order 1976 and S.I. 1976/582 (N.I. 12), Sch. 3

- 36 (1) As from the appointed day, the authority shall be deemed to be public utility undertakers and its undertaking a public utility undertaking for the purposes of the provisions of the M12Civil Defence Act 1939, F30
  - (2) As from the appointed day, in the M13 said Act of 1939 the expression "the appropriate department" shall, in relation to the authority, mean the Minister.

SCHEDULE 4 – Adaptations of Enactments and Orders in Council consequential on the Assumption by the new Authority for the Conduct of postal and telegraphic Business of Functions exercised and performed before the appointed Day by the Postmaster General Document Generated: 2023-11-11

Status: Point in time view as at 19/11/1998.

Textu F30	al Amendments Words repealed by Statute Law (Repeals) Act 1976 (c. 16), Sch. 1 Pt. V
Marg	inal Citations
M12	1939 c. 31.
M13	1939 c. 31.
37	F31
Textu	al Amendments
F31	Sch. 4 para. 37 repealed by Town and Country Planning (Scotland) Act 1972 (c. 52), Sch. 23
38	F32
Textu	al Amendments
F32	Sch. 4 paras. 38, 45 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, Sch. 7 Pt. I
39, 40	. F33
Textu	al Amendments
F33	Sch. 4 paras. 34, 39, 40, 43 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, Sch. 7 Pt. I
<sup>F34</sup> 41	
Textu	al Amendments
F34	Sch. 4 para. 41 repealed (4.12.1997) by S.I. 1997/2779, art. 14, Sch. 3
42	F35
Textu	al Amendments
F35	Sch. 4 para. 42 repealed by Town and Country Planning (Scotland) Act 1972 (c. 52), Sch. 23
43	F36
,	
Textu	al Amendments
F36	Sch. 4 paras. 34, 39, 40, 43repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, <b>Sch. 7 Pt. I</b>
44	F37

Status: Point in time view as at 19/11/1998.

Textu	al Amendments
F37	Sch. 4 para. 44 repealed by S.I. 1980/1085 (N.I. 11), Sch. 9
45	F38
Textu	nal Amendments
F38	Sch. 4 paras. 38, 45repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, Sch. 7 Pt. I
46	F39
	al Amendments
F39	Sch. 4 para. 46 repealed by Civil Aviation Act 1982 (c. 16), s. 109(3), Sch. 16
47	F40
	nal Amendments
F40	Sch. 4 para. 47 repealed by Representation of the People Act 1983 (c. 2, SIF 42), s. 206, Sch. 9 Pt. II
48	F41
10	
Textu	al Amendments
F41	Sch. 4 para. 48 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, Sch. 7 Pt. I
49	F42
17	
Textu	al Amendments
F42	Sch. 4 para. 49 repealed by Statute Law (Repeals) Act 1986 (c. 12), s. 1(1), Sch. 1 Pt. VII
50	F43
30	
Textu	al Amendments
F43	Sch. 4 para. 50 repealed by Statute Law (Repeals) Act 1977 (c. 18), Sch. 1 Pt. XIX
F44 = 1	
F4451	
,	
Textu	nal Amendments
F44	Sch. 4 para. 51 repealed (1.1.1996) by 1994 c. 40, s. 81, <b>Sch. 17</b> ; S.I. 1995/2835, <b>art. 2</b>
52	F45
52	F45

SCHEDULE 4 – Adaptations of Enactments and Orders in Council consequential on the Assumption by the new Authority for the Conduct of postal and telegraphic Business of Functions exercised and performed before the appointed Day by the Postmaster General

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Status: Point in time view as at 19/11/1998.

Changes to legislation: There are currently no known outstanding effects for the Post Office Act 1969, Part II. (See end of Document for details)

#### **Textual Amendments**

F45 Sch. 4 para. 52 repealed by Drainage (Northern Ireland) Order 1973 and S.I. 1973/69 (N.I. 1), Sch. 10

53 F46

#### **Textual Amendments**

**F46** Sch. 4 para. 53 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, **Sch. 7 Pt. I** and expressed to be repealed by Cable and Broadcasting Act 1984 (c. 46, SIF 96), **Sch. 6** 

As from the appointed day, references in section 6 of the M14Local Government (Miscellaneous Provisions) Act 1953 (supplementary provisions as to omnibus shelters, &c.) to the Postmaster General shall be construed as referring to the authority.

#### **Modifications etc. (not altering text)**

C6 The text of Sch. 4 paras. 27, 30, 33, 54, 55, 56, 73, Sch. 5 para. 3 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

#### **Marginal Citations**

M14 1953 c. 26.

As from the appointed day, the reference to the Post Office in section 12(3)(b) of the M15Criminal Justice Act (Northern Ireland) 1953 (evidence by certificate) shall be construed as including a reference to the authority.

#### **Modifications etc. (not altering text)**

C7 The text of Sch. 4 paras. 27, 30, 33, 54, 55, 56, 73, Sch. 5 para. 3 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

## **Marginal Citations**

M15 1953 c. 14 (N.I.).

F4756 .....

#### **Textual Amendments**

F47 Sch. 4 para. 56 repealed (31.7.1996) by S.I. 1996/1141, art. 32(3), Sch. 5; S.R. 1996/267, art. 2

57 ..... F48

Status: Point in time view as at 19/11/1998.

Changes to legislation: There are currently no known outstanding effects for the Post Office Act 1969, Part II. (See end of Document for details)

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Textual Amendments
F48 Sch. 4 para. 57 repealed by Solicitors (Amendment) Act 1974 (c. 26), Sch. 3 Pt. II
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58 F49

#### **Textual Amendments**

14

F49 Sch. 4 paras. 58, 61 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, Sch. 7 Pt. I

- (1) Where any work proposed to be done on or after the appointed day by [F50] the Northern Ireland Housing Executive] in pursuance of a clearance or demolition order or a re-development scheme made by them under [F51] the M16 Housing (Northern Ireland) Order 1981] involves, or is likely to involve, an alteration in a telegraphic line belonging to, or used by, the authority, paragraphs (1) to (8) of section 7 of the M17 Telegraph Act 1878 shall apply to the alteration and accordingly shall have effect, subject to any necessary modifications, as if references therein to undertakers included references to [F50] the Northern Ireland Housing Executive].
  - (2) Where, in pursuance of an order under section 22 of the Housing of the M18 Working Classes Act 1890, section 14 of the M19 Housing Act (Northern Ireland) 1961, [F52 Article 51 of the Housing (Northern Ireland) Order 1981] or section 25 of the M20 New Towns Act (Northern Ireland) 1965, that comes into operation on or after the appointed day, a public right of way over land is extinguished and, immediately before the day on which the order comes into operation, there is under, in, on, over, along or across the land a telegraphic line of the authority's, the authority shall have the same powers in respect of the line as if the order had not come into operation; but, if a person entitled to land over which the right of way subsisted requires that the line should be altered, paragraphs (1) to (8) of the said section 7 shall apply to the alteration and accordingly shall have effect, subject to any necessary modifications, as if references therein to undertakers included references to the person by whom the alteration is required.
  - (3) In this paragraph F53"telegraphic line" and "alteration" have the same meanings as in the M21Telegraph Act 1878.

#### **Textual Amendments**

- **F50** Words substituted by virtue of S.R. & O. (N.I.) 1973/256, art. 3, Sch. 2
- **F51** Words substituted by S.I. 1981/156 (N.I.3), Sch. 11 Pt. II
- **F52** Words inserted by S.I. 1981/156 (N.I.3), **Sch. 11 Pt. II**
- F53 Words repealed by S.R. & O. (N.I.) 1973/256, art. 3. Sch. 2

#### **Marginal Citations**

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M16 S.I. 1981/156 (N.I.3).
M17 1878 c. 76.
M18 1890 c. 70.
M19 1961 c. 12 (N.I.)
M20 1965 c. 13 (N.I.)
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**M21** 1878 c. 76.

SCHEDULE 4 – Adaptations of Enactments and Orders in Council consequential on the Assumption by the new Authority for the Conduct of postal and telegraphic Business of Functions exercised and performed before the appointed Day by the Postmaster General Document Generated: 2023-11-11

Status: Point in time view as at 19/11/1998.

Changes to legislation: There are currently no known outstanding effects

Changes to legislation: There are currently no known outstanding effects for the Post Office Act 1969, Part II. (See end of Document for details)

60 F54

## **Textual Amendments**

**F54** Sch. 4 para. 60 repealed by S.I. 1973/69 (N.I. 1), Sch. 10

61 F55

## **Textual Amendments**

F55 Sch. 4 paras. 58, 61 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, Sch. 7 Pt. I

62—64. F56

#### **Textual Amendments**

F56 Sch. 4 paras. 62–64 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, Sch. 7 Pt. I

65 F57

#### **Textual Amendments**

**F57** Sch. 4 para. 65 repealed by Highways Act 1980 (c. 66), **Sch. 25** 

66 F58

#### **Textual Amendments**

F58 Sch. 4 para. 66 repealed by Mental Health (Amendment) Act 1982 (c. 51, SIF 85), Sch. 4 Pt. I

[F5967] As from the appointed day, section 7(1) of the M22Payment of Wages Act 1960 (interpretation) shall have effect as if, for the definitions of "money order" and "postal order", there were substituted the following definitions:—

""money order" means a money order issued by the Postmaster General or the Post Office and "postal order" means a postal order so issued".]

#### **Textual Amendments**

F59 Sch. 4 para. 67 repealed (E.W.S.) by Wages Act 1986 (c. 48, SIF 43:2), s. 33(5), Sch. 5 Pt. III

## **Marginal Citations**

M22 1960 c. 37.

68 F6

#### **Textual Amendments**

F60 Sch. 4 paras. 68, 72 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, Sch. 7 Pt. I

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Changes to legislation: There are currently no known outstanding effects for the Post Office Act 1969, Part II. (See end of Document for details)

69 **Textual Amendments F61** Sch. 4 para. 69 repealed by Highways Act 1980 (c. 66), **Sch. 25** 70 As from the appointed day, Schedule 4 to the M23Public Health Act 1961 (which specifies, in relation to buildings of certain descriptions, the persons who are to be appropriate authorities for the purposes of the provisions of that Act relating to the attachment of street lights to buildings) shall have effect as if the following were added at the end thereof:— "A building owned by the Post Office The Minister of Posts and Telecommunications". **Modifications etc. (not altering text)** The text of Sch. 4 paras. 27, 30, 33, 54, 55, 56, 73, Sch. 5 para. 3 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991. **Marginal Citations** M23 1961 c. 64. 71 **Textual Amendments** F62 Sch. 4 para. 71 repealed by Town and Country Planning Act 1971 (c. 78), s. 292(2), Sch. 25 72 **Textual Amendments** F63 Sch. 4 paras. 68, 72 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, Sch. 7 Pt. I

As from the appointed day, the references to the Postmaster General in section 53 of the M24Electoral Law Act (Northern Ireland) 1962 (transmission of election addresses) shall be construed as referring to the authority.

## **Modifications etc. (not altering text)**

C9 The text of Sch. 4 paras. 27, 30, 33, 54, 55, 56, 73, Sch. 5 para. 3 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

#### **Marginal Citations**

**M24** 1962 c. 14 (N.I.).

74 F6

SCHEDULE 4 – Adaptations of Enactments and Orders in Council consequential on the Assumption by the new Authority for the Conduct of postal and telegraphic Business of Functions exercised and performed before the appointed Day by the Postmaster General

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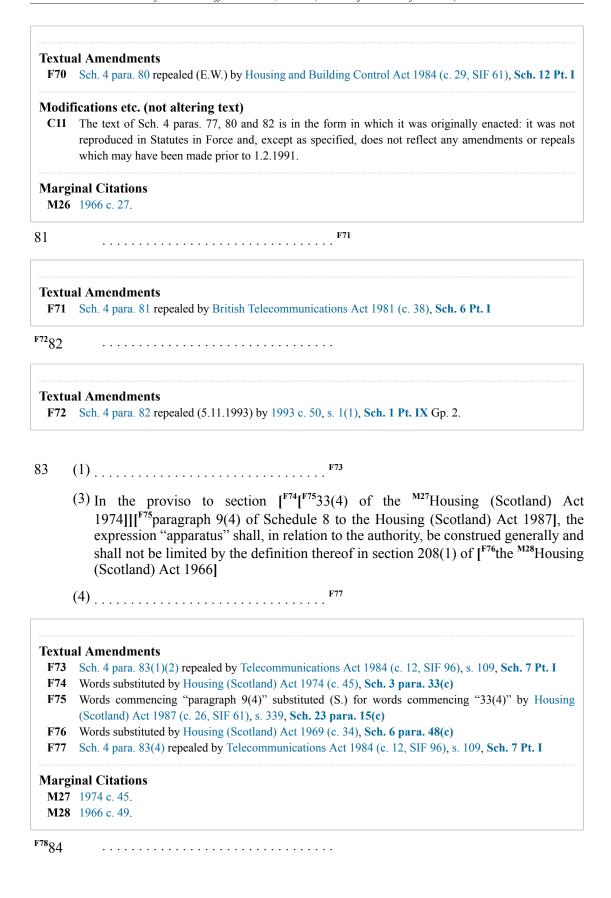
# **Textual Amendments** F64 Sch. 4 para. 74 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, Sch. 7 Pt. I 75 **Textual Amendments F65** Sch. 4 para. 75 repealed by S.I.1980/1085 (N.I. 11), **Sch. 9** 76 **Textual Amendments** Sch. 4 para. 76 repealed by Airports Authority Act 1975 (c. 78), Sch. 6 I<sup>F67</sup>77 As from the appointed day, the reference in section 1(4) of the M25Criminal Evidence Act 1965 to the Post Office shall be construed as including a reference to the authority.] **Textual Amendments** F67 Sch. 4 para. 77 repealed (E.W.) by Police and Criminal Evidence Act 1984 (c. 60, SIF 95), Sch. 7 Pt. III **Modifications etc. (not altering text)** C10 The text of Sch. 4 paras. 77, 80 and 82 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and, except as specified, does not reflect any amendments or repeals which may have been made prior to 1.2.1991. **Marginal Citations** M25 1965 c. 20 78 **Textual Amendments** F68 Sch. 4 para. 78 repealed by British Telecommunications Act 1981 (c. 38), Sch. 6 Pt. II and New Towns Act 1981 (c. 64), s. 81, Sch. 13 79

## **Textual Amendments**

F69 Sch. 4 para. 79 repealed by British Telecommunications Act 1981 (c. 38), Sch. 6 Pt. II

[F7080 As from the appointed day, the Schedule to the M26Building Control Act 1966 (which specifies bodies in the case of which work carried out by them is exempt from control under that Act) shall have effect as if, at the end thereof, there were added a reference to the authority.]

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Toutu	al Amendments
F78	
F 76	Sch. 4 para. 64 repealed (O.K. & Isle of Mail)(19.11.1996) by 1996 c. 45, 8. 1(1), Sch. 1 Ft. 17 Gloup 2
85	F79
	al Amendments
F79	Sch. 4 paras. 85, 86 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, Sch. 7 Pt. I
86	F80
Textu	al Amendments
F80	Sch. 4 para. 86 repealed by Telecommunications Act 1984 (c. 12, SIF 96), s. 109, Sch. 7 Pt. I
87	F81
07	
Textu	al Amendments
F81	Sch. 4 para. 87 repealed by British Telecommunications Act 1981 (c. 38), Sch. 6 Pt. I
00	E91
88	F82
Tevtu	al Amendments
F82	
	The second secon
89	F83
	al Amendments
F83	Sch. 4 para. 89 repealed by Planning (Consequential Provisions) Act 1990 (c. 11, SIF 123:1, 2), s. 3, Sch. 1 Pt. I
	Sch. 1 Ft. 1
90	As from the appointed day, the authority shall be deemed to be a public utility
	undertaking for the purposes of section 1 of the M29Local Government and Roads
	Act (Northern Ireland) 1968.
Mona	rinal Citations
	1968 c. 30 (N.I.)
	1700 0.20 (1.11)
<sup>F84</sup> 91	
	al Amendments
F84	Sch. 4 para. 91 repealed (5.11.1993) by 1993 c. 50, s. 1(1), Sch. 1 Pt. XV Gp. 1

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F8592		
	ual Amendn 5 Sch. 4 para	ents 92 repealed (U.K.)(27.5.1997) by 1997 c. 11, ss. 3, 6(2), Sch. 1 Pt. I (with s. 5, Sch. 3)
93	statuto	chority shall be deemed to be statutory undertakers and its undertaking by undertaking for the purposes of the following enactments, namely,—  F86.
		the M30 Acquisition of Land (Authorisation Procedure) (Scotland) Act 1947
	(vii	section 4 of the M31Requisitioned Land and War Works Act 1948;
	[ <sup>F88</sup> (viii	the M32Roads Act (Northern Ireland) 1948, as applied by any statutory provision passed or made before the commencement of the M33Road (Northern Ireland) Order 1980]
	(x)	the National Parks and Access to the M34 Countryside Act 1949;
	( )	(xi) the M35Reserve and Auxiliary Forces (Protection of Civil Interests Act 1951;
		(xii) the M36 Landlord and Tenant Act 1954; (xiii) F90
		(xiv) section 39(6)(b) of the M37Opencast Coal Act 1958; (xv F91
		(xvii) section 11 of the M38 Land Compensation Act 1961;
		(xviii) section 3(4) of the M39Flood Prevention (Scotland) Act 1961; (xix) F92
		(xx) the M40Pipe-lines Act 1962;
		(xxi) section 18 of the M41 Land Compensation (Scotland) Act 1963;
		(xxii) Schedules 3 <sup>F93</sup> to the <sup>M42</sup> Harbours Act 1964;
		(xxiii) Schedule 6 to the M43Gas Act 1965;
	I	<sup>794</sup> (xxiv) section 10(4) of the Highlands and Islands Development (Scotland Act 1965;]
		(xxv) the [F95]New Towns Act 1981]
		(XXVI) F96
		(xxvii) sections 11(5)(f), 54(6) and 75(4) of, and Schedule 3 to, th M44Countryside (Scotland) Act 1967;
		(xxviii) the M45New Towns (Scotland) Act 1968;
		(xxix) <sup>F97</sup>
		(xxx) section 22 of the M46Sewerage (Scotland) Act 1968;
		(XXXi

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	(XXXII
	(XXXIII)
	<sup>101</sup> (xxxiv) · · · · · · · · · · · · · · · · · · ·
[1	F102 <sub>(XXXV)</sub> Section 9 of the Enterprise and New Towns (Scotland) Act 1990.]
F103	
(2) In the	following enactments, namely,—
(a F104	
(b F105	
(c)	the M47 Acquisition of Land (Authorisation Procedure) (Scotland) Act 1947
(d F106	
(e F107	
(f F108	
(g F109	
(h F110	
(j)	the M48Pipe-lines Act 1962;
(k)	Schedules 3 F93 to the M49 Harbours Act 1964;
(1 <sup>F111</sup>	
(q F112	
(r <sup>F113</sup>	
(s) F114"th	e appropriate Minister" shall, in relation to the authority, mean the Minister.
E115	
(4) In the	following enactments, namely,—
(a F116	
(b F117	
(C F118	
(d)	section 13 of the M50Pipe-lines Act 1962;
(e)	the [F95New Towns Act 1981]
F119(f)	Met
(g)	the M51 New Towns (Scotland) Act 1968;

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"operational land" shall, in relation to the authority, mean land of its of any such class as may be specified in regulations made jointly by the Minister and the Minister of Housing and Local Government by statutory instrument (which shall be subject to annulment in pursuance of a resolution of either House of Parliament); and—act checked this far

- (i) the definition of a class of land for the purposes of regulations made under this sub-paragraph may be framed by reference to any circumstances whatsoever; and
- (ii) if any question arises whether land of the authority's falls within a class specified in regulations so made, it shall be determined by the Minister.

In the application of this sub-paragraph to Scotland, for the reference to the Minister of Housing and Local Government there shall be substituted a reference to the Secretary of State.

(5) This paragraph shall come into operation on the appointed day.

## **Textual Amendments** F86 Para 93(1)(i)(ii) repealed by British Telecommunications Act 1981 (c. 38), Sch. 6 Pt. I; para. 93(1)(iii) repealed by Town and Country Planning (Scotland) Act 1972 (c. 52), Sch. 21 Pt. II; para. 93(1)(iv) repealed (E.W.) by Acquisition of Land Act 1981 (c. 67), Sch. 6 Pt. I Para. 93(1)(vi) repealed by Town and Country Planning (Scotland) Act 1972 (c. 52), Sch. 21 Pt. II Para. 93(1)(viii) substituted by British Telecommunications Act 1981 (c. 38), Sch. 3 para. 51(11) Para. 93(1)(ix) repealed by Civil Aviation Act 1982 (c. 16), s. 109(3), Sch. 16 F89 F90 Para. 93(1)(xiii) repealed by Statute Law (Repeals) Act 1977 (c. 18), Sch. 1 Pt. XIX Para. 93(1)(xv) repealed by Highways Act 1980 (c. 66), Sch. 25; para. 93(1)(xvi) repealed by Town and Country Planning (Scotland) Act 1972 (c. 52), Sch. 21 Pt. II F92 Para. 93(1)(xix) repealed by Town and Country Planning Act 1971 (c. 78), Sch. 23 Pt. II Words repealed by Transport Act 1981 (c. 56), Sch. 12 Pt. II Sch. 4 para. 93(1)(xxiv) repealed (E.W.S.) by Enterprise and New Towns (Scotland) Act 1990 (c. 35, SIF 64), s. 38(2), Sch. 5 Pt. III F95 Words substituted by New Towns Act 1981 (c. 64), Sch. 12 para. 5 Sch. 4 para. 93(1)(xxvi) repealed (U.K. & Isle of Man)(19.11.1998) by 1998 c. 43, s. 1(1), Sch. 1 Pt. IV Group 2 Para. 93(1)(xxix) repealed by British Telecommunications Act 1981 (c. 38), Sch. 6 Pt. II F97 F98 Para. 93(1)(xxxi) repealed by Town and Country Planning Act 1971 (c. 78), Sch. 23 Pt. II F99 Para. 93(1)(xxxii) repealed by Town and Country Planning (Scotland) Act 1972 (c. 52), Sch. 21 Pt. II F100 Sch. 4 para. 93(1)(xxxiii) repealed by Planning (Consequential Provisions) Act 1990 (c. 11, SIF 123:1, 2), s. 3, Sch. 1 Pt. I F101 Sch. 4 para. 93(1)(xxxiv) repealed (U.K.)(27.5.1997) by 1997 c. 11, ss. 3, 6(2), Sch. 1 Pt. I (with s. 5, F102 Sch. 4 para. 93(1)(xxxv) added (E.W.S.) by Enterprise and New Towns (Scotland) Act 1990 (c. 35, SIF 64), s. 38(1), Sch. 4 para. 3 F103 Words in Sch. 4 para. 93(1) repealed (U.K.)(27.5.1997) by 1997 c. 11, ss. 3, 6(2), Sch. 1 Pt. I (with s. 5, Sch. 3)

SCHEDULE 4 – Adaptations of Enactments and Orders in Council consequential on the Assumption by the new Authority for the Conduct of postal and telegraphic Business of Functions exercised and performed before the appointed Day by the Postmaster General Document Generated: 2023-11-11

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F104 Para. 93(2)(a) repealed by Town and Country Planning (Scotland) Act 1972 (c. 52), Sch. 21 Pt. II
 F105 Para. 93(2)(b) (specifying Acquisition of Land (Authorisation Procedure) Act 1946) repealed by virtue
        of Acquisition of Land Act 1981 (c. 67), Sch. 6 Pt. I (expressed as repealing sub-para. (2)(iv) in para. 93)
 F106 Para. 93(2)(d) repealed by Town and Country Planning (Scotland) Act 1972 (c. 52), Sch. 21 Pt. II
 F107 Para. 93(2)(e) repealed by Civil Aviation Act 1982 (c. 16), s. 109(3), Sch. 16
 F108 Para. 93(2)(f) repealed by S.I. 1976/1775, art. 6(2), Sch. 4
 F109 Para. 93(2)(g) repealed by Highway Act 1971 (c. 41), s. 86(2), Sch. 12
 F110 Para. 93(2)(h) repealed by Town and Country Planning (Scotland) Act 1972 (c. 52), Sch. 21 Pt. II
 F111 Paras. 93(2)(1)–(p) repealed by S.I. 1976/1775, art. 6(2), Sch. 4
 F112 Para. 93(2)(q) repealed by Town and Country Planning Act 1971 (c. 78), Sch. 23 Pt. II
 F113 Para. 93(2)(r) repealed by Town and Country Planning (Scotland) Act 1972 (c. 52), Sch. 21 Pt. II
 F114 Para. 93(2)(s)(t) repealed by S.I. 1976/1775, art. 6(2), Sch. 4
 F115 Sch. 4 para. 93(3) repealed (U.K. & Isle of Man)(19.11.1998) by 1998 c. 43, s. 1(1), Sch. 1 Pt. IV Group 2
 F116 Para. 93(4)(a) repealed by Town and Country Planning (Scotland) Act 1972 (c. 52), Sch. 21 Pt. II
 F117 Para. 93(4)(b) repealed by Town and Country Planning (Scotland) Act 1972 (c. 52), Sch. 21 Pt. II
 F118 Para. 93(4)(c)(h) repealed by Town and Country Planning Act 1971 (c. 78), Sch. 23 Pt. II
 F119 Sch. 4 para. 93(4)(f) repealed (U.K. & Isle of Man) by 1998 c. 43, s. 1(1), Sch. 1 Pt. IV Group 2
 F120 Para. 93(4)(i) repealed by Town and Country Planning (Scotland) Act 1972 (c. 52), Sch. 21 Pt. II
 F121 Sch. 4 para. 93(4)(j) repealed by Planning (Consequential Provisions) Act 1990 (c. 11, SIF 123:1, 2),
        s. 3, Sch. 1 Pt. I
 F122 Sch. 4 para. 93(4)(k) repealed (U.K.)(27.5.1997) by 1997 c. 11, ss. 3, 6(2), Sch. 1 Pt. I (with s. 5, Sch. 3)
Modifications etc. (not altering text)
 C12 Functions of Minister of Housing and Local Government now exercisable by Secretary of State: S.I.
        1970/1681, art. 2
Marginal Citations
 M30 1947 c. 42.
 M31 1948 c. 17.
 M32 1948 c. 28 (N.I.)
 M33 S.I. 1980/1085. (N.I.11)
 M34 1949 c. 97.
 M35 1951 c. 65.
 M36 1954 c. 56.
 M37 1958 c. 69.
 M38 1961 c. 33.
 M39 1961 c. 41.
 M40 1962 c. 58.
 M41 1963 c. 51.
 M42 1964 c. 40.
 M43 1965 c. 36.
 M44 1967 c. 86.
 M45 1968 c. 16.
 M46 1968 c. 47.
 M47 1947 c. 42.
 M48 1962 c. 58.
 M49 1964 c. 40.
 M50 1962 c. 58.
 M51 1968 c. 16.
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94 F123

Status: Point in time view as at 19/11/1998.

Changes to legislation: There are currently no known outstanding effects for the Post Office Act 1969, Part II. (See end of Document for details)

## **Textual Amendments**

F123 Sch. 4 para. 94 repealed by British Telecommunications Act 1981 (c. 38), Sch. 6 Pt. I

## **Status:**

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## **Changes to legislation:**

There are currently no known outstanding effects for the Post Office Act 1969, Part II.