SCHEDULE 9

PROVISIONS RELATING TO STATUTORY UNDERTAKERS, ETC.

Application of telecommunications code

- **3.**—(1) Paragraph 23 of the telecommunications code shall apply for the purposes of the authorised works, save—
 - (a) in so far as such works are regulated by the 1991 Act or any regulation made under that Act; or
 - (b) where the Executive exercises a right under subsection (4)(b) of section 272 of the 1990 Act or under an Order made under that section to remove telecommunications apparatus.
- (2) In this paragraph "telecommunications code" means the telecommunications code contained in Schedule 2 to the Telecommunications Act 1984(1) and "telecommunications apparatus" has the same meaning as in the telecommunications code.

(1) 1984 c. 12.

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