
STATUTORY INSTRUMENTS

1986 No. 1356

GAS

**The Gas Act 1986 (Consequential Modifications of Subordinate
Legislation) Order 1986**

<i>Made</i>	- - -	<i>31st July 1986</i>
<i>Laid before Parliament</i>		<i>1st August 1986</i>
<i>Coming into Operation</i>		<i>23rd August 1986</i>

The Secretary of State, in exercise of the power conferred upon him by section 67(2) of the Gas Act 1986(a), and of all other powers in that behalf enabling him, hereby makes the following Order:—

1. This Order may be cited as the Gas Act 1986 (Consequential Modifications of Subordinate Legislation) Order 1986 and shall come into operation on 23rd August 1986.

2. The subordinate legislation mentioned in the Schedule hereto is hereby modified to the extent specified in the third column of that Schedule.

Peter Walker,
Secretary of State for Energy.

31st July 1986.

(a) 1986 c.44.

SCHEDULE

MODIFIED SUBORDINATE LEGISLATION

Column 1 Subordinate legislation modified	Column 2 References	Column 3 Extent of Modification
The Town and Country Planning General Development Order 1977.	S.I. 1977/289(a).	In Article 2(1), the following definition shall be inserted — “ “statutory undertakers” means statutory undertakers as defined in section 290(1) of the Act and public gas suppliers within the meaning of Part I of the Gas Act 1986;”.
The Forestry (Exceptions from Restriction of Felling) Regulations 1979.	S.I. 1979/792.	In Regulation 3, in the definition of “statutory undertakers”, the word “gas,” shall be omitted and at the end the words “, and public gas suppliers within the meaning of Part I of the Gas Act 1986” shall be added.
The Town and Country Planning (Determination of Appeals by Appointed Persons) (Prescribed Classes) (Scotland) Regulations 1980.	S.I. 1980/1675.	In Regulation 2, in the definition of “statutory undertakers”, the word “gas,” shall be omitted and the words “, public gas suppliers within the meaning of Part I of the Gas Act 1986” shall be inserted after the word “Office”.
The Town and Country Planning Appeals (Determination by Appointed Person) (Inquiries Procedure) (Scotland) Rules 1980.	S.I. 1980/1677.	In Rule 3(1), the following definition shall be inserted — “ “statutory undertakers” means statutory undertakers as defined in section 275(1) of the Act and public gas suppliers within the meaning of Part I of the Gas Act 1986;”.
The Town and Country Planning (Determination of appeals by appointed persons) (Prescribed Classes) Regulations 1981.	S.I. 1981/804.	In Regulation 2, in the definition of “statutory undertakers”, the word “gas,” shall be omitted and the words “, public gas suppliers within the meaning of Part I of the Gas Act 1986” shall be inserted after the word “Office”.
The Town and Country Planning (General Development) (Scotland) Order 1981.	S.I. 1981/830(b).	In Article 2(1), the following definition shall be inserted — “ “statutory undertakers” means statutory undertakers as defined in section 275(1) of the Act and public gas suppliers within the meaning of Part I of the Gas Act 1986;”.

(a) Relevant amending instrument is S.I. 1983/1615.

(b) Relevant amending instrument is S.I. 1983/1620.

Column 1 Subordinate legislation modified	Column 2 References	Column 3 Extent of Modification
The Town and Country Planning (Control of Advertisements) Regulations 1984.	S.I. 1984/421.	In Regulation 2(1), in the definition of "statutory undertakers", the word "gas" shall be omitted and the words "and public gas suppliers within the meaning of Part I of the Gas Act 1986" shall be inserted after the word "water" in the second place where it appears.
The Town and Country Planning (Control of Advertisements) (Scotland) Regulations 1984.	S.I. 1984/467.	In Regulation 2(1), in the definition of "statutory undertakers" and "statutory undertaking" the words "and shall include a public gas supplier within the meaning of Part I of the Gas Act 1986, whose undertaking shall be a statutory undertaking" shall be inserted after the word "Act".
The Cycle Tracks Regulations 1984.	S.I. 1984/1431.	In Regulation 2(1), for the definition of "statutory undertakers" there shall be substituted the following definition — " "statutory undertakers" means statutory undertakers as defined in section 2(3) of the Act and public gas suppliers within the meaning of Part I of the Gas Act 1986;"

EXPLANATORY NOTE

(This Note is not part of the Order.)

Paragraph 2 of Schedule 7 to the Gas Act 1986 deems a public gas supplier within the meaning of Part I of the Act to be a statutory undertaker, and his undertaking a statutory undertaking, for the purposes of specified enactments. As a consequence, Part I of Schedule 9 to the Act deletes the reference to "gas" where that word appears in the definition of statutory undertakers in those enactments.

By the Gas Act 1986 (Appointed Day) Order 1986 (S.I. 1986/1316) section 3 and the following provisions of Part I of the Act, and other provisions including Schedule 7 and Part I of Schedule 9, come into force on 23rd August 1986.

This Order modifies the subordinate legislation mentioned in the Schedule hereto so that on and after 23rd August 1986 references in that subordinate legislation to statutory undertakers, or as the case may be, statutory undertakings, which originally included references (directly or indirectly) to gas undertakers or gas undertakings, and which are not deemed by paragraph 2 of Schedule 7 to the Act to refer to public gas suppliers, are superseded by references to public gas suppliers within the meaning of Part I of the Act.

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