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**Changes to legislation:** There are outstanding changes not yet made by the legislation.gov.uk editorial team to Electricity Act 1989. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details)

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## SCHEDULES<sup>F 1</sup>

### SCHEDULE 4

#### OTHER POWERS ETC. OF LICENCE HOLDERS

##### *Entry on land for purposes of exploration*

- 10 (1) Subject to the following provisions of this paragraph and without prejudice to any other right of entry, a person authorised in writing by a licence holder may, at any reasonable time, enter upon and survey any land for the purpose of ascertaining whether the land would be suitable for use for any purpose connected with the carrying on of the activities which the licence holder is authorised by his licence to carry on.
- (2) A person authorised to enter upon any land under this section shall not demand to do so as of right unless—
- (a) 14 days notice of the intended entry has been given to the occupier; and
  - (b) if required to do so, he has produced evidence of his authority.
- (3) The powers conferred by this paragraph shall not be exercisable in relation to land which is covered by a building or will be so covered on the assumption that any planning permission which is in force is acted on.
- (4) The power to survey land conferred by this paragraph includes power to search and bore for the purpose of ascertaining the nature of the subsoil; but works may not be carried out on the land for this purpose unless—
- (a) notice of the proposed works is included in the notice given under subparagraph (2) above; and
  - (b) where land is held by statutory undertakers who object to the works on the ground that the carrying out of the works would be seriously detrimental to the carrying on of their undertaking, the Secretary of State gives his consent.
- (5) Where any person exercises any powers conferred by this paragraph, the licence holder by whom he was authorised shall make good any damage done to the land.
- (6) In this paragraph “building” includes any garden, yard, outhouses and appurtenances belonging to or usually enjoyed with a building.

#### **Annotations:**

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

- C1** [Sch. 4 para. 10\(4\)\(b\)](#): transfer of certain functions (S.) (1.7.1999) by [S.I. 1999/1750](#), arts. 1, 2, [Sch. 1](#) (with art. 7)

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**Changes and effects yet to be applied to :**

- s. 32-32M substituted for s. 32-32C by 2008 c. 32 s. 37 38

**Changes and effects yet to be applied to the whole Act, associated Parts and Chapters:**

- Act power to modify conferred by 2003 c. 9 s. 2(3)
- Blanket amendment text amended by S.I. 2011/1043 art. 3 6
- Act transfer of functions by 2007 c. 17 s. 30(3)(a)

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 6C inserted by 2004 c. 20 s. 92
- s. 6D 6E inserted by 2008 c. 32 s. 44(2)
- s. 32F(2) text amended by S.I. 2009/556 art. 2(2)
- s. 32I text amended by S.I. 2009/556 art. 2(3)
- s. 32K text amended by S.I. 2009/556 art. 2(4)
- s. 32M(1) text amended by S.I. 2011/984 art. 2
- s. 32BA inserted by 2004 c. 20 s. 117(1)
- s. 32BA transfer of functions by S.I. 2005/849 Sch.
- s. 36A 36B inserted by 2004 c. 20 s. 99(1)
- s. 36A transfer of functions by 2009 c. 23 s. 12
- s. 36A(1A) inserted by 2009 c. 23 s. 12(7)(8)
- s. 36A(4)-(6) applied by 2004 c. 20 s. 100(5)
- s. 36B transfer of functions by 2009 c. 23 s. 12
- s. 36B(1A) inserted by 2009 c. 23 s. 12(7)(8)
- s. 42AB inserted by 2007 c. 17 Sch. 5 para. 2(3)
- s. 44B-44D inserted by S.I. 2009/1349 reg. 3
- s. 56FA-56FC inserted by 2008 c. 32 Sch. 4 para. 2
- s. 108A inserted by 2004 c. 20 s. 102(5)
- Sch. 2A inserted by 2008 c. 32 s. 44(4) Sch. 2

**Commencement Orders yet to be applied to the Electricity Act 1989:**

Commencement Orders bringing legislation that affects this Act into force:

- S.I. 2003/766 art. 2 commences (2002 c. 40)
- S.I. 2003/1397 art. 2 commences (2002 c. 40)
- S.I. 2003/1900 art. 2 commences (2003 c. 21)
- S.I. 2003/3142 art. 2-4 commences (2002 c. 11 and 2003 c. 21)
- S.I. 2004/2184 art. 2 commences (2004 c. 20)
- S.I. 2004/2575 art. 2 Sch. 1 2 commences (2004 c. 20)
- S.I. 2005/442 art. 2 commences (2004 c. 20)
- S.I. 2005/877 art. 2 commences (2004 c. 20)
- S.I. 2005/2040 art. 2-4 commences (2004 c. 36)
- S.I. 2005/2965 art. 2-4 commences (2004 c. 20)
- S.I. 2006/1060 art. 2 commences (2004 c. 34)
- S.I. 2006/1535 art. 2 commences (2004 c. 34)
- S.I. 2006/1964 art. 2 commences (2004 c. 20)
- S.I. 2006/2541 art. 2 commences (2006 c. 16)
- S.I. 2007/538 art. 2 commences (2006 c. 19)
- S.I. 2007/1091 art. 2 commences (2004 c. 20)

- S.I. 2007/2709 art. 2-6 commences (2007 c. 15)
- S.I. 2008/2550 art. 2 Sch. commences (2007 c. 17)
- S.I. 2009/45 art. 2-4 Commencement Order
- S.I. 2009/1269 art. 2 3 commences (2004 c. 20)
- S.I. 2009/1270 art. 2 commences (2008 c. 32)
- S.I. 2010/101 art. 2-5 commences (2008 c. 29)
- S.I. 2010/298 art. 2 Sch. commences (2009 c. 23)
- S.I. 2010/1888 art. 2 commences (2008 c. 32)
- S.I. 2010/1889 art. 2 commences (2004 c. 20)
- S.I. 2010/2169 art. 3-5 commences (2010 c. 29)
- S.S.I. 2003/219 art. 2 commences (2003 asp 4)
- S.S.I. 2010/401 art. 2-4 commences (2009 asp 6)