

SCHEDULE 1. Schemes revoked by the introduction of this Scheme.

SCHEDULE 2. Charges for the transmission of Telemessage telegrams to places in the United Kingdom, the Isle of Man or the Channel Islands.

SCHEDULE 3. Charges for the transmission of telegrams to the Republic of Ireland.

SCHEDULE 4. Charges for the transmission of telegrams to places outside the United Kingdom, the Isle of Man, the Channel Islands and the Republic of Ireland.

SCHEDULE 5. Charges for services and facilities provided in connection with telegrams.

British Telecommunications, by virtue of the powers conferred upon it by section 21 of the British Telecommunications Act 1981, and of all other powers enabling it in this behalf, hereby makes the following Scheme:—

Commencement, citation and extent

1.—(1) This Scheme shall come into operation on the 1st October 1982 and may be cited as the British Telecommunications Telegram Scheme 1982.

(2) This Scheme shall extend to the United Kingdom and the Isle of Man.

Revocation and transitional provisions

2.—(1) The Schemes specified in Schedule 1 to this Scheme are hereby revoked.

(2) In the case of any telegram service for which no charge is specified in this Scheme but for which a charge fixed by British Telecommunications under any Scheme hereby revoked is in force immediately before this Scheme comes into operation, the charge so fixed shall continue in force as if it had been fixed under this Scheme.

Interpretation

3.—(1) In this Scheme, except so far as the contrary is provided or the context otherwise requires, the following expressions have the meanings hereby respectively assigned to them:

“Administration” means any government department, service, establishment, or agency responsible for discharging the obligations undertaken in the International Telecommunication Convention and the Regulations annexed thereto;

“telegram” means any form of message accepted for transmission by means of the telegram service;

“telegram service” means a public telecommunications service whereby messages tendered in acceptable form (whether in written form or by telephone or otherwise), in order that they may be dealt with as telegrams, are transmitted and delivered as telegrams (whether in written form or by telephone or otherwise);

“word” in relation to a rate of charge for the transmission of a telegram includes any letter, figure, or other symbol or any combination thereof, which British Telecommunications may determine in accordance with paragraph 11(3) shall be reckoned as a chargeable word.

(2) Any reference in this Scheme to, or to any provision of, any enactment, Convention or Scheme shall be construed, unless the context otherwise requires, as a reference to such enactment, Convention or Scheme or such provision thereof, as amended, re-enacted or replaced, whether before or after the commencement of this Scheme, by any subsequent enactment, Convention or Scheme.

(3) The Interpretation Act 1978 applies for the interpretation of this Scheme as it applies for the interpretation of an Act of Parliament and as if this Scheme and the Schemes hereby revoked were Acts of Parliament.

(4) Any reference in any regulations or Scheme to the provisions of any regulations or Scheme revoked by this Scheme shall be construed, unless the context otherwise requires, as a reference to the corresponding provisions of this Scheme.

Application

4. This Scheme applies to telegrams and to services and facilities in relation thereto (except so far as the contrary is expressly provided or the context otherwise requires) other than those which are provided under an agreement constituting a contract or under the provisions of any other Scheme relating to telecommunications made by British Telecommunications under section 21 of the British Telecommunications Act 1981.

Construction

5. Nothing contained in or done under this Scheme, or done under or pursuant to any term or condition contained in or determined under this Scheme, and no request for a service or facility for which the charges, terms or conditions are specified in or are fixed or determined by or under this Scheme, shall constitute or lead to the formation of a contract between British Telecommunications and any other person; and nothing contained in or done under this Scheme shall be construed as implying that British Telecommunications is under any obligation to provide telegram service for any person.

Services and facilities

6. All services and facilities referred to in this Scheme may be provided to and from such places, at such times, during such periods and in such circumstances as British Telecommunications may from time to time determine and, in the case of international telegrams, subject to such limitations as may be imposed by the arrangements for transmission and delivery of telegrams in force in the country to which the telegram is addressed.

Identity

7. The sender or the addressee of a telegram shall, if British Telecommunications so requires, furnish evidence of his identity in such form as British Telecommunications may require.

Address

8. The address of a telegram shall contain all the particulars necessary to ensure delivery of the telegram without enquiry.

Acceptance and delivery

9.—(1) Telegrams may be accepted for transmission on such days, at such times and in such manner and to such places as British Telecommunications may determine.

(2) Telegrams may be delivered on such days, at such times, and by such means as British Telecommunications may determine.

(3) British Telecommunications may refuse or stop any telegram which:

(a) in its opinion it would be impracticable to transmit or deliver;

(b) does not comply with any applicable provision of this Scheme;

(c) would involve British Telecommunications in a breach of its obligation to other Administrations under international arrangements relating to telegrams;

(d) is a telegram in respect of which any charge which should have been pre-paid has not been so paid.

Payment of Charges

10.—(1) All charges for telegrams and services and facilities in relation thereto shall be payable by such person, at such times, in such places and in such manner as British Telecommunications may from time to time determine.

(2) Charges for radio-telegrams and services and facilities in relation thereto sent from a station for wireless telegraphy on board a ship or aircraft licensed or required to be licensed in that behalf under the Wireless Telegraphy Act 1949 shall be payable by such person and in such manner as may be provided in the Telecommunication Scheme for the time being in force under section 21 of the British Telecommunications Act 1981.

Charges General

11.—(1) Subject to the provisions of this Scheme there shall be charged and paid for a telegram the total of the amount or amounts (including an amount or amounts of additional charges) appropriate to that telegram which are specified in, or calculated in accordance with the rate or rates specified in, Schedule 2 (where the Telemessage telegram is accepted for transmission to a place in the United Kingdom, the Isle of Man or the Channel Islands), Schedule 3 (where the telegram is accepted for transmission to a place in the Republic of Ireland) or Schedule 4 (where the telegram is accepted for transmission to a place which is not a place in the United Kingdom, the Isle of Man, the Channel Islands or the Republic of Ireland):

Provided that where no amount or rate appropriate to a particular telegram is in the said Schedules there shall be charged and paid for the transmission of that telegram such charge as British Telecommunications may fix.

(2) Subject to the provision of this Scheme, there shall be charged and paid for the provision of a service or facility in relation to any telegram to which this Scheme applies the amount or amounts appropriate to that service or facility which are specified in, or calculated in accordance with a rate or rates specified in Schedule 5:

Provided that where no amount or rate appropriate to a particular service or facility is specified in the said Schedule there shall be charged and paid for the provision of that service or facility such charge as British Telecommunications may fix.

(3) For the purpose of calculating the amount or amounts payable in respect of the transmission of a telegram the chargeable number of words shall be reckoned in such manner as may be determined by British Telecommunications.

(4) Telegrams to which Schedule 4 applies shall be charged at different rates according to the charge band in which the country of destination falls. These charge bands shall be such as British Telecommunications may fix.

Value Added Tax

12.—(1) This paragraph applies to every charge in the case of which an amount is specified in or fixed under the provisions of this Scheme and to every charge which under or by virtue of this Scheme falls to be calculated by reference to a rate or rates so specified or fixed, being (in either case) a charge for a supply on which value added tax is chargeable.

(2) In the case of every charge to which this paragraph applies there shall be added to the amount so specified or fixed or so calculated (hereinafter called "the tax exclusive amount") such sum as will increase the tax exclusive amount to the tax inclusive amount mentioned in sub-paragraph (3).

(3) The tax inclusive amount of every charge to which this paragraph applies is such amount as after the deduction therefrom of value added tax chargeable on the supply to which it relates, is equal to the tax exclusive amount, which, but for this paragraph would be charged and payable under this Scheme.

Reduction of charges

13. All charges payable under this Scheme may be reduced at such times and during such periods as British Telecommunications may determine.

Remission of charges

14. British Telecommunications may remit in whole or in part any charge or sum payable or paid by virtue of this Scheme.

Paragraph 2 SCHEDULE 1

SCHEMES REVOKED BY THE INTRODUCTION OF THIS SCHEME

1. The Post Office Telegram Scheme T2/1981
2. The British Telecommunications Telegram Amendment (No. 1) Scheme 1981
3. The British Telecommunications Telegram Amendment (No. 2) Scheme 1981
4. The British Telecommunications Telegram Amendment (No. 3) Scheme 1982
5. The British Telecommunications Telegram Amendment (No. 4) Scheme 1982

Paragraphs 10 & 11 SCHEDULE 2

CHARGES FOR THE TRANSMISSION OF TELEMESAGE TELEGRAMS TO PLACES IN THE UNITED KINGDOM, THE ISLE OF MAN OR THE CHANNEL ISLANDS
(exclusive of Value Added Tax)

1. Telemesage	£
(a) fixed charge (up to 50 chargeable words),	3.00
plus	
(b) for each additional group of 50 chargeable words, or part	2.00
2. Special occasion Telemesage	
(a) fixed charge (up to 50 chargeable words),	3.50
plus	
(b) for each additional group of 50 chargeable words, or part	2.00

3. Multi-address Telemessages

A message may be accepted for transmission and delivery as a Telemesage to each of a number of different addresses supplied simultaneously (minimum 10 addresses) as specified below at a reduced fixed charge per telemesage. Standard charges other than the fixed charges apply to such telemessages.

	£
(a) 10-50 addresses: fixed charge per Telemesage: (up to 50 chargeable words) ...	2.50
(b) 51-100 addresses: fixed charge per Telemesage: (up to 50 chargeable words) ...	2.25
(c) Over 100 addresses: fixed charge per Telemesage: (up to 50 chargeable words) ...	2.00

Paragraph 10 & 11 SCHEDULE 3

CHARGES FOR THE TRANSMISSION OF TELEGRAMS TO PLACES IN THE REPUBLIC OF IRELAND
(exclusive of Value Added Tax)

Ordinary telegram	£
(a) fixed charge	2.00
plus	
(b) for each chargeable word in the telegram	0.15

Paragraphs 10 & 11 SCHEDULE 4

CHARGES FOR THE TRANSMISSION OF TELEGRAMS TO PLACES OUTSIDE THE UNITED KINGDOM, THE ISLE OF MAN, THE CHANNEL ISLANDS AND THE REPUBLIC OF IRELAND
(exclusive of Value Added Tax)

1. Ordinary telegram	£
(a) to places in charge bands 1-4:	
(i) fixed charge	2.00
plus	
(ii) for each chargeable word in the telegram	0.25

SCHEDULE 4 (continued)

	£
(b) to places in charge band 5:	
(i) fixed charge	2·00
plus	
(ii) for each chargeable word in the telegram	0·32
2. Government telegram	
(a) to places in charge bands 1-4:	
(i) fixed charge	2·00
plus	
(ii) for each chargeable word in the telegram	0·25
(b) to places in charge band 5:	
(i) fixed charge	2·00
plus	
(ii) for each chargeable word in the telegram	0·32
3. Safety of Life telegram	
(a) to places in charge bands 1-4:	
(i) fixed charge	2·00
plus	
(ii) for each chargeable word in the telegram	0·25
(b) to places in charge band 5:	
(i) fixed charge	2·00
plus	
(ii) for each chargeable word in the telegram	0·32
4. Meteorological telegram	
(a) to places in charge bands 1-4:	
(i) fixed charge	2·00
plus	
(ii) for each chargeable word in the telegram	0·12½
(b) to places in charge band 5:	
(i) fixed charge	2·00
plus	
(ii) for each chargeable word in the telegram	0·16
5. Red Cross telegram	
(a) to places in charge bands 1-4:	
(i) fixed charge	2·00
plus	
(ii) for each chargeable word in the telegram	0·06¼
(b) to places in charge band 5:	
(i) fixed charge	2·00
plus	
(ii) for each chargeable word in the telegram	0·08
6. Paid Service telegram	
(a) to places in charge bands 1-4:	
(i) fixed charge	2·00
plus	
(ii) for each chargeable word in the telegram	0·25
(b) to places in charge band 5:	
(i) fixed charge	2·00
plus	
(ii) for each chargeable word in the telegram	0·32

SCHEDULE 4 (continued)

7. Press telegram		
(a) to places in charge bands 1-4:		£
(i) fixed charge		2.00
plus		
(ii) for each chargeable word in the telegram		0.12½
(b) to places in charge band 5:		
(i) fixed charge		2.00
plus		
(ii) for each chargeable word in the telegram		0.16

Paragraph 11(2)

SCHEDULE 5

CHARGES FOR SERVICES AND FACILITIES PROVIDED IN CONNECTION WITH TELEGRAMS
(exclusive of Value Added Tax)

Services and facilities provided in respect of telegrams (except radiotelegrams)

1. Registered Telegraphic Address £10 per annum
2. Certified copies (not Telemessage telegrams) £1 for each 50 chargeable words of telegram plus such charge as British Telecommunications may fix in respect of the search for the telegram to be copied
3. Sender's copy (Telemessage telegrams only) £0.75 for each Telemessage telegram
4. De Luxe surcharge: payable for delivery of an Ordinary telegram on an ornamental form suitable for happy occasions £0.50 for each such telegram

Dated the 17th day of September 1982.

Signed on behalf of British Telecommunications by Geoffrey J. Jones (a person authorised by British Telecommunications to act in that behalf).

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