THE ELECTRONIC COMMUNICATIONS CODE: COMPILATION OF CONSULTATION RESPONSES

The following is a compilation of responses to our Consultation Paper on the Electronic Communications Code,¹ which informed the recommendations to Government that were made in our final Report.²

Not all of the documents annexed to the responses have been included in this compilation. Two consultees wished for their entire response, and that fact that it was submitted, to remain confidential; accordingly these responses have not been included.

The responses have been redacted in accordance with the Data Protection Act 1998 and for the protection of sensitive and confidential information.

¹ The Electronic Communications Code (2012) Law Commission Consultation Paper No 205.

² The Electronic Communications Code (2013) Law Com No 336.

THE LAW COMMISSION

THE ELECTRONIC COMMUNICATIONS CODE: COMPILATION OF CONSULTATION RESPONSES

CONTENTS

Number	Consultee	Page
1	The Phone Mast Copmany Ltd	1
2	Charles Anderson	3
3	Evergreen Property Consulting Ltd	6
4	Peter Browning	31
5	Philip Straker	56
6	Land Registry	60
7	Chelmer Housing Partnership (CHP)	62
8	Telecoms Property Consultancy Ltd (TPCL)	66
9	The Law Society of England and Wales (The Law Society)	100
10	Affinity Sutton Group	108
11	Ted Mercer	109
12	Councillor Vincent Stops (Hackney London Borough Council)	118
13	Ian S Thornton-Kemsley	119
14	Water UK	207
15	Westfield Shoppingtowns Ltd	210
16	Capital & Regional Property Management Ltd	211
17	The Queen Elizabeth II Conference Centre	212
18	Imperial College Healthcare NHS Trust	213
19	Heatherwood and Wexham Park Hospitals NHS Foundation Trust	214
20	Legal & General Investment Management	215
21	UBS Global Asset Management (UK) Ltd	216

Number	Consultee	Page
22	The British Library	217
23	Manawey Developments Ltd	218
24	Itchen Sixth Form College	219
25	Newham College London	220
26	Donington Investments Ltd	221
27	Deards Ltd	222
28	The Benefice of St James Garlickhythe	223
29	LSE Estates Division	224
30	Harvey White Properties Ltd	225
31	UK & European Investments Ltd	226
32	Rainham Steel Investments Ltd	227
33	The Digital World Centre Ltd	228
34	Peter and Patricia Kingston	229
35	DAC Beachcroft LLP	231
36	UK Land Estates (Services) Ltd	257
37	City of London Law Society	259
38	Susan Marriott	267
39	Henry Aubrey-Fletcher	268
40	Babcock International Group plc	270
41	Tony Harris	275
42	Glasgow Housing Association	301
43	Caroline Tayler	303
44	Charles Pitcher	304
45	The General Council of the Bar of England and Wales (the Bar Council)	305
46	Guy's & St Thomas' Charity and Desmond Hampton	329
47	Mike Tristram	331

Number 48	Consultee Shere Group Ltd	Page 333
49	Highcross Strategic Advisers	361
50	W R Avens	
51	Mobile Phone Mast Development Ltd (MPMD)	
52	The Office of Communications (Ofcom)	
53	Geo Networks Ltd	
54	The Portman Estate	420
55	NewRiver Retail (UK) Ltd	
56	RH & RW Clutton LLP on behalf of approximately 100 landowning clients	422
57	Church of Scotland General Trustees	432
58	Hogan Lovells International LLP	458
59	Rafe Staples; also on behalf of Funeven Ltd and East India Dock Ltd	483
60	Dŵr Cymru Welsh Water	487
61	Bizspace Ltd	515
62	Carter Jonas LLP	516
63	Newcastle City Council	543
64	British Property Federation	544
65	National Farmers Union	583
66	Faculty of Advocates	599
67	Country Land & Business Association (CLA)	624
68	Abacona Investments Ltd	651
69	Pippingford Estate Company Ltd	652
70	St Margarets Court (Rottingdean) Ltd	653
71	WO & PO Jolly Holdings Ltd	654
72	Property Litigation Association	655
73	British Telecommunications plc (BT)	685

Number	Consultee	Page
74	The Crown Estate	713
75	The National Trust	721
76	Clarke Willmott LLP	
77	Cable & Wireless Worldwide Group (on behalf of Cable & Wireless UK, Energis Communications Ltd, Thus Group Holdings Ltd and Your Communications Ltd)	
78	Network Rail	767
79	Port of London Authority	
80	Dev Desai	
81	Peel Holdings Land and Property (UK) Ltd group of companies and their subsidiary companies (including the Bridgewater Canal Company Ltd)	808
82	London Borough of Hackney	867
83	TDC Aberdeen Ltd	893
84	South West Water Ltd	918
85	Mobile Operators Association (MOA)	944
86	Surf Telecoms	986
87	Kingsley Smith Solicitors LLP	1014
88	Odell Milne	1017
89	Nabarro LLP	1043
90	UK Competitive Telecommunications Association (UKCTA)	1048
91	The Central Association of Agricultural Valuers (CAAV)	1075
92	Falcon Chambers	1180
93	Charles Russell LLP (reflecting discussions at seminar on 1 October 2012)	1207
94	Northern Trust Company Ltd (NTCL)	1234
95	Leicestershire Police Authority	1236
96	Aberdeen Asset Managers Ltd (AAM)	1238
97	WM Housing Group	1240

Number 98	Consultee Bruntwood Ltd	<i>Page</i> 1243
99	Leeds City Council	
100	Nottinghamshire Police Authority	
101	Central Scotland Police	
102	Royal Institution of Chartered Surveyors (RICS) (including RICS Telecom Forum Board)	
103	Strutt & Parker LLP	
104	Canal & River Trust (CRT)	
105	Charities' Property Association and the Churches' Legislation Advisory Service	
106	Arqiva	1351
107	Shoosmiths LLP	1381
108	Sir Charles Ponsonby	1414
109	Alicia Foo and Nicholas Vuckovic	1415
110	Batcheller Monkhouse; response endorsed by 63 clients, some of whom also responded individually	1443
111	A confidential response	
112	Level 3 Communications (UK) Ltd	1558
113	Cell:cm Chartered Surveyors	1584
114	The Berkeley Group plc	1628
115	RLS Law	1662
116	Arc Partners (UK) Ltd	1668
117	Roger Foxwell	1695
118	Agricultural Law Association (ALA)	1696
119	David King	1702
120	Wireless Infrastructure Group (WIG)	1707
121	Shulmans LLP	1714
122	Rix & Kay Solicitors LLP	1731

Number	Consultee	Page
123	Nicholas Taggart	1756
124	Hibernia Atlantic	1797
125	A confidential response	
126	Fiona Beale	1822
127	Ellandi LLP	1847
128	John G Woolman	1848
129	Scottish Land & Estates	1849
130	Shepherd & Wedderburn LLP	1863