(4) The limits of free delivery are the same as for ordinary inland telegrams.

(5) Continuous messages sent in consecutive telegrams are no longer charged for as a single telegram.

(6) The day and night rates for press telegrams to the Republic of Ireland are respectively 3s. 6d. for each 60 words and 3s. 6d. for each 80 words.

1954 No. 1350

The Telex Regulations, 1954

Made - - - -	13*th October*, 1954
Laid before Parliament	18*th October*, 1954
Coming into Operation	15*th November*, 1954

ARRANGEMENT OF REGULATIONS

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SCHEDULES

FIRST SCHEDULE
Inland call charges.

SECOND SCHEDULE
Charges for temporary disconnection of telex service.

THIRD SCHEDULE
Charges for interception of calls.

I, the Right Honourable Herbrand Edward Dundonald Brassey Earl De La Warr, Her Majesty's Postmaster-General, with the consent of the Treasury, do, by virtue of the power vested in me by section 2 of the Telegraph Act 1885(a) as amended by section 4 of the Post Office and Telegraph Act 1940(b) and sections 1 and 2 of the Telegraph Act 1954(c), and of every other power enabling me in this behalf, hereby make the following Regulations, that is to say:—

Interpretation

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

"agreement" means an agreement made by the Postmaster-General with any person for or relating to the provision of telex service;

"the British Islands" means the United Kingdom, the Channel Islands, and the Isle of Man;

"call" means the establishment of means of communication for the purpose of telex service;

"certified" means certified by the Postmaster-General;

"inland call" means a call made from a sending station within the British Islands to a receiving station within the British Islands;

"installation" means a telex line and the teleprinter or other sending and receiving apparatus and the equipment associated therewith which are provided by the Postmaster-General for a subscriber for the purpose of telex service;

"receiving station", in relation to a call, means the teleprinter or other receiving apparatus and the equipment associated therewith to which the call is made;

"rental" means any charge in respect of an installation which is fixed by an agreement and is payable periodically;

"sending station", in relation to a call, means the teleprinter or other sending apparatus and the equipment associated therewith whereby the call is originated;

"subscriber" means a person with whom the Postmaster-General makes an agreement for the provision of telex service, and includes the personal representatives of a subscriber;

"subscriber's premises" means any premises in or on which any part of an installation is situated, being premises in the possession or occupation or under the control of the person who is the subscriber in respect

(a) 48 & 49 Vict. c. 58. (b) 3 & 4 Geo. 6. c. 25. (c) 2 & 3 Eliz. 2. c. 28.

of the installation or of a person for whose use the installation is provided under the agreement with the subscriber;

"telegraphic line" means a telegraphic line as defined in the Telegraph Act 1878(a) and in addition a telegraph as defined in the Telegraph Act 1869(b);

"telex area", in relation to a sending station or a receiving station, means such area as the Postmaster-General may determine, being an area within which that station is situate;

"telex centre", in relation to a sending station or a receiving station, means such point within the telex area of that station as the Postmaster-General may determine for the purpose of the provisions of these regulations as to call charges;

"telex exchange" means switching equipment and apparatus operated by the Postmaster-General and forming part of the public telex exchange system provided by him;

"telex line" means a circuit provided as part of an installation for the purpose of keeping that installation in continuous connection with a telex exchange;

"telex service" means a service whereby written telegrams may be sent directly between the sender and the recipient through the public telex exchange system under the control of the Postmaster-General.

(2) The Interpretation Act 1889(c) applies to the interpretation of these regulations as it applies to the interpretation of an Act of Parliament.

Call charges

2.—(1) Subject to the provisions of these regulations, the charge for each inland call shall be the sums specified in the First Schedule hereto according to the description and duration of the call.

(2) Subject as aforesaid, the charges for calls other than inland calls shall be such as the Postmaster-General may fix and publish in the London, Edinburgh and Belfast Gazettes or in such other manner as he may determine.

(3) Any charges for calls may be reduced at such times or during such periods as the Postmaster-General may determine.

(4) The duration of a call for the purpose of these regulations shall be calculated from the time when the establishment of means of communication begins to the time when it ends, without regard to the length of the time during which messages are being sent.

(5) Calls for a period exceeding three minutes may be allowed at the discretion of the Postmaster-General, but no person shall be entitled as of right to continue a call for a period exceeding three minutes.

General provision as to services

3. The services referred to in regulations four to nine inclusive may be provided by the Postmaster-General at such times, during such periods, in such circumstances, and by means of such equipment as the Postmaster-General may from time to time consider expedient. The charges, terms and conditions determined by or under the said regulations shall apply to such services in so far as they are so provided.

(a) 41 & 42 Vict. c. 76. (b) 32 & 33 Vict. c. 73. (c) 52 & 53 Vict. c. 63.

Messages for further transmission by the public telegraph system

4.—(1) A telex message may be sent from a sending station within the British Islands to the appropriate receiving station under the control of the Postmaster-General or of a licensee of the Postmaster-General for further transmission to the addressee as a written telegram by means of the public telegraph system.

(2) The subscriber shall pay for this service:

(*a*) the charge payable under these regulations for the call to the receiving station referred to in paragraph (1) if that station is under the control of a licensee of the Postmaster-General (but not otherwise), and

(*b*) all charges in respect of the telegram which are payable under the statutory regulations applicable thereto.

Messages for further transmission by telex

5.—(1) A telex message may be sent from a sending station within the British Islands to the appropriate receiving and sending station under the control of the Postmaster-General for further transmission as a telex message to not less than four other receiving stations within the British Islands.

(2) The subscriber shall pay for this service:

(*a*) the charges which would have been payable under these regulations for the calls to the other receiving stations if the calls had been made directly thereto from the first mentioned sending station, and

(*b*) the sum of 1s. 9d. multiplied by the number of the other receiving stations;

but no charge shall be payable for the call to the receiving and sending station under the control of the Postmaster-General.

Advice of duration and charge

6.—(1) The Postmaster-General may supply particulars of the duration of or the charge for a call, or of both such duration and charge, on the request of the person who is the subscriber in respect of the sending station or of any other person using that station.

(2) The subscriber shall pay for this service such charge as the Postmaster-General may fix, not exceeding threepence for each call of which particulars are supplied, and different charges may be fixed according to the class of call concerned and the circumstances in which the particulars are supplied.

Temporary disconnections of telex service

7.—(1) Telex service provided by means of an installation may be temporarily disconnected at the request of the subscriber or a person using the installation. The subscriber shall pay for this service the charges specified in the Second Schedule hereto.

(2) The rental in respect of the installation shall continue to be payable in respect of any period during which the telex service is so disconnected.

Interception of calls

8. Where an installation has ceased to be provided, attempted calls to the installation may on the written request of the person for whom it was previously provided be intercepted at the telex exchange and the callers

informed of a different telex number to which the calls may be made. This service may be given during such period, (not being a period continuing after the expiration of twelve months from the end of the period for which rental has been paid in respect of the line, or after the telex number previously allocated to the installation has been allocated to another installation) as may be specified in the request. The person for whom the installation was previously provided shall pay on demand for this service the charges specified in the Third Schedule hereto.

Charges in connection with calls other than inland calls

9. The charges applicable to any services provided in relation to calls other than inland calls shall be such as the Postmaster-General may fix and publish in the London, Edinburgh and Belfast Gazettes or in such other manner as he may determine.

General powers of the Postmaster-General

10. Without prejudice to any other power or right of the Postmaster-General he may at his discretion:—

(*a*) refuse, or cease, in consequence of any difficulty in obtaining or maintaining on terms acceptable to the Postmaster-General any wayleave for an appropriate telegraphic line, to provide under an agreement any telex service which would involve or involves the use of that telegraphic line;

(*b*) disconnect an installation from one telex exchange and connect it with any other telex exchange;

(*c*) make any alteration in an installation;

(*d*) alter the telex number or the answer-back code allocated by the Postmaster-General to an installation;

(*e*) use any part or parts of a telex line provided for a subscriber for any purpose (including the provision of services to other persons) involving the carrying of electric currents over such part or parts of the line at frequencies different from those used for the purpose of that subscriber's telex service.

Power to require security

11. The Postmaster-General may, from time to time, before or after making an agreement, require the payment of a deposit of such amount as he thinks necessary by way of security for the payment of the rental or other charges payable or to become payable by the subscriber, or may require the subscriber to furnish security for such payment in such other form and for such amount as the Postmaster-General thinks necessary, and the subscriber shall pay such deposit or furnish such security within such time as the Postmaster-General may direct. The Postmaster-General may retain such deposit or security so long as the telex line continues to be provided for the subscriber.

Charges payable by subscribers

12.—(1) Subject to the provisions of these regulations, all charges in respect of calls originating upon a subscriber's installation, and all other charges and sums payable by a subscriber under these regulations or under an agreement, shall be payable by the subscriber on demand.

(2) Any rental payable under an agreement in respect of an installation or of a component part thereof shall commence on the date when the installation or the component part is connected for use.

(3) Any rental payable under an agreement shall be payable at such intervals and on such dates (whether in advance or in arrear or partly in advance and partly in arrear) as the Postmaster-General may from time to time decide either in relation to the installation for which the rental is payable or generally.

Default by subscriber

13.—(1) If a subscriber:—

(i) fails to pay when due any rental charge or sum (including any sum required by way of deposit) payable by him under these regulations or under an agreement; or

(ii) has a receiving order made against him or in Scotland is sequestrated, or becomes insolvent or makes any composition or arrangement with or assignment for the benefit of his creditors, or, being a company, goes into liquidation, whether voluntary or compulsory, or has a receiver of any assets appointed; or

(iii) fails to observe or perform any of the provisions of these regulations or of an agreement, or any obligation on his part arising thereunder,

the Postmaster-General may (without prejudice to any other right or remedy of the Postmaster-General):

(*a*) without notice, wholly or in part suspend telex service provided by means of all or any of the subscriber's installations and if he shall think fit so to do disconnect all or any of such installations from the telex exchange; and, in addition or alternatively,

(*b*) summarily determine the subscriber's agreements or any of them by notice in writing to that effect.

(2) On the determination of any agreement under the provisions of this regulation, the subscriber shall pay, in addition to any other sums payable under such agreement up to the date of its determination, a sum equal to one month's rental or to the rental for the period from the date of determination to the end of the initial term of the agreement at the rates in force at the date of determination, whichever is the greater, credit being allowed to the subscriber for the appropriate proportion of any rental paid in advance in respect of a period ending after that date.

(3) The Postmaster-General may remove the subscriber's installation within such time as he thinks fit after determining the agreement under the provisions of this regulation.

Construction, maintenance, removal, etc. of installations

14.—(1) Every installation is and shall at all times remain the property of the Postmaster-General.

(2) (*a*) Every subscriber shall permit officers of the Post Office (or, when required by the Postmaster-General so to do, procure permission for them from any other person whose permission is requisite) to enter at all reasonable times upon the subscriber's premises for the purpose of constructing, inspecting, maintaining, or altering the installation or any part thereof, or removing the installation or any part thereof whether on the subscriber's application or on the determination of an agreement, and to have access at all reasonable times to all such parts of the installation as may be in or on the subscriber's premises.

(*b*) Every officer of the Post Office who desires to enter upon the subscriber's premises as aforesaid shall produce, if required so to do, some duly authenticated document showing his identity and authority.

Subscriber's responsibility for installation

15.—(1) A subscriber shall be responsible for the safety of all such parts of the installation as are in or on the subscriber's premises, and on the determination of an agreement by any means, the subscriber shall surrender to the Postmaster-General the installation and every part thereof in as good condition as when first provided, fair wear and tear only excepted. The subscriber shall pay in respect of the replacement of any such parts of the installation as aforesaid which at any time are lost or destroyed, and the replacement or repair of any such parts which are damaged otherwise than by way of fair wear and tear, the certified cost incurred by the Postmaster-General in replacing or repairing those parts.

(2) A subscriber shall not, without the written consent of the Postmaster-General;

(*a*) alter or remove an installation or any part thereof, or obliterate or deface any marks, words or numbers thereon;

(*b*) make any attachment to an installation, or place anything in electrical connection therewith;

(*c*) place or use in any manner or position in relation to an installation anything that may in the opinion of the Postmaster-General have a harmful effect on the installation or on its use for the purpose for which it is provided; or

(*d*) place or use anything (unless provided for the purpose by the Postmaster-General) in such a manner or position in relation to an installation that it transmits or enables to be transmitted any message or other communication to or from or by means of the installation;

and shall not without such consent permit or suffer any other person so to do.

(3) A subscriber shall, on being required by the Postmaster-General so to do, forthwith cease to use and remove anything which has been attached, connected, placed or used as mentioned in paragraph (2) of this regulation whether by him or by another person and whether with or without the consent of the Postmaster-General.

Paper and typewriter ribbons

16.—(1) The paper and typewriter ribbons used in any teleprinter comprised in an installation shall be of a quality, kind and size for the time being approved by the Postmaster-General.

(2) Except during such periods as the Postmaster-General may otherwise permit a subscriber shall at all times keep properly adjusted in any teleprinter comprised in an installation an adequate supply of paper and a typewriter ribbon in good condition.

Subscriber not to assign agreement

17.—(1) A subscriber shall not, except with the written consent of the Postmaster-General, assign or dispose of his agreement, or assign, dispose of or part with any benefit or advantage under it.

(2) Except as otherwise provided by any licence granted by the Postmaster-General to the subscriber under the Telegraph Acts 1863 to 1954 or with the consent in writing of the Postmaster-General, neither the subscriber nor any other person shall receive any consideration either directly or indirectly in return for or otherwise howsoever on account of the use of the subscriber's installation by or on behalf of any person other than the subscriber. The term "consideration" includes besides money or money's worth the giving or withholding of business or any other advantage or benefit of any kind or description.

(3) A subscriber who fails to comply with this regulation shall (without prejudice to any other right or remedy of the Postmaster-General) continue to be liable for all rental, charges and sums due and to become due in respect of the installation, and in respect of calls made therefrom and services rendered at the request or with the authority of persons using the installation.

Supply of electricity

18.—(1) If and when required so to do by the Postmaster-General, a subscriber shall provide at his own expense in all respects a continuous supply (at a pressure not exceeding two hundred and fifty volts subject to any percentage variation allowed by the Electricity Supply Regulations, 1937, or any regulations amending or superseding the same) of the electricity required by the Postmaster-General for the installing, operation and maintenance of the installation or any part thereof. Such electricity shall be supplied at such point or points and by means of such wires fitted with such sockets or other means of connection and provided with such connection to earth and with such fusible cut-outs and other protective devices as the Postmaster-General may from time to time require.

(2) The subscriber shall pay the certified cost incurred by the Postmaster-General of making such alterations to the installation as he considers necessary to conform to any change made otherwise than by the Postmaster-General in the method of applying the electricity to the installation or in the kind of electric current used, or to prevent injurious affection to the installation by electric lines or plant erected on the subscriber's premises.

(3) The subscriber shall leave the electricity supply provided under paragraph (1) continuously connected to the installation except during such periods as the Postmaster-General may otherwise permit.

Telex directories

19.—(1) Entries in any telex directory published by or on behalf of the Postmaster-General may be made in such terms, form, manner and order as the Postmaster-General thinks fit.

(2) (*a*) A subscriber may apply to the Postmaster-General in writing for one or more extra entries to be made in any such directory, and if the Postmaster-General accedes to the application, the subscriber shall pay for each extra entry a periodic charge at the annual rate of ten shillings.

(*b*) A subscriber may apply to the Postmaster-General in writing for one or more extra words to be inserted in an entry, and if the Postmaster-General accedes to the application, the subscriber shall pay for each extra word inserted in a main entry and each extra word inserted in an extra entry a periodic charge at the annual rate of five shillings and nine pence,

(3) The period in respect of which the said charges shall be payable shall begin on the first day of the month in which the first issue of the directory containing the entry is published, and shall end as follows:—

(*a*) If the subscriber gives to the Postmaster-General not less than one month's notice in writing requesting him to cease to make the entry or insertion (as the case may be) in future issues of the directory, the said period shall end on the day before that anniversary of its beginning which follows next after the expiration of the notice;

(*b*) In any other case, the said period shall end on the day before that anniversary of its beginning which follows next after the date on which the subscriber ceases to be the subscriber in respect of the installation to which the entry relates.

(4) The said charges shall be payable by instalments in advance at such intervals (not being longer than a year) as the Postmaster-General may from time to time decide either in relation to a particular entry or insertion or generally.

(5) In this regulation:—

"main entry" means a single entry relating to the installation provided for a subscriber at one address;

"extra entry" means an entry additional to a main entry and relating to the installation to which that main entry relates;

"extra word" means any word which the Postmaster-General permits to be included in an entry on condition that the extra charge specified in sub-paragraph (*b*) of paragraph (2) of this regulation is payable therefor.

Accounting for calls

20. The charges to a subscriber for calls, or for any class of calls, may be aggregated and included as a single item in an account rendered to him by the Postmaster-General.

Proof of charges and other matters

21.—(1) In any proceedings by or against the Crown in relation to any rental, charge or sum payable under these regulations or under an agreement:—

(*a*) where the person alleged by the Crown to be liable for payment of that rental, charge or sum has not disputed in writing his liability therefor within thirty days of the service on him of an account including that rental, charge or sum, the production of a certified account of that rental, charge or sum shall be conclusive evidence of the amount thereof and of the liability of the person for payment thereof;

(*b*) in any other case, the production of a certified account thereof shall be sufficient evidence unless the contrary is proved that the rental, charge or sum is payable in respect of the installation referred to in the account, and that the amount thereof is as stated in the account.

(2) A certified statement (whether or not included in a certified account):

(*a*) of the cost incurred by the Postmaster-General in relation to any matter whereof the certified cost is referred to in these regulations or in an agreement; or

(*b*) of the date on which an installation or any part of an installation is connected for use;

shall for all purposes (including the purposes of any proceeding by or against the Crown) be sufficient evidence, unless the contrary is proved, of the facts therein stated.

(3) A copy of the London, Edinburgh or Belfast Gazette containing any notice published therein by the Postmaster-General in accordance with regulation two or regulation nine shall be conclusive evidence of the facts stated in the notice.

Remission of charges

22. The Postmaster-General may remit in whole or in part any charge or sum payable or paid by virtue of these regulations.

Service of notices, etc.

23. Any notice, account, statement, direction or other document which may be given, rendered or made by the Postmaster-General under or for any purpose of these regulations or an agreement shall be deemed to have been duly given, rendered or made and served if left at or sent by registered post to the address at or in connection with which the relevant telex service is required or provided, or to the address stated in the relative agreement as the subscriber's address, or to the subscriber's usual or last known place of abode or business in the British Islands.

Indecent or offensive messages not to be transmitted

24.—(1) A person shall not use any installation:—

(*a*) for sending any message or communication which is offensive or abusive or of an indecent, obscene or menacing character to an officer of the Post Office or any other person, or

(*b*) for the persistent making of calls without reasonable cause or for the making of calls for the purpose of causing annoyance, inconvenience, or needless anxiety to an officer of the Post Office or any other person.

(2) The Postmaster-General may interrupt and terminate any call of, and may refuse to give telex service to, any person who contravenes this regulation, and shall not in any such case be bound to return any sums paid in respect of the call and may suspend without notice the telex service of any subscriber whose installation is used as aforesaid, either at the time the installation is so used or at any time thereafter, and may continue such suspension unless and until such assurance is received as the Postmaster-General may deem sufficient that there will be no further contravention of the provisions of paragraph (1) of this regulation:

Provided that no action taken under this regulation shall prejudice any other right or remedy of the Postmaster-General.

Non-liability of Postmaster-General

25.—(1) Neither the Crown nor the Postmaster-General nor any other officer of the Post Office shall incur any liability for or on account of or in respect of any loss or damage sustained by reason of any interruption or failure of communication by means of any installation, or any failure or error in connection with the taking or giving of messages by officers of the Post Office, or any omission or insertion of or error in any entry in a telex directory published by or on behalf of the Postmaster-General.

(2) A subscriber shall not be entitled to any abatement of rental in connection with any of the matters aforesaid.

Consent or approval of the Postmaster-General

26. Any consent or approval of the Postmaster-General referred to in these regulations may be given subject to such terms and conditions as the Postmaster-General may think fit.

Saving for agreements

27. Where any provision in these regulations is inconsistent with an agreement, the agreement shall prevail.

Citation and commencement

28.—(1) These regulations may be cited as " The Telex Regulations, 1954 ".

(2) These regulations shall come into operation on the 15th day of November, 1954.

Dated this 12th day of October, 1954.

De La Warr,
Her Majesty's Postmaster-General.

We consent to these Regulations.
13th October, 1954.

Edward Heath,
R. H. M. Thompson,
Two of the Commissioners of Her Majesty's Treasury.

Regulation 2

FIRST SCHEDULE

Inland Call Charges

Description of call	For the first three minutes or part of three minutes	For each complete minute and any odd period of less than a minute, after the first three minutes
	s. d.	d.
1. A call in respect of which the sending station and the receiving station are within the same telex area:	6	2
2. Any other call: if the distance between the telex centre of the sending station and the telex centre of the receiving station:		
(*a*) does not exceed 15 miles ...	6	2
(*b*) exceeds 15 miles but does not exceed 35 miles	9	3
(*c*) exceeds 35 miles but does not exceed 50 miles	1 0	4
(*d*) exceeds 50 miles but does not exceed 75 miles	1 3	5
(*e*) exceeds 75 miles but does not exceed 125 miles	1 6	6
(*f*) exceeds 125 miles	2 0	8

Regulation 7

SECOND SCHEDULE

Charges for Temporary Disconnection of Telex Service

	£ s. d.
1. Not exceeding three separate periods of disconnection in any three successive months	No charge
2. Any periods of disconnection beyond three during any three successive months:	
(i) Each separate continuous period of disconnection up to 24 hours	7
(ii) Each separate continuous period of disconnection exceeding 24 hours—For each 24 hours or part thereof	7
(iii) Any number of separate periods of disconnection all booked at the same time in advance and falling within—	
one month	9 2
three successive months	1 3 0
or (in either case) the total of the charges for the separate periods of disconnection under items (i) and/or (ii), whichever is the less.	

Regulation 8

THIRD SCHEDULE

Charges for Interception of Calls

	£ s. d.
1. Interception of calls up to the end of the period for which rental has been paid for the ceased installation	No charge
2. Interception of calls after the end of the said period—	
for each period of three months or part thereof	1 3 0

EXPLANATORY NOTE

(This Note is not part of the Regulations, but is intended to indicate their general purport.)

These regulations provide for a telex service whereby written messages can be sent directly between the sender and the recipient by means of telex lines, teleprinters and other apparatus, through a public telex exchange system under the control of the Postmaster-General.

This service will replace the existing inland and international telex services, and (unlike the existing inland service) will operate independently of the telephone service. The regulations provide for the general terms, conditions, and charges in the new service, except those (such as the rental charges for equipment) which are to be specified in the agreements for the provision of telex service.

Regulation 1 contains definitions of expressions used in the regulations, including a definition of a "subscriber" as a person with whom the Postmaster-General makes an agreement for the provision of telex service.

Regulation 2 fixes the charges for inland calls, and enables the Postmaster-General to fix the charges for calls other than inland calls.

Regulations 3 to 9 (inclusive) provide for the terms, conditions and charges for special services and facilities, if and so far as they are available.

Regulations 10 to 18 (inclusive) contain general terms and conditions applicable to telex subscribers.

Regulation 19 fixes the charges for certain entries in telex directories.

Regulations 20 to 27 (inclusive) contain provisions applicable to the telex service generally. An agreement made by the Postmaster-General with any person for the provision of telex service prevails over any inconsistent provisions in the regulations.