



Tobacco Advertising and Promotion Act 2002

2002 CHAPTER 36

12 Television and radio broadcasting

(1) In this section “the 1990 Act” means the Broadcasting Act 1990 (c. 42) and “the 1996 Act” means the Broadcasting Act 1996 (c. 55).

(2) This Act does not apply in relation to anything included in a service to which any of subsections (3) to (6) apply.

[^{F1}(3) This subsection applies to —

- (a) a service falling within section 211(1) of the Communications Act 2003 (independent television services regulated by the Office of Communications) which is not an additional television service (within the meaning of Part 3 of that Act); and
- (b) an additional television service comprised in the public teletext service (within the meaning of that Part).]

^{F2}(4)

[^{F3}(5) This subsection applies to a service which—

- (a) falls within section 245(1) of the Communications Act 2003 (independent radio services regulated by the Office of Communications); but
- (b) is not a digital additional sound service (within the meaning of Part 3 of that Act).]

(6) This subsection applies to a service provided by the British Broadcasting Corporation or Sianel Pedwar Cymru (the Welsh Authority referred to in section 56 of the 1990 Act).

Textual Amendments

- F1** S. 12(3) substituted (29.12.2003) by [Communications Act 2003 \(c. 21\)](#), s. 411(2), [Sch. 17 para. 173\(2\)](#) (with [Sch. 18](#)); [S.I. 2003/3142](#), art. 3(1), [Sch. 1](#) (with art. 11)

Changes to legislation: There are currently no known outstanding effects for the Tobacco Advertising and Promotion Act 2002, Section 12. (See end of Document for details)

- F2** S. 12(4) repealed (29.12.2003) by [Communications Act 2003 \(c. 21\)](#), s. 411(2), [Sch. 19\(1\)](#), Note 1 (with [Sch. 18](#)); [S.I. 2003/3142](#), art. 3(1), [Sch. 1](#) (with art. 11)
- F3** S. 12(5) substituted (29.12.2003) by [Communications Act 2003 \(c. 21\)](#), s. 411(2), [Sch. 17 para. 173\(3\)](#) (with [Sch. 18](#)); [S.I. 2003/3142](#), art. 3(1), [Sch. 1](#) (with art. 11)

Commencement Information

- I1** S. 12 wholly in force at 14.2.2003; s. 12 not in force at Royal Assent see s. 22(1)(2); s. 12 wholly in force at 14.2.2003 by [S.I. 2002/2865](#), [art. 2\(2\)\(i\)](#); [S.S.I. 2002/512](#), [art. 2\(2\)\(i\)](#)

Changes to legislation:

There are currently no known outstanding effects for the Tobacco Advertising and Promotion Act 2002, Section 12.