



# Digital Economy Act 2010

## 2010 CHAPTER 24

### *Independent television services*

#### **26 Initial expiry date: consequential provision**

- (1) Chapter 2 of Part 3 of the Communications Act 2003 (regulatory structure for independent television services) is amended as follows.
- (2) In each of sections 214(6) and 216(12) (definition of “licensing period” for Channels 3 and 5)—
  - (a) in the opening words, after “licensing period” insert “, in relation to a licence,”,
  - (b) in paragraph (a), at the end (but before “or”) insert “for that type of licence”, and
  - (c) in paragraph (b), at the end insert “for that type of licence”.
- (3) In each of sections 219(3) and 222(12) (definition of “licensing period” for public teletext service)—
  - (a) in paragraph (a), at the end (but before “or”) insert “for the licence to provide the public teletext service”, and
  - (b) in paragraph (b), at the end insert “for that type of licence”.
- (4) In section 225(3) (period for review of financial terms of replacement Channel 3 and 5 and public teletext licences), after “initial expiry date” insert “for that type of licence”.
- (5) In section 228(8) (giving effect to review of financial terms of replacement licence), in the definition of “licensing period”—
  - (a) after ““licensing period”” insert “, in relation to a licence,”,
  - (b) in paragraph (a), at the end (but before “or”) insert “for that type of licence”, and
  - (c) in paragraph (b), at the end insert “for that type of licence”.
- (6) Section 229 (report in anticipation of new licensing round) is amended as follows.
- (7) In subsection (1), after “licensing period” insert “for a type of relevant licence”.

- (8) In subsection (2)—
- (a) for “holders of relevant licences” substitute “holder or holders of that type of licence”, and
  - (b) for “licence holders” substitute “licence holder or holders”.
- (9) In subsection (3)(a) and (b), for “relevant licences” substitute “that type of licence”.
- (10) After subsection (4) insert—
- “(4A) Subsection (5) applies where the Secretary of State—
- (a) receives a report under this section in anticipation of the end of a licensing period for a type of relevant licence, and
  - (b) subsequently makes an order under section 224 extending the licensing period for that type of licence.”
- (11) In subsection (5)—
- (a) for the words from the beginning to “the order—” substitute “Where this subsection applies—”, and
  - (b) in paragraph (a), for “he” substitute “the Secretary of State” and at the end (but before “and”) insert “for that type of licence”.
- (12) In subsection (6), in the definition of “licensing period”—
- (a) in the opening words, after ““licensing period”” insert “, in relation to a licence,”,
  - (b) in paragraph (a), at the end (but before “or”) insert “for that type of licence”, and
  - (c) in paragraph (b), at the end insert “for that type of licence”.
- (13) Section 230 (orders suspending rights of renewal) is amended as follows.
- (14) In subsection (2), for “licences for the time being in force that are of a description specified in the order are” substitute “a licence for the time being in force that is of a description specified in the order is”.
- (15) In that subsection, at the end insert “(but see subsection (7))”.
- (16) In each of subsections (3), (4), (5) and (8)(b), for “licences” substitute “a licence”.
- (17) In subsection (7), for “Channel 3 licences” substitute “a Channel 3 licence”.
- (18) In subsection (11), in the definition of “initial licensing period”—
- (a) after ““initial licensing period”” insert “, in relation to a licence,”, and
  - (b) at the end (but before “and”) insert “for that type of licence”.