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**Changes to legislation:** Broadcasting Act 1990, Cross Heading: General disqualification of advertising agencies is up to date with all changes known to be in force on or before 25 June 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

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## SCHEDULES

### SCHEDULE 2

#### RESTRICTIONS ON THE HOLDING OF LICENCES

#### PART II

#### DISQUALIFICATION FOR HOLDING LICENCES

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**Modifications etc. (not altering text)**

- C1** Sch. 2 Pt. II applied (with modifications) (20.7.2004) by [The Community Radio Order 2004 \(S.I. 2004/1944\)](#), arts. 1(2), 6 (as amended (27.3.2015) by S.I. 2015/1000, art. 2)
- C1** Sch. 2 Pt. 2 applied (with modifications) (25.10.2019) by [The Small-scale Radio Multiplex and Community Digital Radio Order 2019 \(S.I. 2019/1387\)](#), arts. 1, 5

*General disqualification of advertising agencies*

- 6 The following persons are disqualified persons in relation to <sup>F1</sup>a Broadcasting Act licence]—
- (a) an advertising agency;
  - (b) an associate of an advertising agency;
  - (c) any body which is controlled by a person falling within sub-paragraph (a) or (b) or by two or more such persons taken together;
  - (d) any body corporate in which a person falling within any of sub-paragraphs (a) to (c) is a participant with more than a 5 per cent. interest.

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**Textual Amendments**

- F1** Words in Sch. 2 Pt. II substituted (29.12.2003) by [Communications Act 2003 \(c. 21\)](#), s. 411(2), [Sch. 15 para. 69\(4\)](#) (with [Sch. 18](#)); S.I. 2003/3142, art. 3(1), [Sch. 1](#) (with art. 11)

**Changes to legislation:**

Broadcasting Act 1990, Cross Heading: General disqualification of advertising agencies is up to date with all changes known to be in force on or before 25 June 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

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**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 18A applied (with modifications) by 2003 c. 21, Sch. 9 para. 8(7) (as substituted) by [2024 c. 15 s. 19\(6\)](#)
- s. 18A inserted by [2024 c. 15 s. 19\(3\)](#)
- s. 23A inserted by [2024 c. 15 s. 29\(2\)](#)
- s. 56A inserted by [2024 c. 15 s. 33\(3\)](#)
- s. 58(1)-(1C) substituted for s. 58(1)(1A) by [2024 c. 15 s. 35\(2\)](#)
- s. 61A(4A) inserted by [2024 c. 15 Sch. 4 para. 6\(4\)](#)
- s. 97B(5) inserted by [2024 c. 15 s. 41\(3\)](#)
- s. 104AA(4ZA)-(4ZC) inserted by [2024 c. 15 s. 42\(3\)\(b\)](#)
- s. 193(2)(aa) inserted by S.I. 2019/93, Sch. 1 para. 3A(2)(b) (as inserted) by [S.I. 2019/1245 reg. 20](#) (This amendment not applied to [legislation.gov.uk](#). The affecting statutory instrument has no legal effect. It was made under a procedure which meant that it ceased to have effect 28 days after signing unless it was debated and approved in Parliament within that time. It was not debated and approved within 28 days, so it has expired with no effect.)
- Sch. 2 Pt. 2 para. 2(1A)(d) omitted by [2024 c. 15 Sch. 2 para. 5\(a\)](#)
- Sch. 2 Pt. 2 para. 3(1)(a) word substituted by [2024 c. 15 Sch. 4 para. 15](#)
- Sch. 2 Pt. 2 para. 2(1B) words omitted by [2024 c. 15 Sch. 2 para. 5\(b\)](#)
- Sch. 3 para. 13(1A) inserted by [2024 c. 15 s. 29\(3\)](#)
- Sch. 6 para. 12(5)(6) inserted by [2024 c. 15 s. 34\(3\)](#)
- Sch. 6 para. 12(2A)-(2F) substituted for Sch. 6 para. 12(2)(3) by [2024 c. 15 s. 34\(2\)](#)
- Sch. 6A inserted by [2024 c. 15 s. 33\(4\)](#)
- Sch. 7 Pt. 1 para. 1(5) inserted by [2024 c. 15 s. 19\(5\)](#)