



Broadcasting Act 1990

1990 CHAPTER 42

^{F1}PART I

INDEPENDENT TELEVISION SERVICES

CHAPTER VII

SUPPLEMENTAL

71 Interpretation of Part I.

(1) In this Part (unless the context otherwise requires)—

“the 1981 Act” means the ^{M1}Broadcasting Act 1981;

“additional service” and “additional services licence” have the meaning given by section 48(1) and section 49(10) respectively;

“the appropriate percentage”, in relation to any year, has the meaning given by section 19(10);

“cash bid”, in relation to a licence, has the meaning given by section 15(7);

“Channel 3” means the system of television broadcasting services established ^{F1}... under section 14, and “a Channel 3 licence” means a licence to provide one of the services comprised within that system;

“Channel 4” means the television broadcasting service referred to in section 24(1), and “on Channel 4” means in that service;

“Channel 5” means the television broadcasting service referred to in section 28(1), and “a Channel 5 licence” means a licence to provide that service;

^{F1}
...

“the Corporation” means the Channel Four Television Corporation established by section 23;

^{F2}
...

Changes to legislation: There are currently no known outstanding effects for the Broadcasting Act 1990, Section 71. (See end of Document for details)

“licence” means a licence under this Part, and “licensed” shall be construed accordingly;

^{F1}
...

“national Channel 3 service” has the meaning given by section 14(6), and “a national Channel 3 licence” means a licence to provide a national Channel 3 service;

^{F2}
...

“regional Channel 3 service” has the meaning given by section 14(6), and “a regional Channel 3 licence” means a licence to provide a regional Channel 3 service;

^{F3}“restricted service” has the meaning given by section 42A;]

^{F4}“S4C” ^{F5}and “S4C Digital” each] has the same meaning as in Part 3 of the Communications Act 2003;]

^{F1}
...

“spare capacity” shall be construed in accordance with section 48(2);

^{F6}“television broadcasting service”, “television licensable content service” and “television programme service” each has the same meaning as in Part 3 of the Communications Act 2003;]

- (2) Where the person who is for the time being the holder of any licence (“the present licence holder”) is not the person to whom the licence was originally granted, any reference in this Part (however expressed) to the holder of the licence shall be construed, in relation to any time falling before the date when the present licence holder became the holder of it, as including a reference to a person who was previously the holder of the licence.

Textual Amendments

- F1** Words in s. 71(1) 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)
- F2** Definitions in s. 71(1) omitted (11.7.1997) by [S.I. 1997/1682](#), reg. 2, [Sch. para. 10\(a\)](#)
- F3** Definition in s. 71 inserted (1.4.1997) by [1996 c. 55](#), s. 148(1), [Sch. 10 Pt. II para. 17](#) (with s. 43(1) (6)); [S.I. 1997/1005](#), [art. 4](#)
- F4** Words in s. 71 substituted (29.12.2003) by [Communications Act 2003 \(c. 21\)](#), s. 411(2), [Sch. 15 para. 31\(2\)](#) (with [Sch. 18](#)); [S.I. 2003/3142](#), art. 3(1), [Sch. 1](#) (with art. 11)
- F5** Words in s. 71(1) inserted (12.8.2009) by [The Welsh Authority \(Digital Switchover\) Order 2009 \(S.I. 2009/1968\)](#), arts. 1, [4\(3\)](#)
- F6** Words in s. 71 substituted (29.12.2003) by [Communications Act 2003 \(c. 21\)](#), s. 411(2), [Sch. 15 para. 31\(3\)](#) (with [Sch. 18](#)); [S.I. 2003/3142](#), art. 3(1), [Sch. 1](#) (with art. 11)

Modifications etc. (not altering text)

- C1** Pt. I: transfer of functions (29.12.2003) by [Communications Act 2003 \(c. 21\)](#), s. 411(2), [Sch. 1 para. 3\(a\)](#) (with [Sch. 18](#)); [S.I. 2003/3142](#), art. 3(1), [Sch. 1](#) (with art. 11)

Marginal Citations

- M1** 1981 c. 68.

Changes to legislation:

There are currently no known outstanding effects for the Broadcasting Act 1990, Section 71.