



# Broadcasting Act 1996

## 1996 CHAPTER 55

### PART IV

#### SPORTING AND OTHER EVENTS OF NATIONAL INTEREST

#### 103 Report to Secretary of State.

(1) If [<sup>F1</sup>OFCOM] —

- (a) are satisfied that a broadcasting body has failed to comply with subsection (1) of section 101 [<sup>F2</sup>or [<sup>F3</sup>subsection (1) or (1A) of section 101B]], and
- (b) are not satisfied that in all the circumstances it would be unreasonable to expect the body to have complied with that subsection,

they shall make a report on the matter to the Secretary of State.

(2) If [<sup>F1</sup>OFCOM] are satisfied that, in connection with an application for consent under subsection (1) of section 101 [<sup>F4</sup>or [<sup>F5</sup>subsection (1) or (1A) of section 101B]], a broadcasting body has—

- (a) provided them with information which was false in a material particular, or
- (b) withheld any material information with the intention of causing [<sup>F1</sup>OFCOM] to be misled,

they shall make a report on the matter to the Secretary of State.

[<sup>F6</sup>(2A) Before reporting to the Secretary of State that a broadcasting body has failed to comply with subsection (1) [<sup>F7</sup>or (1A)] of section 101B, [<sup>F1</sup>OFCOM] shall consult such persons (who may include competent authorities in [<sup>F8</sup>EEA States or qualifying CTT States]) as appear to [<sup>F1</sup>OFCOM] to be appropriate.]

(3) In this section “broadcasting body” means the BBC or the Welsh Authority.

#### Textual Amendments

- F1** Words in s. 103 substituted (29.12.2003) by [Communications Act 2003 \(c. 21\), s. 411\(2\), Sch. 15 para. 128](#) (with [Sch. 18](#)); [S.I. 2003/3142, art. 3\(1\), Sch. 1](#) (with art. 11)

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**Changes to legislation:** Broadcasting Act 1996, Section 103 is up to date with all changes known to be in force on or before 26 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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- F2** Words in s. 103(1)(a) inserted (19.1.2000) by S.I. 2000/54, reg. 3, **Sch. para. 6(2)**
- F3** Words in s. 103(1) substituted (31.12.2020) by The Broadcasting (Amendment) (EU Exit) Regulations 2019 (S.I. 2019/224), reg. 1(2), **Sch. 1 para. 14(2)** (with reg. 6) (as amended by S.I. 2020/1536, reg. 5(2)(3)); 2020 c. 1, Sch. 5 para. 1(1)
- F4** Words in s. 103(2) inserted (19.1.2000) by S.I. 2000/54, reg. 3, **Sch. para. 6(3)**
- F5** Words in s. 103(2) substituted (31.12.2020) by The Broadcasting (Amendment) (EU Exit) Regulations 2019 (S.I. 2019/224), reg. 1(2), **Sch. 1 para. 14(2)** (with reg. 6) (as amended by S.I. 2020/1536, reg. 5(2)(3)); 2020 c. 1, Sch. 5 para. 1(1)
- F6** S. 103(2A) inserted (19.1.2000) by S.I. 2000/54, reg. 3, **Sch. para. 6(4)**
- F7** Words in s. 103(2A) inserted (31.12.2020) by The Broadcasting (Amendment) (EU Exit) Regulations 2019 (S.I. 2019/224), reg. 1(2), **Sch. 1 para. 14(3)(a)** (with reg. 6) (as amended by S.I. 2020/1536, reg. 5(2)(3)); 2020 c. 1, Sch. 5 para. 1(1)
- F8** Words in s. 103(2A) substituted (31.12.2020) by The Broadcasting (Amendment) (EU Exit) Regulations 2019 (S.I. 2019/224), reg. 1(2), **Sch. 1 para. 14(3)(b)** (with reg. 6) (as amended by S.I. 2020/1536, reg. 5(2)(3)); 2020 c. 1, Sch. 5 para. 1(1)

**Changes to legislation:**

Broadcasting Act 1996, Section 103 is up to date with all changes known to be in force on or before 26 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.

View outstanding changes

**Changes and effects yet to be applied to :**

- s. 103(2) words substituted by [2003 c. 21 s. 300\(6\)](#) (Ss. 299(1)(3)(4), 300 were due to be commenced on 30.6.2004 by S.I. 2003/3142, art. 4(3), but that commencing provision was omitted (8.6.2004) by virtue of S.I. 2004/1492, art. 2)
- s. 103(2) words substituted by [2024 c. 15 Sch. 2 para. 17](#)
- s. 103(3) word substituted by [2024 c. 15 Sch. 4 para. 24](#)
- specified provision(s) amendment to earlier commencing SI 2003/3142 art. 4 Sch. 2 by [S.I. 2004/545 art. 2](#)

**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. 54(1)(i)(j) inserted by [2024 c. 15 s. 47\(6\)\(a\)\(iii\)](#)
- s. 97(1)-(2A) substituted for s. 97(1)(2) by [2003 c. 21 s. 299\(1\)](#) (Ss. 299(1)(3)(4), 300 were due to be commenced on 30.6.2004 by S.I. 2003/3142, art. 4(3), but that commencing provision was omitted (8.6.2004) by virtue of S.I. 2004/1492, art. 2)
- s. 97(3)(c) and word inserted by [2024 c. 15 Sch. 2 para. 12\(3\)\(b\)](#)
- s. 97(5A)(5B) inserted by [2003 c. 21 s. 299\(4\)](#) (Ss. 299(1)(3)(4), 300 were due to be commenced on 30.6.2004 by S.I. 2003/3142, art. 4(3), but that commencing provision was omitted (8.6.2004) by virtue of S.I. 2004/1492, art. 2)
- s. 98(1)-(2D) substituted for s. 98(1)(2) by [2024 c. 15 s. 20\(2\)](#)
- s. 98(7)-(9) inserted by [2024 c. 15 s. 20\(4\)](#)
- s. 101(1)-(1D) substituted for s. 101(1) by [2003 c. 21 s. 300\(2\)](#) (Ss. 299(1)(3)(4), 300 were due to be commenced on 30.6.2004 by S.I. 2003/3142, art. 4(3), but that commencing provision was omitted (8.6.2004) by virtue of S.I. 2004/1492, art. 2)
- s. 101(5) inserted by [2003 c. 21 s. 300\(4\)](#) (Ss. 299(1)(3)(4), 300 were due to be commenced on 30.6.2004 by S.I. 2003/3142, art. 4(3), but that commencing provision was omitted (8.6.2004) by virtue of S.I. 2004/1492, art. 2)
- s. 102(A1)(B1) inserted by [2024 c. 15 Sch. 2 para. 16\(2\)](#)
- s. 104A(2)-(11) inserted by [2024 c. 15 s. 24\(3\)](#)
- s. 104A(12) s. 104A(2) renumbered as s. 104A(12) by [2024 c. 15 s. 24\(2\)](#)
- s. 104A(13) inserted by [2024 c. 15 s. 24\(4\)](#)
- s. 104B inserted by [2024 c. 15 s. 24\(5\)](#)
- s. 104ZA(1)(aa) inserted by [2024 c. 15 s. 23\(2\)\(b\)](#)
- s. 104ZA(2A)(2B) inserted by [2024 c. 15 s. 23\(4\)](#)
- s. 105(1A)-(1D) inserted by [2024 c. 15 Sch. 2 para. 19\(7\)](#)
- s. 107(1A)(1B) inserted by [2024 c. 15 Sch. 7 para. 2\(2\)\(b\)](#)
- s. 111(4A)-(4C) inserted by [2024 c. 15 Sch. 7 para. 2\(4\)\(b\)](#)
- s. 115(9)(c) and word inserted by [2024 c. 15 Sch. 7 para. 2\(5\)\(b\)](#)
- s. 119(7D) inserted by [2024 c. 15 Sch. 7 para. 2\(6\)\(a\)](#)
- s. 119(11A)(c) and word inserted by [2024 c. 15 Sch. 7 para. 2\(6\)\(d\)](#)
- s. 120(3A) inserted by [2024 c. 15 Sch. 7 para. 2\(7\)\(a\)](#)