
STATUTORY INSTRUMENTS

1991 No. 1176

**The Broadcasting (Restrictions on
the Holding of Licences) Order 1991**

PART V

NATIONAL PUBLIC TELECOMMUNICATIONS OPERATORS

16.—(1) Subject to paragraph (2), the categories of licences granted by the Commission and the Authority which may not be held by any of the persons mentioned in Part V of Schedule 2 to the Act are—

- (a) in the case of the Commission, licences to provide a Channel 3 service, Channel 5 and a domestic satellite service; and
- (b) in the case of the Authority, a licence to provide a national radio service.

(2) Paragraph (1) applies to a national public telecommunications operator who has an annual turnover, attributable to his business as such an operator, which exceeds £2 billion.

(3) Subject to paragraphs (4) and (5), a national public telecommunications operator shall not hold a licence to provide a local delivery service.

(4) Paragraph (3) does not prevent a national public telecommunications operator from holding a licence to provide a local delivery service by virtue of paragraph 6 of Part II of Schedule 12 to the Act.

(5) Paragraph (3) does not prevent a national public telecommunications operator from holding a licence to provide a local delivery service where—

- (a) the closing date for applications for the licence fell after 31st March 1994; and
- (b) immediately before the invitation for applications for the licence was published, no part of the area for which the service is authorised to be provided lay within an area in respect of which there was a local delivery licence or a licence which continued in force by virtue of paragraph 1 of Part II of Schedule 12 to the Act.