
STATUTORY INSTRUMENTS

2012 No. 1842

The Broadcasting (Local Digital Television Programme Services and Independent Productions) (Amendment) Order 2012

Amendment of the Broadcasting (Independent Productions) Order 1991

7. After paragraph (4A), insert—

“(4B) Subject to paragraphs (4C) and (4D), any shareholding which a producer has in a local television broadcaster is to be disregarded for the purposes of paragraph (4)(b).

(4C) Paragraph (4B) does not apply if the main activity of the producer is the provision of relevant regulated television services.

(4D) Paragraph (4B) does not apply if—

(a) the shareholding is in a person who is connected with the local television broadcaster by virtue of paragraph (5), and

(b) the person—

(i) is a broadcaster other than a local television broadcaster, or

(ii) is (within the meaning of paragraph (5)) connected with a broadcaster who is not a local television broadcaster.

(4E) For the purposes of paragraphs (4B) to (4D)—

“local television broadcaster” means a broadcaster which provides a local digital television programme service (within the meaning of article 3 of the Local Digital Television Programme Services Order 2012) and no other relevant regulated television service;

“relevant regulated television service” has the meaning given by section 13(1A) of the 1990 Act⁽¹⁾.”

(1) Section 13(1A) of the Broadcasting Act 1990 was inserted by section 360(3) of, and paragraph 5(1) and (3) of Part 1 of Schedule 15 to, the Communications Act 2003.