

BROADCASTING ACT 1996 (AS AMENDED BY THE COMMUNICATIONS ACT 2003)**NOTICE OF VARIATION****VARIATION NUMBER 21 DATED 6 AUGUST 2010**

TO LICENCE GRANTED TO BBC FREE TO VIEW LIMITED ("THE LICENSEE") TO PROVIDE A MULTIPLEX SERVICE UNDER PART 1 OF THE BROADCASTING ACT 1996 (AS AMENDED) AND DATED 16 AUGUST 2002 AS VARIED BY VARIATION NUMBER 1 DATED 17 DECEMBER 2003, VARIATION NUMBER 2 DATED 9 NOVEMBER 2004, VARIATION NUMBER 3 DATED 1 APRIL 2005, VARIATION NUMBER 4 DATED 19 FEBRUARY 2007, VARIATION NUMBER 5 DATED 5 JULY 2007, VARIATION NUMBER 6 DATED 10 OCTOBER 2008, VARIATION NUMBER 7 DATED 20 MARCH 2009, VARIATION NUMBER 8 DATED 2 JUNE 2009, VARIATION NUMBER 9 DATED 3 JUNE 2009, VARIATION NUMBER 10 DATED 5 AUGUST 2009, VARIATION NUMBER 11 DATED 8 SEPTEMBER 2009 AND VARIATION 12 DATED 20 OCTOBER 2009, VARIATION NUMBER 13 DATED 4 JANUARY 2010, VARIATION NUMBER 14 DATED 15 FEBRUARY 2010, VARIATION NUMBER 15 DATED 22 FEBRUARY 2010, VARIATION NUMBER 16 DATED 10 MARCH 2010, LICENCE VARIATION NUMBER 17 DATED 29 MARCH 2010, LICENCE VARIATION NUMBER 18 DATED 3 JUNE 2010, VARIATION NUMBER 19 DATED 30 JUNE 2010 AND VARIATION NUMBER 20 DATED 30 JUNE 2010 ("THE LICENCE").

WHEREAS

- A. On February 2 2009, Ofcom published a public consultation, "Digital Dividend: Clearing the 800 MHz band", on whether to clear the 800 MHz band in the UK in order to align some of the spectrum being released in the UK (as part of the UK's Digital Dividend Review) with the spectrum being released in an increasing number of other European countries.
- B. Following this consultation, Ofcom published a statement called "Digital Dividend: Clearing the 800 MHz band" on 30 June 2009 announcing its decision to clear the 800MHz band in the UK.
- C. In order to clear the 800MHz band, existing authorised users of digital terrestrial television, including the Licensee will have to be moved from channels 61 and 62 as set out in the Ofcom statement of 30 June 2009.
- D. Ofcom has therefore decided that it is appropriate to amend the Licence in order to facilitate delivery of the DTT Clearance Programme, and is now varying the Licence in order to do so.
- E. Given the large number of previous variations to the Licence, Ofcom has also decided it is appropriate to take this opportunity to consolidate previous variations that have been made to the Index, Parts 1 to 4 of the Schedule and Annex A to the Licence from the date it was granted up to and including 6 August 2010. Ofcom has also decided it is appropriate to update entries in Table 2: Digital Switchover Sequence and Table 3: Digital Terrestrial Broadcasting Stations and Dependent Relays for the Channel and Scottish DSO regions as relevant to the Licence, and by

reflecting agreed amendments to frequency assignments in Table 3: Digital Terrestrial Broadcasting Stations and Dependent Relays. Some minor typographical errors in the Licence have also been corrected.

- F. In accordance with section 3(4) of the Broadcasting Act 1996, the Licensee has been given a reasonable opportunity to make representations on the proposed variation.

NOW THEREFORE the Licence shall be varied in the following manner:

1. By removing the Index, Parts 1 to 4 of the Schedule and Annex A to the Licence and replacing them with the Index and Parts 1 to 4 of the Schedule and Annex A attached to this variation.

Unless otherwise stated, this variation to the Licence shall come into force on the execution of the variation by Ofcom.

This document shall be construed as if it formed part of the Licence and shall be governed by English law.

SIGNED FOR OFCOM ON 6 AUGUST 2010

A handwritten signature in black ink, appearing to read 'K. Stewart', written over a faint, illegible stamp.

Kathleen Stewart
Manager, Television Broadcast Licensing