

VARIATION NUMBER 20 DATED 30 JUNE 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 AND VARIATION NUMBER 19 DATED 30 JUNE 2010 (“THE LICENCE”).

WHEREAS

- A. The Licensee submitted proposals as to the number and characteristics of digital programme services it intends to broadcast in its application for the Licence in response to Questions A.3 in the Attachment to Part III and the Letter from the Licensee to the Commission dated 19 June 2002 of the Invitation to Apply (the “Core Proposals”).
- B. On 15 February 2010, the License was varied to remove ‘The Community Channel’ from the Core Proposals in post-switchover areas.
- C. The Licensee has now requested a variation to the licence to remove the ‘The Community Channel’ from the Core Proposals of its licence in pre-switchover areas as of 1 July 2010.
- D. Ofcom has considered this request and has concluded that it is appropriate to vary the Core Proposals as requested by the Licensee.
- E. The Licensee has also informed Ofcom that it will provide services in addition to those already listed in the Core Proposals and requested the necessary variation to the licence to reflect this.
- 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 License shall be varied in the following manner:

1. By removing the following entry in the table at paragraph 4.2 of the Core Proposals:

Service Name	Hours of Broadcast	Days Per Week	Coverage Area
The Community Channel	3	7	UK wide excluding region by region from the date of Digital Switchover in accordance with Table 2: Digital Switchover Sequence in Annex A: Part 9 of the Licence

2. By removing Part 1(1) of Annex A, 'Definitions and interpretation' and replacing it as follows:

(1) In these Conditions, unless the context otherwise requires it:

“Core Proposals” means the proposals as to the number and characteristics of digital television programme services and digital television additional services to be provided on Multiplex B submitted by the Licensee in his Application in response to Questions A.3 and A.4 in the Attachment to Part III of the Invitation to Apply, such services to include for the avoidance of doubt, such range of services the provision of which is funded by licence fees paid to the BBC, as is capable, in the opinion of Ofcom, of appealing to a variety of tastes and interests. All such services shall be provided on a free to air basis save with the prior written consent of Ofcom.

3. By inserting a Condition 2.(A) into Part 2 of Annex A, 'Conditions relating to digital television programme services', as follows:

2.(A) The Licensee's obligation to implement the Core Proposals does not limit the Licensee's ability to transmit further Authorised services or qualifying services.

This variation to the Licence shall come into force on the 1 July 2010.

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

SIGNED FOR OFCOM ON 30 JUNE 2010

Kathleen Stewart
Manager, Television Broadcast Licensing