

Media Bill

LORDS AMENDMENTS

[The page and line references are to HL Bill 44, the Bill as first printed for the Lords]

Clause 1

- 1 Clause 1, page 2, line 29, after “(taken together)” insert “comprises a public service for the dissemination of information and for the provision of education and entertainment, which”
- 2 Clause 1, page 2, line 44, at end insert –
“(ia) is of an educational nature, and”

Clause 19

- 3 Clause 19, page 21, line 37, at end insert “or a non-UK on-demand programme service”

Clause 20

- 4 Clause 20, page 24, line 3, at end insert –
“(aa) where it is a service that forms part of a designated internet programme service, it satisfies the conditions in subsection (2AA), and”
- 5 Clause 20, page 24, line 5, at end insert –
“(2AA) The conditions are –
(a) that the relevant service is provided by –
(i) the BBC or a person associated with the BBC otherwise than with a view to generating a profit,
(ii) the provider of a Channel 3 service, Channel 4 or Channel 5,

- (iii) S4C, or
- (iv) a person associated with a broadcaster mentioned in sub-paragraph (ii) or (iii);
- (b) that, where it is provided by the BBC or a person associated with the BBC, the service contributes to the promotion of one or more of the BBC's public purposes;
- (c) that, where it is provided by a broadcaster referred to in paragraph (a)(ii) or (iii) or a person associated with such a broadcaster, the broadcaster's latest statement of programme policy under –
 - (i) section 266 or 267 of the Communications Act 2003, or
 - (ii) paragraph 4 of Schedule 12 to that Act,
 states that the service will be used to fulfil the public service remit for the Channel 3 service, Channel 4 or Channel 5 or (as the case may be) S4C's public service remit."

6 Clause 20, page 24, line 13, at end insert –

“(2C) Section 362AZ12(6) of the Communications Act 2003 (meaning of references to a person associated with a public service broadcaster) applies for the purposes of subsection (2AA) as it applies for the purposes of Part 3A of that Act.””

7 Clause 20, page 24, line 36, at end insert –

“(vii) it is not a service of the kind described in section 362AA(10)(c) of the Communications Act 2003 (internet programme services which provide programmes by means of an on-demand programme service or non-UK on-demand programme service and at least one other service).”

Clause 21

8 Clause 21, page 25, line 16, after “service” insert “(“the first service”)

9 Clause 21, page 25, line 21, leave out from “granted” to “and” in line 28 and insert “such rights to include live coverage of the whole or, as the case may be, that part of the event in one or more other relevant services as are sufficient to authorise, in accordance with section 101(2) or (3) or, as the case may be, section 101(4), the inclusion in the first service of the live coverage in question,”

Clause 22

10 Clause 22, page 27, line 13, leave out from beginning to “and” in line 14 and insert –

“(d) at least two of the second and further services are television programme services,”

Clause 23

- 11 Clause 23, page 28, line 31, leave out from “the” to “or” in line 32 and insert “numbers of relevant services of particular descriptions in which the live coverage is included (subject to section 101(4)(d)),”

Clause 27

- 12 Clause 27, page 32, line 17, leave out “public service broadcasters” and insert “this Part”

Clause 28

- 13 Clause 28, page 43, line 12, leave out “provided by” and insert “included in”

- 14 Clause 28, page 44, line 13, leave out “provided by” and insert “included in”

Clause 38

- 15 Clause 38, page 81, line 27, at end insert –
“(2) In section 393 of that Act (general restrictions on disclosure of information), in subsection (6), after paragraph (aa) insert –
“(ab) limits the information that may be published by OFCOM under section 368OB;””

Schedule 2

- 16 Schedule 2, page 123, line 22, leave out “for “televise” substitute “show”” and insert “after “means” insert “ –
(i) in relation to a financial penalty imposed under subsection (A1) or (B1), an amount determined by OFCOM to be the value of the rights to include coverage of the event in question in the relevant service at the time when the rights are acquired, and
(ii) in relation to a financial penalty imposed under subsection (1) or (2),””
- 17 Schedule 2, page 123, line 31, leave out “(b),” and insert “(b) –
(i) for “section 102(1)” substitute “section 102(A1) or (1);””
- 18 Schedule 2, page 124, line 2, after first “coverage”” insert “, “adequate live coverage””

- 19 Schedule 2, page 124, line 7, leave out sub-paragraph (4)
- 20 Schedule 2, page 124, line 14, after “service” insert “and “television broadcasting service””
- 21 Schedule 2, page 124, leave out lines 20 and 21

Schedule 3

- 22 Schedule 3, page 130, line 16, at end insert –
- “1A In section 393 (general restrictions on disclosure of information), in subsection (6), in paragraph (a), after “137A” insert “, 362AG(7), 362AW”.”

Schedule 4

- 23 Schedule 4, page 134, line 8, at end insert –
- “21A In section 39 (interpretation of Part 1), in subsection (1), in the definition of “S4C” and “S4C Digital” –
- (a) omit ““S4C” and”; and
 - (b) omit “each”.”
- 24 Schedule 4, page 134, line 18, at end insert –
- “23A In section 105 (interpretation of Part 4 and supplementary provisions), in subsection (1), omit the definition of “S4C”.”

Schedule 9

- 25 Schedule 9, page 163, line 14, at end insert –
- “1A In section 393 (general restrictions on disclosure of information), in subsection (6), in paragraph (a), after “362AW” (inserted by paragraph 1A of Schedule 3) insert “, 362BC(6)”.”

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