



DEPARTMENT FOR CULTURE, MEDIA AND SPORT

# BROADCASTING

An Agreement Between  
Her Majesty's Secretary of State for Culture,  
Media and Sport and  
the British Broadcasting Corporation

*Presented to Parliament by the  
Secretary of State for Culture, Media and Sport  
by Command of Her Majesty  
March 2010*





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## **An Agreement Between Her Majesty's Secretary of State for Culture, Media and Sport and the British Broadcasting Corporation**

THIS DEED is made the 23rd March 2010 BETWEEN:

- (1) HER MAJESTY'S SECRETARY OF STATE FOR CULTURE, MEDIA AND SPORT ("the Secretary of State") and
- (2) THE BRITISH BROADCASTING CORPORATION whose chief office is at Broadcasting House, Portland Place, London W1A 1AA ("the BBC").

THIS DEED WITNESSES that the Secretary of State and the BBC agree with one another as follows:-

### **Status of this Agreement as a "Framework Agreement" for BBC Charter Purposes**

1. This is a Framework Agreement made for BBC Charter Purposes. It amends the Framework Agreement made on 30 June 2006, CM6872 ("the 2006 Agreement").

### **Commencement of the Agreement**

2. This Agreement will take effect from 26 March 2010.

### **Amendments to the 2006 Agreement**

3. The 2006 Agreement is amended as specified by clauses 4 to 9 of this Agreement.
4. In clause 46(2)(a), before the word "and" at the end of paragraph (iv), insert:-  
    “(iva) paragraph (fa) (product placement requirements in section 321(3A));”.
5. In clause 62-
  - (a) in paragraph (1), after the words “UK Public Broadcasting Services”, in both places they appear, insert “or a UK Public On-demand Programme Service”, and
  - (b) before the word “and” at the end of paragraph (2)(a) insert-  
        “(aa) in the case of a UK Public On-demand Programme Service, be a period which does not exceed 42 days;”.
6. In clause 63(2), after “Services” insert “or any UK Public On-demand Programme Service”.
7. In clause 89(2), after “Relevant Programme Code Standards)” insert “and those concerning section 368D of the Communications Act 2003 (requirements for on-demand programme services and their providers) so far as it applies to the BBC”.
8. In clause 95(1), after sub-paragraph (m) insert-  
    “(ma) section 368D of the Communications Act 2003 (requirements for on-demand programme services and their providers) so far as it applies to the BBC, but only to the extent that the requirements in that section do not concern the accuracy or impartiality of the content of any programmes included in a UK Public On-demand Programme Service”.
9. In clause 104, after the definition of “the UK Public Broadcasting Services” insert-  
    “UK Public On-demand Programme Service” means a service which is-
  - (a) an on-demand programme service within the meaning of section 368A of the Communications Act 2003, and
  - (b) a UK Public Service.”.

THE CORPORATE SEAL OF THE SECRETARY OF STATE FOR CULTURE, MEDIA AND SPORT affixed to this deed is authenticated as the corporate seal of the Secretary of State for Culture, Media and Sport by-

}

BEN BRADSHAW  
(L.S)

ANDREW RAMSAY  
A duly authorised official in the Department for Culture, Media and Sport

THE CORPORATE SEAL OF THE BRITISH BROADCASTING CORPORATION is affixed to this deed.

}

(L.S)

SIR MICHAEL LYONS  
Chairman

CAROLINE THOMSON  
Chief Operating Officer





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