

BIS

Department for Business
Innovation & Skills

COMMUNICATIONS ACT 2003

Sixth Report on the
Secretary of State's
functions by the Secretary
of State for Business,
Innovation and Skills and
the Secretary of State for
Culture, Media and Sport

HC 172 JULY 2010



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Secretary of State's
functions by the Secretary
of State for Business,
Innovation and Skills and the Secretary
of State for Culture, Media and Sport

For the period from 29 December 2008 to 28 December 2009

Presented to Parliament pursuant to section 390 of the
Communications Act 2003

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Report by the Secretary of State for Business, Innovation and Skills and the Secretary of State for Culture, Media and Sport

Introduction

1. Section 390 of the Communications Act 2003 requires the Secretary of State to prepare and lay before Parliament reports about the performance of the Secretary of State's functions under the following legislation:

The Communications Act 2003;
The Wireless Telegraphy Act 2006;
The Office of Communications Act 2002; and
The Broadcasting Acts 1990 and 1996.

2. The First Report (HC 325 July) covered the period from 19 March 2002 to 28 December 2004. Every subsequent report to the first report must relate to the period of twelve months beginning with the end of the period to which the previous report related. This report (the "Sixth Report") covers the period from 29 December 2008 to 28 December 2009.

Previous Reports

First Report	July 2005	HC 325
Second Report	July 2006	HC 1445
Third Report	July 2007	HC 594
Fourth Report	October 2008	HC 1037
Fifth Report	July 2009	HC 911

COMMUNICATIONS ACT 2003: Sixth Report by the Secretary of State for Business, Innovation and Skills
and the Secretary of State for Culture, Media and Sport

Power	Date (made, where reference to an enactment)	Measure	Reference	Description
Sections 365(1) and (4) and 402 of the Communications Act.	26.02.09	Communications (Television Licensing) (Amendment) Regulations 2009	SI 2009/505	The Regulations make a number of amendments relating to licence fee increases, in relation to black and white licences, premium instalment licences, budget instalment and easy entrance licences, interim TV licences, and TV licences for hotels, hospitality areas and mobile units. The Regulations also extend the premium instalment licence payment scheme to the Channel Islands, and the easy entrance licence payment scheme to the Channel Islands and the Isle of Man.
Sections 204(8) and 402(3) of the Communications Act 2003.	19.07.09	Welsh Authority (Digital Switchover) Order 2009	SI 2009/1968	The Order makes certain amendments to the Communications Act consequent on digital switchover in Wales, providing that the Welsh Authority is obliged, from 12th August 2009, to provide a digital service, and may provide an analogue service.

Power	Date (made, where reference to an enactment)	Measure	Reference	Description
Section 411(2) of the Communications Act 2003.	27.07.09	Communications Act 2003 (Commencement No. 4) Order 2009	SI 2009/2130	The Order provides that sections 272 and 273 of the Communications Act 2003 come into force on 31 January 2010. Sections 272 and 273 relate to must-offer obligations in relation to networks and satellite services respectively. Ofcom is required to include in the licences for public service channels, the public teletext services and every licensed television service, conditions which it considers appropriate for securing the objectives set out in those sections.



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