

STATUTORY INSTRUMENTS

1986 No. 900

CABLE PROGRAMME SERVICES

The Cable (Prescribed Diffusion Service) Order 1986

Made - - - -
Coming into Operation

27th May 1986
1st July 1986

In exercise of the powers conferred upon me by section 2(3) of the Cable and Broadcasting Act 1984 (a), and after consultation with the Cable Authority, I hereby make the following Order:—

1.—(1) This Order may be cited as the Cable (Prescribed Diffusion Service) Order 1986 and shall come into operation on 1st July 1986.

(2) The Cable (Prescribed Diffusion Service) Order 1984 (b) is hereby revoked.

2.—(1) For the purposes of Part I of the Cable and Broadcasting Act 1984, “prescribed diffusion service” means—

(a) in relation to a diffusion service in respect of which there is a licence granted by the Cable Authority before the coming into operation of this Order or having effect as if so granted (c), a diffusion service consisting of sounds and visual images sent by means of a telecommunication system which—

(i) is connected to apparatus by means of which the service is received, and

(ii) is capable of conveying simultaneously visual images on at least 16 channels of 8MHz from the place from which it is run;

(b) in relation to a diffusion service licensed by the Cable Authority after the coming into operation of this Order, a diffusion service consisting of sounds and visual images sent for simultaneous reception in 10,000 or more dwelling-houses.

(2) For the purposes of paragraph (1)(a)(i) above, a system shall not be regarded as connected to apparatus unless it would be so regarded for the purposes of section 4 of the Telecommunications Act 1984 (d).

Douglas Hurd,
One of Her Majesty's Principal
Secretaries of State.

Home Office.
27th May 1986.

(a) 1984 c.46.

(b) S.I. 1984/1994.

(c) See section 58(2) of the Cable and Broadcasting Act 1984.

(d) 1984 c.12.

EXPLANATORY NOTE

(This Note is not part of the Order.)

Under the Cable and Broadcasting Act 1984 the Cable Authority are charged with a number of duties in relation to "prescribed diffusion services". These include the duty, under section 4(9), to exercise their licensing powers in the manner they consider best calculated to promote the provision of such services; and the duty, under section 5, to select licensees to provide such services following advertisement and public consultation. By virtue of section 2(3) a "prescribed diffusion service" means a diffusion service of such description as the Secretary of State, after consultation with the Cable Authority, may by order prescribe.

This Order, which revokes the Cable (Prescribed Diffusion Service) Order 1984, describes "prescribed diffusion service" for the purpose of services licensed after its coming into operation (1st July 1986) as a diffusion service in which sound and television programmes are provided to 10,000 or more dwelling-houses. For the purpose of services licensed before that date it preserves the description contained in the earlier Order, namely a diffusion service in which sound and television programmes are relayed direct to the home by means of a wideband cable system capable of carrying at least 16 video channels simultaneously.

SI 1986/900
ISBN 0-11-066900-2

