

## SCHEDULES

### SCHEDULE 15

#### APPLICATION OF 1959 ACT TO TELEVISION AND SOUND PROGRAMMES

##### *Exclusion of proceedings under common law*

- 6 Without prejudice to section 2(4) of the 1959 Act, a person shall not be proceeded against for an offence at common law—
- (a) in respect of a relevant programme or anything said or done in the course of such a programme, where it is of the essence of the common law offence that the programme or (as the case may be) what was said or done was obscene, indecent, offensive, disgusting or injurious to morality; or
  - (b) in respect of an agreement to cause a programme to be included in a programme service or to cause anything to be said or done in the course of a programme which is to be so included, where the common law offence consists of conspiring to corrupt public morals or to do any act contrary to public morals or decency.

**Changes to legislation:**

There are currently no known outstanding effects for the Broadcasting Act 1990, Cross Heading:  
Exclusion of proceedings under common law.