



Broadcasting Act 1990

1990 CHAPTER 42

PART VII

PROHIBITION ON INCLUSION OF OBSCENE AND OTHER MATERIAL IN PROGRAMME SERVICES

Obscenity

163 Obscenity in programme services: Scotland.

- (1) Section 51 of the ^{M1}Civic Government (Scotland) Act 1982 (offences of displaying, publishing, etc. of obscene material) shall be amended in accordance with the following provisions of this section.
- (2) After subsection (2) there shall be inserted the following subsection—

“(2A) Subject to subsection (4) below, any person who—

 - (a) is responsible for the inclusion of any obscene material in a programme included in a programme service; or
 - (b) with a view to its eventual inclusion in a programme so included, makes, prints, has or keeps any obscene material,

shall be guilty of an offence under this section.”
- (3) In subsection (6), paragraph (a) shall cease to have effect.
- (4) In subsection (8)—
 - (a) in the definition of “material”, the words from “and” onwards shall be omitted;
 - (b) after the definition of “prescribed sum” there shall be inserted—

““programme” and “programme service” have the same meaning as in the Broadcasting Act 1990;” and
 - (c) the word “showing,” shall be omitted.

Changes to legislation: There are currently no known outstanding effects for the Broadcasting Act 1990, Section 163. (See end of Document for details)

Marginal Citations

M1 [1982 c. 45.](#)

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