

## SCHEDULES

### SCHEDULE 2

Section 4

#### USER-TO-USER SERVICES AND SEARCH SERVICES THAT INCLUDE REGULATED PROVIDER PORNOGRAPHIC CONTENT

- 1 A user-to-user service described in any of paragraphs 1 to 5 of Schedule 1—
- (a) on which regulated provider pornographic content is published or displayed, and
  - (b) that has links with the United Kingdom.
- 2 (1) A user-to-user service within sub-paragraph (2) or (3).
- (2) A user-to-user service is within this sub-paragraph if—
- (a) the internal business service conditions are met in relation to a part of the service,
  - (b) no user-generated content is enabled by the rest of the service,
  - (c) regulated provider pornographic content is published or displayed on the rest of the service, and
  - (d) the service has links with the United Kingdom.
- (3) A user-to-user service is within this sub-paragraph if—
- (a) the internal business service conditions are met in relation to a part of the service,
  - (b) the only user-generated content enabled by the rest of the service is—
    - (i) content mentioned in paragraph 1, 2 or 3 of Schedule 1 and related identifying content, or
    - (ii) content arising in connection with any of the activities described in paragraph 4(1) of Schedule 1,
  - (c) regulated provider pornographic content is published or displayed on the rest of the service, and
  - (d) the service has links with the United Kingdom.
- 3 (1) A search service within sub-paragraph (2).
- (2) A search service is within this sub-paragraph if—
- (a) the internal business service conditions are met in relation to a part of the service that is a search engine,
  - (b) the service does not include a public search engine,
  - (c) regulated provider pornographic content is published or displayed on the rest of the service, and
  - (d) the service has links with the United Kingdom.
- 4 For the purposes of this Schedule, a service “has links with the United Kingdom” if it has links with the United Kingdom within the meaning of section 80(4).
- 5 In this Schedule—

*Status: This is the original version (as it was originally enacted).*

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“the internal business service conditions” means the conditions in paragraph 7(2) of Schedule 1;

“public search engine” means a search engine other than one in relation to which the internal business service conditions are met;

“regulated provider pornographic content” and “published or displayed” have the same meaning as in Part 5 (see section 79);

“the rest of the service” means any part of the user-to-user service or search service other than the part in relation to which the internal business service conditions are met;

“user-generated content” has the meaning given by section 55 (see subsections (3) and (4) of that section).