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## STATUTORY INSTRUMENTS

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# 2004 No. 692

## The Communications (Television Licensing) Regulations 2004

### PART 3

#### Definitions for the purposes of the Communications Act 2003 and the Wireless Telegraphy Act 1967

##### Interpretation of Part 3

8. In this Part—

[<sup>F1</sup>“digital set top box” has the same meaning as in Part 2;]

“members of the public” means members of the public in the United Kingdom, the Channel Islands and the Isle of Man;

[<sup>F2</sup>“on-demand programme service”, and references to the provision of such a service by the BBC, have the same meanings as in the Communications Act 2003 (and, in the application of this Part to the Channel Islands and the Isle of Man, they are to have the meanings which they have in the United Kingdom). If an amendment of the Communications Act 2003 changes the meaning in the United Kingdom of “on-demand programme service” or the meaning of any reference to the provision of such a service by the BBC, the change to the meaning is also to have effect in the Channel Islands and the Isle of Man for the purposes of this Part;]

“programme” has the same meaning as in the Act; and

“television programme service” has the same meaning as in Part 3 of the Act.

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##### Textual Amendments

**F1** Words in reg. 8 inserted (1.4.2007) by [The Communications \(Television Licensing\) \(Amendment\) Regulations 2007 \(S.I. 2007/718\)](#), regs. 1(1), **6** (with reg. 13)

**F2** Words in reg. 8 inserted (1.9.2016) by [The Communications \(Television Licensing\) \(Amendment\) Regulations 2016 \(S.I. 2016/704\)](#), regs. 1(1), **5(1)**

##### Meaning of “television receiver”

9.—[<sup>F3</sup>(1) Subject to paragraph (2), in Part 4 of the Act (licensing of TV reception), “television receiver” means any apparatus installed or used for the purpose of receiving (whether by means of wireless telegraphy or otherwise)—

(a) any television programme service, or

(b) an on-demand programme service which is provided by the BBC,

whether or not the apparatus is installed or used for any other purpose.]

[<sup>F4</sup>(2) But a digital set top box is not a television receiver for the purposes of that Part if it is installed in such a way that it can be used only to cause the production of sound through a device whose functions are limited to the production, or the production and recording, of sound.]

[<sup>F5</sup>(3)] In this regulation, any reference to receiving a television programme service includes a reference to receiving by any means any programme included in that service, where that programme is received at the same time (or virtually the same time) as it is received by members of the public by virtue of its being broadcast or distributed as part of that service.

#### Textual Amendments

- F3** Reg. 9(1) substituted (1.9.2016) by [The Communications \(Television Licensing\) \(Amendment\) Regulations 2016 \(S.I. 2016/704\)](#), regs. 1(1), **6(1)**
- F4** Reg. 9(2) inserted (1.4.2007) by [The Communications \(Television Licensing\) \(Amendment\) Regulations 2007 \(S.I. 2007/718\)](#), regs. 1(1), **7(b)** (with reg. 13)
- F5** Reg. 9(2) renumbered as reg. 9(3) (1.4.2007) by [The Communications \(Television Licensing\) \(Amendment\) Regulations 2007 \(S.I. 2007/718\)](#), regs. 1(1), **7(c)** (with reg. 13)

#### Meaning of “television dealer”

<sup>F6</sup>**10.** . . . . .

#### Textual Amendments

- F6** Regs. 10, 11 omitted (14.8.2013) by virtue of [The Enterprise and Regulatory Reform Act 2013 \(Broadcasting Consequential Amendments\) Order 2013 \(S.I. 2013/1854\)](#), arts. 1, **2**

#### Meaning of “television set”

<sup>F6</sup>**11.** . . . . .

#### Textual Amendments

- F6** Regs. 10, 11 omitted (14.8.2013) by virtue of [The Enterprise and Regulatory Reform Act 2013 \(Broadcasting Consequential Amendments\) Order 2013 \(S.I. 2013/1854\)](#), arts. 1, **2**

**Changes to legislation:**

There are currently no known outstanding effects for the The Communications (Television Licensing) Regulations 2004, PART 3.