

**What do you want Ofcom to keep confidential?:**

Keep name confidential

**If you want part of your response kept confidential, which parts?:**

**Ofcom may publish a response summary:**

Yes

**I confirm that I have read the declaration:**

Yes

**Ofcom should only publish this response after the consultation has ended:**

You may publish my response on receipt

**Additional comments:**

**Question 1: Do you agree that copy management would broaden the range of HD content available on DTT and help secure its long term viability as a platform? :**

I do agree that there is some material that would not otherwise be available from rights holders. Thus the assertion about "broaden" is justified. I do not agree that this is a demonstrated to be a necessary condition to secure long term viability,

**Question 2: Do you agree that the BBC's proposed multiplex licence amendment represents the most appropriate means for securing an effective content management system on HD DTT? :**

**Question 3: Do you agree with the proposed change to Condition 6 in the Multiplex B Licence? :**

**Question 4: Do you agree that Multiplexes C and D should be granted a similar amendment to their Licences as Multiplex B?. :**

**Question 5: Do you agree that the BBC's proposed approach for implementing content management would safeguard citizens and consumers legitimate use of HD content, and if not, what additional guarantees would be appropriate? :**

The BBC license amendment should specifically restrict the BBC from applying copy protection and DRM technology that restricts consumer choice recording, transcoding, device usage, archiving, time shifting for bbc produced or commissioned content funded out of the license fee.

Restricted use of DRM should be hard locked in the license change (to restrict management discretion) and limited to 3rd party content i.e. rights holders - hollywood etc where this would otherwise not be realistically made accessible outside paytv / drm locked platforms.

An active constraint and condition based on this principle - no drm for license fee funded content should be applied to prevent bbc management creating a proxy 3rd party to evade this restriction for their own content hence the emphasis on funding source / commissioning of content

The case to make this restriction locked to the license is to prevent bbc management from reneging over time by stealth on current commitments not to broaden the use of restrictive drm which is against the UK consumer interest for license fee generated content from a public service broadcaster.

If the unintended consequences of "leaching" of unlocked bbc content prove difficult (the unintended consequences of this international internet leaching are likely to be both positive and negative for the uk) then a mechanism including further ofcom review exists to deal with it.

This is clearly a compromise political posture and clearly still leaves room for consumer problems with restricted content and devices which do or do not support particular hd/drm technologies.

This, sadly is intrinsic to the lack of standardisation and general poverty of widely and consistently adopted open standards in this generation of consumer electronics, e-readers etc.

**Question 6: Do you agree that the BBC's proposed choice of content management technologies will have only a negligible impact on the cost of HD DTT receivers and their interoperability with other HD consumer equipment?**  
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No basis for an opinion

**Question 7: Do stakeholders agree that the BBC's proposed Huffman Code licensing arrangements would have a negligible effect on the market for HD DTT receivers? :**

No basis for an opinion

**Question 8: Do the BBC's proposed content management states and their permitted use for different categories of HD content meet the requirements of other HD broadcasters on DTT? . :**

No basis for an opinion

**Question 9: Are there any issues that you consider Ofcom should take into account in assessing the BBC's proposal, that have not been addressed by this consultation?:**