

**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 not agree that copy management technologies will broaden the range of HD content available on DTT. Content providers have argued that they would not supply content to new technologies without DRM on previous occasions and once the technology is in use they do provide content.

The BBC has experience of this already, re-negotiating content agreements to include iPlayer.

Content providers will supply HD content whether or not there is copy management.

**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 approach proposed by the BBC does not safeguard key citizen and consumer rights. It would prevent, or severely hamper, new product innovation, open source development and fair-use of the content.

The introduction of these measures alters the balance of control between the citizen and the BBC in what can be done with BBC broadcast content.

Further safeguards would be required to facilitate fair-use, such as copying material for educational or critical use and also to facilitate innovation, such as allowing access by open-source solutions.

**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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The initial impact on mainstream consumers may appear at first to be negligible, however the resulting reduction in choice (and increase in price) will change adoption patterns.

The resulting reduction in innovation will go on to provide consumers with less choice in future.

Not only will there be a reduction in choice of technologies and devices, but also a reduction in fair (and protected) re-use of the content.

When taken into account I feel this makes the impact of the change significant and not negligible.

**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? :**

I agree that the immediate effect may be negligible, but that the longer term impacts due to the restriction of (fair) use and innovation makes the effect significant. See answer to Question 6.

**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? . :**

**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?:**

The BBC charter clearly states that the BBC is required to broadcast content in a way that is neutral to the receiving technology.

In the early days of television there were home-built sets. Adoption and innovation came

from this.

Today we see similar innovation in open-source projects. Adoption and innovation will come from this.

Please hold the BBC to their charter promise to broadcast in an open way.