

FORMAL NOTICE OF VARIATION DATED 21 DECEMBER 2017

OFFICE OF COMMUNICATIONS DIGITAL REPLACEMENT LICENCE

LICENCE GRANTED TO ITV BREAKFAST BROADCASTING LIMITED FOR LICENCE NUMBER C3000006 TO PROVIDE A DIGITAL REPLACEMENT LICENCE UNDER PART 1 OF THE BROADCASTING ACT 1990 AND PART 3 OF THE COMMUNICATIONS ACT 2003

WHEREAS

- a) On 19 November 2014 Ofcom published a statement called "Decision to make the 700 MHz band available for mobile data" containing a spectrum management decision to make spectrum in the 700 MHz band available for mobile data use.
- b) In October 2016 Ofcom published a further statement called "*Maximising the benefits of 700 MHz clearance*" in which it stated that it would aim to make the band available for that use by 1 May 2020.
- c) Ofcom has decided that it is appropriate to vary the Licence to reflect these decisions, and in particular, to amend the definition of the "700 MHz DTT Clearance Programme" in light of these Statements.
- d) In accordance with section 3(4) of the Broadcasting Act 1996, the Licensee has been given a reasonable opportunity to make representations on the proposed variation.

NOW THEREFORE the Licence shall be varied in the following manner:

By amending the definition of "**700 MHz DTT Clearance Programme**" so that it reads:
'means the clearance of Digital Terrestrial Television services from the frequencies 694 MHz to 790 MHz and the associated reassignment of DTT services within the frequency range 470 MHz to 694 MHz. This policy is set out in Ofcom's *Decision to make the 700MHz band available for mobile data* statement published on 19 November 2014 and *Maximising the benefits of 700 MHz clearance* statement published on 17 October 2016.'

Unless otherwise stated, this variation to the Licence shall come into force on the execution of the variation by Ofcom.

This document shall be construed as if it formed part of the Licence and shall be governed by English law. Terms used in it shall have the same meaning as in the Licence unless stated or the context requires otherwise.