

Title:

Mr

Forename:

Adam

Surname:

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Representing:

Self

Organisation (if applicable):

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What do you want Ofcom to keep confidential?:

Keep nothing 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 agree that it would widen the ability to purchase in, from abroad, more HD content. Whether a public broadcaster such as the BBC should be concentrating on doing so, is

another question entirely.

The BBC should be less concerned with the needs of overseas content producers and create original content that negates the need for this question entirely.

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? :

No, I disagree. The amendment will hinder perfectly legitimate uses of multiple copies of legally obtained content (i.e. a family downloading a show to a couple of phones, devices or iPods.) Single copy restriction is too limiting, while being laudable to stop illegal distribution.

The wide availability of equipment to copy video cassettes, audio cassettes and CDs didn't and hasn't stopped those markets from being a success.

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

No, I disagree with this proposed change.

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

I also disagree with these further proposed changes.

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? :

I disagree. For legitimate purposes, single-copy restrictions do not guarantee the freedom and rights that the people who fund the BBC should enjoy. This is a messy area where a publically funded broadcaster is in effect paying to look after the interests of foreign-owned, private companies.

DRM will always become broken (witness DVD protection and Blu-ray Discs already). There will always become available for those willing to seek it down, viable illegal sources and copies of material. To unfairly restrict legitimate use will drive people to seek out unprotected, non-DRM afflicted copies thereby achieving the opposite aim of the plan.

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? . :

I disagree. There will be a negative impact on the choice of consumer equipment. The cost of a manufacturer creating a single device capable of scaling up to serve across, say Europe, will

be hindered by having to implement additional technical restrictions per country. This will lower choice to more niche devices, increase costs of purchase, repair, support and create less opportunity for future software or hardware upgrades (or at least relegate the UK to "last served" position).

Interoperability is only open as a question when there is no DRM in place. All retrospective equipment fails to be interoperable the moment DRM is in situ due to its forward-facing nature.

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? :

Again, as per question 6.

I disagree. There will be a negative impact on the choice of consumer equipment. The cost of a manufacturer creating a single device capable of scaling up to serve across, say Europe, will be hindered by having to implement additional technical restrictions per country. This will lower choice to more niche devices, increase costs of purchase, repair, support and create less opportunity for future software or hardware upgrades (or at least relegate the UK to "last served" position).

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? . :

They meet the requirements of producer companies selling material that they feel needs to be protected. These companies are not necessarily "other broadcasters", so I feel I must disagree with this question - further information from other broadcasters is required for a sensible answer here.

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?:

No.