

28 April 2015

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Dear Jeremy

**Notice that the Access Control Continuation Notice will cease to have effect in relation to Sky**

I refer to your letter of 23 April 2015 to Sharon White, attaching and confirming the commitments that Sky has given to Ofcom in relation to the provision by Sky of access control services to third parties (the Commitments). I note in this regard your confirmation that the Commitments will remain effective until Ofcom notifies Sky that they no longer have effect and that you will not depart from the Commitments in the absence of prior written approval from Ofcom.

This letter constitutes a Notice under paragraph 9 of Schedule 18 to the Communications Act 2003 (the Act) that the Access Control Continuation Notice of 23 July 2003 shall cease to have effect in relation to Sky as of today's date. Any directions, determinations, consents and other provisions that were continued under the Access Control Continuation Notice by virtue of paragraph 9(8) of Schedule 18 to the Act will also cease to have effect as of today's date.

In giving this Notice, Ofcom has, in accordance with Paragraph 9(11) of Schedule 18 to the Act, taken all steps necessary for enabling us to decide whether or not to set a condition under Chapter 1 of Part 2 of the Act for the purpose of replacing the continued provisions and whether or not to exercise our powers for that purpose. In this regard Ofcom published consultations on 25 July 2013 and 23 July 2014 and has had regard to all representations made by stakeholders in response to the proposals set out in those consultations. On 17 March 2015, Ofcom published a statement entitled *Review of Sky's Access Control Services Regulation* which set out our decision not to exercise our powers to impose new regulatory conditions on the removal of the Access Control Continuation Notice.

In accordance with the criteria specified in Section 5 of our Statement:

- The Commitments have now been published on Sky's corporate website;
- Sky has confirmed with Ofcom the currently applicable version of its standard terms and conditions for Application Signing Services and Authentication Services; and
- Sky has confirmed that it has written to existing customers for Application Signing Services to offer to include a right for that third party to renew its agreement on expiry on the same terms or on Sky's then standard terms and conditions.

A copy of your letter and this letter will be published on our website shortly.

Yours sincerely,



Jonathan Oxley