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## **Local Television Network: Variation Requests on behalf of 17 local TV licensees**

Requests to change programming commitments

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**STATEMENT:**

Publication Date: 12 September 2019

# Contents

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## Section

|  |    |
|--|----|
| 1. Overview                                | 3  |
| 2. Details and background information      | 4  |
| 3. Consideration of the Variation Requests | 8  |
| 4. Ofcom's decisions                       | 11 |

## Annex

|  |  |
|--|--|
| A1. LTVN's Variation Request and programming commitments for all 17 services included in the request |  |
|--|--|

# 1. Overview

All local TV licences contain programming commitments which describe the licensed service the licensee is required to provide. The commitments have a specific focus on the amount and type of local content that will be broadcast on the service so as to reflect the needs and interests of the local area. The commitments set out in local TV licences reflect proposals submitted by the licensee when applying for licences, which are awarded by Ofcom having regard to specified statutory criteria (although some commitments may have been amended subsequently with Ofcom's consent).

The Local Television Network ("LTVN")<sup>1</sup> represents several of the organisations holding local TV licences in the UK<sup>2</sup>. Three of those organisations, namely: **That's TV Broadcasting Limited** (under its holding company That's Media Limited) ("That's TV"); **Northern Visions Limited** ("NVTV"); and **Notts TV Limited** ("Notts TV"), have requested that Ofcom change some of the programming commitments in the licences for 17 of their services. These services are those for each of the following locations: **Basingstoke; Carlisle; Guildford; Salisbury; Scarborough; Swansea; Edinburgh; Grimsby; Manchester; Norwich; Oxford; Preston; Reading; Southampton; Glasgow; Belfast; and Nottingham.**

## What we have decided – in brief

This document sets out Ofcom's decision on the requests for changes to the programming commitments of 17 local TV services.

Having consulted on a proposal to approve these requests and having carefully considered the submissions received from respondents, Ofcom has decided to approve the requests to amend the programming commitments for all 17 services.

This will result in a number of changes to the programming commitments for the services, as set out in Annex 1 of this document. Our reasoning for approving these requests is set out in the full document.

These reductions may be implemented by the relevant licensees from today's date.

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<sup>1</sup> <http://localTV.org.uk/>

<sup>2</sup> [See section 5.82 of Ofcom's original local TV statement](#) about the formation of an entity intended to facilitate the provision of local TV services. This ultimately led to the formation of the Local TV Network.

## 2. Details and background information

- 2.1 Ofcom is the body responsible for licensing local digital television services (“local television services”) in the United Kingdom. Currently, local television services operate in 34 locations across the country. Our powers and duties in exercising this function are contained in the Communications Act 2003 and the Broadcasting Act 1996, as modified by the Local Digital Television Programme Services Order 2012<sup>3</sup>.
- 2.2 The licence for each local TV service contains a set of programming commitments which describe the type and volume of locally-relevant programming which the licensees are required to provide. The commitments are annexed in each Local Digital Television Programme Service (“L-DTPS”) licence.
- 2.3 Licensees can make requests to Ofcom to change their programming commitments in line with their licence conditions. In turn, Ofcom will consider such requests in accordance with the statutory criteria, as described below.
- 2.4 In this section, we set out:
  - a) the legal framework applicable to Ofcom’s consideration of changes to programming commitments in L-DTPS licences; and
  - b) an overview of the changes requested by LTVN (“the Variation Request”).

### Legal Framework

- 2.5 Section 19(3A)(c) of the Broadcasting Act 1996 (“the Act”)<sup>4</sup> requires Ofcom to include in L-DTPS licences such conditions as appear to it to be appropriate for securing that the character of the licensed service, as proposed by the licence holder when making the application for that licence, is maintained for the duration of the licence.
- 2.6 Ofcom has therefore included in condition 5(1) of every L-DTPS licence a requirement that, for the duration of the licence, the licensee must maintain the character of the licensed service in accordance with the programming commitments set out in the annex of the licence.
- 2.7 The circumstances in which Ofcom may consent to a departure from the character of the licensed service are limited by section 19(3B) of the Act. As a result, condition 5(2) of all L-DTPS licences provides that Ofcom may, following the procedure set out in the Act, only consent to a departure from the character of the licensed service if it is satisfied that:
  - a) The departure would not substantially alter the character of the licensed service;
  - b) The departure would not unacceptably reduce the number and range of programmes about the area or locality for which the service is licensed;

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<sup>3</sup> S.I. 2012/292

<sup>4</sup> As modified by the Local Digital Television Services Order 2012.

- c) The departure would not unacceptably reduce the number of programmes made in the area of locality for which the service is licensed; and
- d) The service would continue to meet the needs of the area or locality for which the service is licensed.
- 2.8 Before deciding whether to consent to a departure from the character of a licensed service on the grounds set out above, Ofcom is required by section 19(3C) of the Act to publish a notice specifying:
- a) The proposed departure; and
- b) The period in which representations may be made to Ofcom about the proposal. This period must end later than 28 days after the publication of this notice.
- 2.9 Ofcom invited responses to its consultation between 9 July 2019 and 7 August 2019.

## The Variation Requests

- 2.10 LTVN is a local television network, representing certain L-DTPS licensees providing local television services in various locations across the UK. It has submitted a request to Ofcom on behalf of three licensees, in respect of 17 licensed services. Those licensees and services are:
- a) That's TV Broadcasting Limited (the ultimate holding company is That's Media Limited), in respect of the licensed services for: Basingstoke; Carlisle; Guildford; Salisbury; Scarborough; Swansea; Edinburgh; Grimsby; Manchester; Norwich; Oxford; Preston; Reading; Southampton; and Glasgow;
- b) Northern Visions Limited, in respect of the licensed service for Belfast; and
- c) Notts TV Limited, in respect of the licensed service for Nottingham.
- 2.11 The Variation Requests concern the programming commitments which reflect the character of each licensed service, particularly those relating to first-run local programming (including local news and current affairs programming).
- 2.12 The changes requested by LTVN are summarised in the table below:

|    | Summary of change  | Services affected  |
|----|--|--|
| a) | Reduction in the total amount of first-run local programming | <ul style="list-style-type: none"> <li>• Basingstoke</li> <li>• Belfast</li> <li>• Carlisle</li> <li>• Edinburgh</li> <li>• Glasgow</li> <li>• Grimsby</li> <li>• Guildford</li> <li>• Manchester</li> <li>• Nottingham</li> <li>• Oxford</li> </ul> |

|    |  |   |
|----|--|---|
|    |  | <ul style="list-style-type: none"> <li>• Preston</li> <li>• Reading</li> <li>• Salisbury</li> <li>• Southampton</li> <li>• Swansea</li> </ul>   |
| b) | Reduction in the amount of first-run local programming that is broadcast within peak hours (6-10.30pm) | <ul style="list-style-type: none"> <li>• Basingstoke</li> <li>• Belfast</li> <li>• Carlisle</li> <li>• Edinburgh</li> <li>• Glasgow</li> <li>• Grimsby</li> <li>• Guildford</li> <li>• Manchester</li> <li>• Norwich</li> <li>• Nottingham</li> <li>• Oxford</li> <li>• Reading</li> <li>• Salisbury</li> <li>• Scarborough</li> <li>• Southampton</li> <li>• Swansea</li> </ul>                    |
| c) | Change to the amount of news and current affairs programming, both first-run and repeats               | <ul style="list-style-type: none"> <li>• Basingstoke</li> <li>• Belfast</li> <li>• Carlisle</li> <li>• Edinburgh</li> <li>• Glasgow</li> <li>• Grimsby</li> <li>• Guildford</li> <li>• Manchester</li> <li>• Norwich</li> <li>• Nottingham</li> <li>• Oxford</li> <li>• Preston</li> <li>• Reading</li> <li>• Salisbury</li> <li>• Scarborough</li> <li>• Southampton</li> <li>• Swansea</li> </ul> |
| d) | Reduction/removal of the requirement to broadcast repeats of   | <ul style="list-style-type: none"> <li>• Belfast</li> <li>• Edinburgh</li> <li>• Glasgow</li> <li>• Grimsby</li> </ul>  |

|    |   |   |
|----|---|---|
|    | the local content that is first-run on the local service                                | <ul style="list-style-type: none"> <li>• Manchester</li> <li>• Norwich</li> <li>• Nottingham</li> <li>• Oxford</li> <li>• Preston</li> <li>• Scarborough</li> <li>• Swansea</li> </ul>  |
| e) | Amending the non-quantified 'programming output' section of the programming commitments | <ul style="list-style-type: none"> <li>• Basingstoke</li> <li>• Belfast</li> <li>• Carlisle</li> <li>• Edinburgh</li> <li>• Glasgow</li> <li>• Grimsby</li> <li>• Guildford</li> <li>• Manchester</li> <li>• Norwich</li> <li>• Nottingham</li> <li>• Oxford</li> <li>• Preston</li> <li>• Reading</li> <li>• Salisbury</li> <li>• Scarborough</li> <li>• Southampton</li> <li>• Swansea</li> </ul> |
| f) | Removal of an addendum to the programming commitments                                   | <ul style="list-style-type: none"> <li>• Oxford</li> <li>• Preston</li> <li>• Southampton</li> </ul>  |

2.13 A non-confidential version of the Variation Request can be found at Annex 1.

2.14 Ofcom considers that the amendments requested in the Variation Requests would amount to a departure from the character of the service for each of the 17 local TV services. In each case, the overall effect of the request is to reduce the amount of first-run local programming, which will result in more non-local content being broadcast on the service and thus, change the character of the service. We therefore issued a public consultation seeking views on the Variation Requests. The consultation closed on 7 August 2019.

2.15 Ofcom considered all responses to this consultation before reaching a final decision. This statement, published on the Ofcom website, sets out our decision and the reasoning behind it.

### 3. Consideration of the Variation Requests

- 3.1 As set out in section 2 of this statement, Ofcom may consent to a departure from the character of a licensed service only if it is satisfied that the criteria set out in section 19(3B) of the Act are met. This section sets out:
- a) a summary of LTVN's reasons for making the Variation Request;
  - b) Ofcom's approach to considering such a request; and,
  - c) A summary of the consultation responses.

#### **LTVN's reasons for the Variation Requests**

- 3.2 In summary, LTVN has said that the purpose of the Variation Requests is to "facilitate further collaboration between the service providers", and allow licensees to review "opportunities to put in place joint audience measurement, national advertising and a quasi-network schedule (a 'spine') alongside their local programming". LTVN submits that its proposals are not a substantial departure from the character of the licensed services currently offered.
- 3.3 LTVN has also stated that it would be challenging for a 'spine' network to achieve its full potential if many of the services which are included in the request are unable to materially align their local programming hours. The fundamental purpose of this request, therefore, is to align the commitments in the licences as much as possible to facilitate the creation of the 'spine' for the network.
- 3.4 Ofcom notes that many of the licensees in the Variation Requests have sought to amend the non-quantified programming output specified in their programming commitments, and some have asked to remove an addendum to their commitments. LTVN has stated that the removal of some of these programming output commitments would not impact the range of programming, but would make it possible to align the services with a view to future networking. LTVN has therefore sought to change the wording within these sections, rather than remove them entirely, in order to bring consistency between the services.
- 3.5 It appears to Ofcom that the amendments proposed by LTVN with regard to the non-quantified programming output and addendum sections of the commitments in some of the licences are an attempt to bring uniformity to the commitments for all licensees, with the aim of achieving greater flexibility and creating the potential for programme sharing between the services.
- 3.6 While Ofcom supports the proposal to share programming between services, it is important to note that this content will not necessarily contribute towards the local programming commitment for each service. These commitments must be represented by local programming which meets the needs of the locality it serves.



## Ofcom's approach

- 3.7 In making our decision, we have had regard to effect of the changes by reference to the licence commitments currently applicable as well as by reference to the cumulative effect of the changes on each of the licensed services together with the original commitments proposed by the relevant licensee when the licence was awarded.
- 3.8 We have also had regard to our statement published on 10 May 2012 (our “2012 statement”), which sets out how we exercise our powers and duties to license local television services<sup>5</sup>. It outlines our minimum expectation for broadcast local news coverage, namely that “we would be unlikely to consider less than seven hours in total of broadcast news per week to be too burdensome for even the smallest L-TDPS licensee...” (page 5, section 1.47)
- 3.9 Within the 2012 statement, we also set out our expectation that local TV licensees take steps to ensure that a substantial proportion of first-run local programming is broadcast within peak hours. Peak time is defined in each of these licences as “18:30 - 22:30”. Ofcom's interpretation of a ‘substantial proportion’ of first-run local programming in peak times is that it should generally mean at least 50%.

## Summary of consultation responses

- 3.10 Ofcom received four consultation responses, three of which were opposed to the proposed changes and one which supported them.
- 3.11 The first, submitted by an individual respondent, agreed with Ofcom that the proposed changes would amount to a departure from the character of each licensed service but did not agree that the changes should be approved. The only argument that this respondent made which relates to the statutory criteria was that “all of the changes would have a detrimental impact on the quality of local television as the licensee[s] [are] seeking to reduce the amount of local/first-broadcast content they are required to produce”.
- 3.12 The second response was submitted by the Advisory Committee for Scotland (“ACS”), which advises Ofcom about the interests and opinions, in relation to communication matters, of persons living in Scotland.
- 3.13 The ACS also argued that the proposals submitted by each service would fail to meet the necessary statutory criteria and suggested that it would have been beneficial for Ofcom to explain some of the broader policy considerations and current market reflections to provide additional context (for example, the reasons behind the sale of the five Scottish local TV services from STV to That's Broadcasting Limited). Specifically, the ACS said that they are concerned about the “proposed dramatic cuts to local programming in Year 3 of the licences for both Glasgow and Edinburgh”. In their response the ACS made further points concerning, for instance, the legislative framework around local TV and the changing landscape of the terrestrial and digital market.

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<sup>5</sup> [https://www.ofcom.org.uk/data/assets/pdf\\_file/0020/54236/local-tv-statement.pdf](https://www.ofcom.org.uk/data/assets/pdf_file/0020/54236/local-tv-statement.pdf)

- 3.14 Another individual respondent opposed the proposals citing concerns about the future of the local TV sector in light of the closure of local TV studios and what was perceived as a shift in local TV stations becoming national PSBs. However, this respondent wished their response, including their personal details, to remain completely confidential. Ofcom did, however, take their response into account.
- 3.15 The final response, which was in support of the proposed changes, was submitted by That's Media Limited (the ultimate owner of That's TV Broadcasting Limited). This response argued that, ultimately, the character of a service is determined by its identity and ethos, and not with regards to meeting specific quotas. That's Media's view was taken into account by Ofcom's decision-makers, but as they have requested that their written submission is kept confidential it has not been published on Ofcom's website.
- 3.16 One of the main reasons put forward by LTVN in its variation application was that the proposed amendments to the programming commitments would create a spine for local TV, which would facilitate increased programming sharing between the services. In relation to this point, the first individual respondent was of the view that programming sharing could be facilitated within the current obligations and thus there was no requirement to reduce the programming commitments included in each licence. In a similar vein, the ACS held that the spine was already in operation, with some services (namely those services owned by That's TV), already having identical schedules. The ACS went further to conclude that the proposed changes "would further cement the character of the [each] licensed service from 'local' to 'network', despite LTVN's assurances that first-run content will be prioritised over repeated programming...".
- 3.17 The non-confidential versions of the two consultation responses which we are able to publish are available [here](#).

## 4. Ofcom's decisions

- 4.1 In Ofcom's view, although the variations proposed by LTVN would in each case amount to a departure from the character of the licensed service, we are satisfied that they meet the criteria under section 19(3B) of the Act, namely that the departure would:
- a) Not substantially alter the character of the licensed service;
  - b) Not unacceptably reduce the number and range of programmes about the area of locality for which the service is licensed;
  - c) Not unacceptably reduce the number of programmes made in the area of locality for which the service is licensed; and
  - d) Continue to meet the needs of the area or locality for which the service is licensed.
- 4.2 Therefore, having published a notice of the proposed variations in accordance with section 19(3C) of the Act and reviewed and taken into account all representations received in respect of the consultation, Ofcom has decided to consent to the variations proposed by LTVN in respect of all 17 services. This section will explain the rationale for our decision against each of the criteria set out in the Act. Each section should be read as applying to the changes requested in respect of each of the 17 licensed services.

### **Ground (a): that the departure would not substantially alter the character of the service**

- 4.3 In its proposal, LTVN states that:
- a) the licensees included in the request are committed to delivering community news, features and information. Every year, the licensees bring hundreds of community stories to their viewers, with community groups and charities frequently commenting on the favourable responses that they have received after being featured on local TV.
  - b) Ofcom's principal concern when granting the licences was to ensure that licensees were sustainable and able to produce local news and current affairs. Protecting a specific quantity of this content is of significant importance to ensure that the character of the services is maintained.
  - c) the licensees included in this request commit to continuing to produce a wide variety of local content to reflect social life and interest within the community, to ensure that the public policy for the sector is duly protected.
- 4.4 LTVN submitted that demand for local content is reflective of the size of a licensed area. This is proportionate to the number of news-worthy items occurring in the locality. As such, the licensees for services which cover smaller locations requested a reduction in their commitments to first-run local programming and news and current affairs programming to the level outlined in our 2012 statement (for instance, 7 hours per week in respect of local news content), but the licensees for services which cover larger localities remained

committed to providing first-run local programming to reflect the size of their licensed area.

- 4.5 Ofcom notes that the amendment request proposes to remove from many of the services the commitment to show repeats of local content. Under the proposals, repeats of topical programmes will still be available to viewers, but this will be at licensees' discretion rather than being essential for them to meet their commitments.
- 4.6 In Ofcom's view, securing an acceptable amount of first-run local programming, both in peak time and across the service as a whole, is a significant factor in ensuring that the requested variations would not substantially alter the character. Although Ofcom acknowledges that repeated content allows viewers to 'catch up' on the local content provided by the services, and therefore has a role in defining the character of the service, this is likely to be less important and have less of an impact than securing an acceptable amount of first-run local programming, both in peak-time and across the service as a whole.
- 4.7 While the variation requests include proposed reductions across most of the services with regard to news and current affairs programming (including both first-run and repeated programming), Ofcom understands that the vast majority of first-run local programming on each of the services included in the Variation Requests will include first-run news and current affairs programming. As set out in our 2012 statement, we consider news to be the most important type of local television content.
- 4.8 The LTVN proposals would also maintain a commitment on all the licensees to broadcast a substantial proportion of their first-run local programming within peak hours, thus it argues that this ensures that any departure from the character of a particular service is not substantial.
- 4.9 Although the proposed changes involve a reduction in the amount of first-run news and current affairs programming on each service, in Ofcom's considered view, the proposals would still leave a significant portion of appropriate original content and news and current affairs content so that the character of the service would not be substantially altered. Moreover, 'repeats' or 'looped' content which, in LTVN's view "risks undermining the viability of the overall network" is to be removed from some services (such as That's TV's 15 services, which loop first-run news and current affairs programming approximately every 15 minutes with slight changes included so that it can be classed as first-run). By relaxing the requirements on first-run content, Ofcom will provide licensees with an opportunity to ensure that their first-run content is suitably tailored for its viewers, as opposed to being looped in order to meet its commitments.
- 4.10 Ofcom therefore considers that while the total volume of first-run local programming in peak hours would be reduced across the services covered by the Variation Requests, the repetitive nature of the programming output would also reduce. Indeed, as That's Media argued in its response, the proposed reductions in recycled content would further enable LTVN to promote first run news and current affairs and other local content programming, therefore maintaining the essential features of the licensed service. We agree with That's Media's position and are of the view that the amount of first-run local programming in

peak hours offered by all of the services in this request appears to be sufficiently high in each case to maintain the character of the service, delivering at least the minimum 50% of local content as reflected in our statement of May 2012. In addition, in their submission of the variation request, the licensees have demonstrated a strong commitment to delivering first-run local news and current affairs on each service<sup>6</sup>.

- 4.11 We note the concerns raised by the respondents to our consultation, such as the ACS, who argued that the proposed reductions “would further cement the character of the licensed service from “local” to “network””, and that this was the case regardless of LVTN’s assurances that “first-run content will be prioritised over repeated programming” and Ofcom’s intention to “provide licensees with an opportunity to ensure that their first-run content is suitably tailored for its viewers”. This is in contrast to the view advanced by That’s Media, which suggested that adding a network spine would add to programming choice and would not stop those licensed services from doing what they already do.
- 4.12 For the reasons set out above and, in particular, the fact that we consider the amount of first-run local programming in peak hours across the services would continue to be sufficiently high according to our 2012 statement, Ofcom is not persuaded that the proposed changes would amount to a substantial departure from the character of each service.

**Criterion (b): that the departure would not unacceptably reduce the number and range of the programmes about the area or locality for which the service is licensed**

- 4.13 Ofcom notes that the effect of the proposals would be – for each of the 17 services included in the variation requests – to reduce the number of programmes made about the locality they are licensed to serve. We also note that many of the licensees included in the request have proposed to remove the commitment to show repeated local content from their services. We recognise that reducing the levels of local content in the current commitments may risk increasing the volume of non-local content being broadcast on the services, which could, in turn, impact the character of each service.
- 4.14 Notwithstanding the above, our decision remains that the reductions in these cases would not unacceptably reduce the number and range of the programmes about the area provided by each service, given that all services have committed to showing an acceptable amount of original local content, with specific focus on news and current affairs programming across a week, and a substantial proportion of this will be broadcast during peak-time. In this proposal, the flexibility offered to licensees by allowing a reduction in the programming commitments would result in the current model changing (specifically for That’s TV, which is responsible for all but two of the services to which the Variation Request relates). As a result, all first-run news and current affairs programming will contain original material, rather than looped content with the intent of meeting the programming commitments outlined in the licence. Therefore, while the number of local programmes

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<sup>6</sup> See sections A5.22 and A5.23 of [LTVN’s submission in the consultation](#).

may reduce slightly as a result of this proposal, the range of programming could potentially increase, with more focus being dedicated to produce local content to meet the needs of the viewers rather than looping content in order to meet programming commitments.

- 4.15 While the changes to the programming output section of the commitments would be amended, Ofcom understands that this is designed to align these sections, as far as possible, for all licensees included in the request to bring consistency and help to support the networking that this proposal seeks to achieve.
- 4.16 As a result, viewers will not necessarily notice the reduction in the number and range of programmes broadcast which focus on the locality during peak hours. The reductions should instead result in more focus being provided to the items of first-run local programming and news and current affairs programming to ensure that they are tailored for the local audience.
- 4.17 We also note that other licensees (not included in this request) have removed the requirement to broadcast repeats of their local content in peak hours. In Ofcom's view, these requests did not unacceptably reduce the number and range of programmes about the particular area or locality. The Variation Requests put forward by LTVN are similar to those previous cases, which prioritise first-run content over repeated programming within peak hours.
- 4.18 The consultation responses did not respond specifically to this criterion, except for That's Media who stated that the proposed reductions would better enable it to attractively schedule local content and coverage of local news and current affairs alongside general entertainment programmes, meaning that any reduction in the number and range of programmes about the area or locality for which the service is licensed, in their view, would not be unacceptable.
- 4.19 Therefore, for the reasons set out above, Ofcom's decision is that the Variation Request would not unacceptably reduce the number and range of programming made about the area or locality for which each service is licensed.

### **Criterion (c): that the departure would not unacceptably reduce the number of programmes made in the area or locality for which the service is licensed**

- 4.20 For the reasons highlighted in the above section, while Ofcom recognises that the number and range of programmes may reduce as a result of the changes requested, we are satisfied that any reduction would not unacceptably reduce the number of programmes made in the area. All programmes made for the purpose of broadcasting on a specific service are made within the approved licensed area of the service and, as such, this Variation Requests does not intend to amend this characteristic.

### **Criterion (d): that the service would continue to meet the needs of the area or locality for which the service is licensed**

- 4.21 LTVN submits that all services included in the Variation Requests would continue to meet the needs of the areas that they serve. The licensees included in the request state that they

are confident that viewers will be well served by a variety of programming, often including network programming, and will benefit from Ofcom approving the proposals.

- 4.22 LTVN also believes that, in reducing these commitments, it will allow the licensees to focus their resources on producing high quality first-run local content which represents the most value to their viewers.
- 4.23 Ofcom is satisfied that each service would continue to meet the needs of its local area by freeing the licensee to provide the necessary focus on the local content that viewers find most valuable. Each licensee included in this request will still be providing a base of local content on their service which would meet the needs of the area or locality. In Ofcom's 2012 statement, we stated that, in order to serve viewers, local TV broadcasters must ensure that at least seven hours of first-run local news and current affairs content about the locality is broadcast on the service. It appears to Ofcom that the local TV licensees included in this request are likely to continue to meet this threshold, and therefore each service should continue to meet the needs of the area it serves.
- 4.24 The consultation response from the first individual respondent argued that any reduction to the programming commitments for the services included in this request would "have a significant detrimental impact on the quality of local television, as the licensee is seeking to reduce the amount of local/first-broadcast content they are required to provide". However, this respondent did not explain why the reduction would affect the quality of the local TV that was broadcast, nor how that meant that the statutory criteria was not met.
- 4.25 In a similar vein, the ACS took the view that the proposals did not "take into account the interests of, and relevance to, the audience", and would have the effect of "simultaneously reducing quality, relevance of content and production costs". However, Ofcom consider that the reductions will reduce some of the repetitive nature of the local content, instead providing licensees with flexibility in respect of network programming. This will allow the licensees to create local programming that meets the needs and interest of viewers rather than filling space to meet their commitments. Moreover, it is important to note in respect of both responses that while Ofcom must consider whether the proposed changes would enable the service to continue to meet the needs of the area or locality, it is not part of the statutory criteria for Ofcom to assess the 'quality' of broadcast output, although we do have a duty to ensure that broadcasters uphold their programming commitments and the [Broadcasting Code](#).

## **Ofcom's decision on whether to consent to the departure from the licensed services**

- 4.26 For the reasons listed above, Ofcom provides its consent to the proposals submitted by LTVN on behalf of the three licensees in respect of the 17 licensed services. Ofcom has considered the consultation requests in this decision and remains of the view that the variations comply with the statutory criteria and that it is appropriate to grant the requests.
- 4.27 While Ofcom has made these decisions because we believe that all four statutory criteria have been met in the case of each variation request relevant to each licensed service, we

support the idea of the creation of a spine to increase networking between each service. However, it is also important to confirm that while the approval of the Variation Requests will provide licensees with greater flexibility to network their content, licensees will still be required to produce content which meets the needs of the viewers within the Licensed Area for each service.

- 4.28 Finally, we would note that while we have consented to the variation requests in this instance on the basis that we consider the statutory criteria to be met, we would be concerned if in future the licensees in question were to request further changes to their programming commitments that would amount to a departure from the character of the service, particularly if those changes were to involve further reductions in first-run local programming, first run local news and current affairs programming and/or first run local programming within peak hours. We would scrutinise any such request on its merits, as we have done in this case, but having regard to the variations to which we have consented in these decisions, further reductions are unlikely to satisfy the statutory criteria.



# A1. LTVN's Variation Request and programming commitments for all 17 services included in the request

The information below was provided by LTVN in its submission of the Variation Request:

- A1.1 This submission is made by groups representing 17 local TV services licensed by Ofcom. The submission seeks Ofcom's consent for changes to the programming commitments contained within these licences in order to facilitate further collaboration between service providers.
- A1.2 The operators of the licences are reviewing opportunities to put in place joint audience measurement, national advertising and a quasi-network schedule (a 'spine') alongside their local programming.
- A1.3 This proposal maintains news and current affairs programming as a condition of all licences (including in evenings), with larger cities required to provide the greatest quantity. This is consistent with the Government's vision when establishing local TV as set out by the former Secretary of State, Rt. Hon. Jeremy Hunt MP, who told the Royal Television Society in September 2010: *"My vision is of a landscape of local TV services broadcasting for as little as one hour a day: free to affiliate to one another, formally or informally, in a way that brings down costs; free to offer nationwide deals to national advertisers..."*
- A1.4 The proposed changes are intended to ensure that the programming commitments contained in each local TV licence are clear, proportionate and targeted, enabling the Licensees to:
- focus resources on the local content of most value to viewers;
  - remove requirements for high repetition to allow for a variety of more attractive programming to benefit viewers and optimise commercial revenues; and
  - ensure that the core public purposes which underpin each local TV licence are duly protected.
- A1.5 The Licensees believe that the proposed changes are wholly consistent with the licensing framework and important to enable them to meet the needs of their local areas as the broadcasting ecology continues to evolve.

## Introduction

- A1.6 This submission is made to the Office of Communications ("Ofcom") jointly by the holders of 17 local digital television programme ("local TV") services.
- A1.7 The local TV service providers who are signatories to this submission hold the licences listed in Table 1 below (individually a "Licensee" and collectively the "Licensees"). Each of the Licensees broadcasts free-to-air on digital terrestrial television ("DTT").

A1.8 Each of the local TV licences held by the Licensees has been categorised as “Small”, ‘Medium’ or ‘Large’, principally with a view to reflecting the size of the main town or city identified as being served by Ofcom in its invitation to apply (“ITA”) for each licence.

**Table 1: Licensee signatories to this submission**

|                    |                      |                |
|--------------------|----------------------|----------------|
| <b>Small city</b>  | <b>Licensed area</b> | <b>Service</b> |
|                    | Basingstoke          | That’s TV      |
|                    | Carlisle             | That’s TV      |
|                    | Grimsby              | That’s TV      |
|                    | Guildford            | That’s TV      |
|                    | Norwich              | That’s TV      |
|                    | Reading              | That’s TV      |
|                    | Salisbury            | That’s TV      |
|                    | Scarborough          | That’s TV      |
|                    | Swansea              | That’s TV      |
| <b>Medium city</b> | <b>Licensed area</b> | <b>Service</b> |
|                    | Belfast              | NvTV           |
|                    | Edinburgh            | That’s TV      |
|                    | Glasgow              | That’s TV      |
|                    | Nottingham           | Notts TV       |
|                    | Oxford               | That’s TV      |
|                    | Preston              | That’s TV      |
|                    | Southampton          | That’s TV      |
| <b>Large city</b>  | <b>Licensed area</b> | <b>Service</b> |
|                    | Manchester           | That’s TV      |

A1.9 The Licensees are requesting that Ofcom consents to changes to the programming requirements currently contained in ‘Annex A’ in each of their local TV licences (the “**programming commitments**”). The specific licence variations requested by each Licensee are marked in **red font** in the annex to this submission (the “**Variation Requests**”).

## Developing a network

- A1.10 Commercially funded providers of public service television in the UK have traditionally used general entertainment programming to cross-subsidise their public service programming. Ofcom has periodically reviewed public service television licences, assessing the balance between the costs and benefits attributable to holding these licences.
- A1.11 The Licensees believe that, by collaborating with each other and with others, they will be able to start to deliver the benefits of a quasi-network infrastructure, including audience measurement and national advertising, as envisaged by the Government when it put in place the licensing framework for local TV.

## Invitation to apply

- A1.12 The ITA for the first phase of local TV licences, published by Ofcom on 10 May 2012, indicated how Ofcom expected local TV licensees to measure their delivery of local news and current affairs hours.<sup>7</sup> Ofcom stated that it did not expect local TV licensees (paragraph 3.29): *“...to produce an hour of continuous original news content per day.”* As an example, Ofcom indicated that a relevant local *“fifteen minute news bulletin, repeated four times in a day”* could *“count as an hour of broadcast news.”*
- A1.13 Section 2 of this ITA required applications for each local TV licence to be made on a *“stand-alone”* basis, discounting the potential (for the purposes of the application) for common ownership with other local TV services elsewhere.
- A1.14 Ofcom has now licensed 34 local TV services, typically providing a mix of local news and information led programming alongside other (e.g. acquired or syndicated) programming. The Licensees are exploring opportunities to start to work together more closely in the provision of network programming to serve their audiences. However, the differences in programming commitments between Licensees is currently regarded as an impediment to the successful establishment of a new network infrastructure.

## Principal purpose of the Variation Requests

- A1.15 The Licensees are seeking to underpin their local content delivery by structuring it within a quasi-network schedule, diversifying their income by generating national advertising revenue (elaborated upon in section 6 below). This is consistent with the model for local TV established in a number of overseas territories which mix local and network programming.
- A1.16 The Licensees are further seeking to amend their programming commitments to:
- standardise terminology where deemed appropriate to enhance licence consistency;
  - minimise tautology; and

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<sup>7</sup>[https://www.ofcom.org.uk/data/assets/pdf\\_file/0020/93224/Phase\\_1\\_invitation\\_to\\_Apply\\_for\\_an\\_L-DTPS\\_Licence.pdf](https://www.ofcom.org.uk/data/assets/pdf_file/0020/93224/Phase_1_invitation_to_Apply_for_an_L-DTPS_Licence.pdf)

- enhance general clarity and reduce prescriptiveness in qualitative licence requirements (the ‘output’ section of the programming commitments).
  - Development of a local TV collaborative ‘spine’
- A1.17 In December 2010 the Government’s adviser, Nicholas Shott, wrote to the then Secretary of State for Culture, Olympics, Media and Sport:
- “...although research points to consumer demand for local content, it is substantially for news or news-type programming....maintaining audiences at viable levels for lengthy periods will be challenging.... **to help to meet those challenges local TV services will have to co-operate with one another to form a national ‘backbone’.** The purpose of this backbone will be to provide programming to augment the schedules of the local TV services; to eliminate duplication of local TV services’ costs wherever possible, by sharing; to promote the generic concept of local TV services; and, crucially, to maximise national advertising revenues... a prominent position on the EPG will be very important.”* (emphasis added)
- A1.18 Fifteen of the Licensees are ultimately owned by That’s Media Limited which is advancing plans for a ‘backbone’ or ‘spine’ across the local TV services under its control. In addition, some local TV services which are not under common ownership are reviewing the opportunity to establish their own quasi-network delivering shared programming.
- A1.19 This is consistent with the Government’s vision set out in its December 2011 policy statement, *Local TV: Making The Vision Happen*, which called for local TV services to work together to *“increase potential revenue opportunities: **including sharing, commissioning or purchasing content;** and operating as a cohort rather than on an individual basis.”* (emphasis added)
- A1.20 The Licensees have concluded that it will be challenging for any quasi-network to achieve its full potential if many local TV service providers are unable to materially align their local programming hours (enabling them to generally exploit ‘spine’ content together). The Licensees now seek, through the Variation Requests, to maintain the principal purposes of their respective services whilst putting in place the necessary foundations to achieve the vision, espoused by Government, of formal and informal collaborations to support local TV service provision.

## Character of services

- A1.21 The Licensees are committed to delivering community news, features and information on DTT and, increasingly in the future, on other digital platforms. A substantial number of former local TV reporters have received industry recognition for their journalism. Many have gone on to work with national networks. A number have been nominated for awards. Every year, the Licensees bring hundreds of community stories to their DTT viewers. Community groups and charities frequently comment on the favourable responses that they have received after being featured on local TV.
- A1.22 The Licensees believe that Ofcom’s principal concern, when granting local TV licences, was to secure sustainable services providing local news and current affairs. The Licensees argue

that protecting a minimum quantity of this content is of particular importance in order to maintain the substantive character of their services of most value to viewers.

- A1.23 All Licensees propose to continue to provide a variety of local content (e.g. harder news and softer features) to reflect local life and the interests and concerns of local people, ensuring that the principal purpose of each licensed service is duly protected.

## Local programming hours

- A1.24 The Licensees propose, under the Variation Requests, to deliver no less than the aggregate local programming hours set out in Table 2 below (based on 'slot times' interpreted in a manner consistent with the preamble to all programming commitments).

**Table 2: Proposed Licensee typical local programming hours**

|   | <b>Small</b>              | <b>Medium</b>               | <b>Large</b>                |
|---|---------------------------|-----------------------------|-----------------------------|
| <b>Hours of local programming</b>                       | At least 1 hour per day   | At least 1.25 hours per day | At least 3.5 hours per day  |
| <b>Hours of local programming in peak (18:00-22.30)</b> | At least 30 mins. per day | At least 45 mins. per day   | At least 1.75 hours per day |
| <b>Hours of local news &amp; current affairs</b>        | At least 1 hour per day   | At least 1 hour per day     | At least 1.5 hours per day  |

N.B. The above hours measured as averages across a typical week

- A1.25 The Licensees believe that the principal demand from their DTT viewers is for a general entertainment channel incorporating news and information together with some features. The Licensees believe that the size of a town or city reflects, at least in part, the quantity of people, businesses, community organisations and activities that there are to cater for and cover and, consequently, is a reasonable proxy for the quantity of local programming required to maintain a service's 'local' characteristics effectively.
- A1.26 A number of Licensees expect to exceed these minimum hours, including by sometimes showcasing local productions and making programmes which may be broadcast on other local TV services. It is intended that repeats of local TV programmes, generally deemed by the Licensees to be less attractive to viewers or contribute as highly to public value, will be broadcast at Licensee discretion.

## Licensing framework

- A1.27 The Licensees understand that detailed programming commitments in the form enshrined in many local TV licences are not a requirement of the Broadcasting Act 1996 (as amended) (the “**Act**”).
- A1.28 Section 19 of the Act requires Ofcom to include such programming conditions in a local TV licence “*as appear to Ofcom to be appropriate*”. Ofcom has discretion as to the form and detail that such conditions must take and, notably, is not required to impose content conditions that it determines to be inappropriate, obsolete or otherwise failing to serve the best interests of viewers.
- A1.29 The Licensees believe that the increasing popularity of video-on-demand services, some of which are global in their appeal, enhances the importance of broadcast licence commitments being proportionate and targeted. The Licensees expect Ofcom to focus on protecting a minimum quantum of local programming hours, and not to require the provision of high amounts of repeats or ‘looped’ content which risks undermining the viability of the overall network i.e. to a level that is inappropriate and therefore incompatible with the Act.

## Character of service

- A1.30 The Licensees expect Ofcom to consider the Variation Requests in a manner that is consistent with its general duties and its duties under the Act. In particular, the Licensees believe that it would be unreasonable for Ofcom to conclude that approving the Variation Requests would “*substantially alter the character*” of any licences (incompatible with Section 19(3B)(a) of the Act).
- A1.31 When considering the statutory framework, the Licensees recognise that the substantial “*character*” of a service is a qualitative (rather than quantitative) measure. The Licensees believe that the regulatory framework is intended to protect the underlying purpose of each local TV licence, granting Ofcom discretion to protect the core content which it deems to be of particular substance and relevance to viewers.
- A1.32 The Licensees have reviewed the ‘output’ section of the programming commitments of each of their services with a view to ensuring that these encapsulate their intended core character. In order to ensure that this character is duly protected, the Licensees have given consideration to the overall quantity of local hours (including news hours) that would be appropriate to fulfil these qualitative requirements in each licence area. In doing this, the Licensees have taken account of the size and nature of each market served.
- A1.33 The Licensees argue that the main substance of their services’ character is the provision of news and current affairs programming. The Licensees expect Ofcom to prioritise the delivery of this programming to optimise public value. The Licensees would consider it unreasonable for Ofcom to determine that certain local programming (such as looped videos and/or automated on-screen text) make such a contribution to public value that

they fully secure the principal purposes of local TV. The Licensees may provide other content as part of an overall programming mix alongside news and current affairs.

- A1.34 All Licensees are offering to normally schedule news at least five evenings per week, ensuring that this core element of their service remains in place. The Licensees intend that viewers seeking relevant news (including sub-genres such as information and features) will be duly served if the Variation Requests are approved and the underlying purpose (or “character”) of each licenced service will therefore be substantially unaltered.

## The number and range of programmes made in and about the area

- A1.35 The Act requires that any amendment to a local TV licence must not “unacceptably reduce the number and range of programmes about the area or locality” or “unacceptably reduce the number and range of programmes made in the area or locality” (Section 19(3B)(b) and (c) respectively of the Act).
- A1.36 The Licensees believe that there is no good reason to suggest that the Variation Requests would “unacceptably” reduce local content. The Licensees plan to deliver local content, of particular value to viewers, in accordance with reasonable minimum qualitative and quantitative requirements (the latter taking due account of the size and nature of each core area targeted).

## The needs of the area or locality

- A1.37 The Act requires Ofcom to ensure that any consent to vary a local TV service is only granted if it is satisfied “*that the service would continue to meet the needs of the area or locality*” (Section 19(3B)(d) of the Act).
- A1.38 The Licensees have taken account of the size and nature of each licensed area (and the number of people, events and stories to be generally expected within that area) with a view to serving the needs of each locality.
- A1.39 The Licensees have also been mindful of the quantity of local programming which the Government itself indicated would be sufficient to satisfy local needs when the local TV policy was announced. As the former Secretary of State, Rt. Hon. Jeremy Hunt MP, told the Royal Television Society in September 2010: “*But nowhere in the US, Canada, or anywhere else have I been able to find a broadcaster able to make 24-hour local content commercially viable. So we should be realistic – it is not likely to happen here either.... My vision is of a landscape of local TV services broadcasting **for as little as one hour a day**: free to affiliate to one another, formally or informally, in a way that brings down costs; free to offer nationwide deals to national advertisers; able to piggyback existing national networks, attracting new audiences and benefitting from inherited ones....*” (emphasis added)
- A1.40 The Variation Requests maintain local news and current affairs, described as the “most important” type of local programming in each ITA. Local news will be provided in accordance with Ofcom’s local news guidance, and include coverage of a diverse range of people and places. The Licensees are generally seeking to schedule local programming

alongside a shared programming ‘spine’ to help maximise its audience, reduce repetition and enhance the variety of programming enjoyed by DTT viewers.

- A1.41 The Licensees believe that local TV services should provide a voice to local people to raise issues and concerns. The Licensees believe that generally focusing licence commitments on the programming which underpins the public purpose of local TV – including community news and information – will enable them to be even more focused on meeting viewer needs (as opposed to satisfying regulatory quotas).

## Conclusion

- A1.42 In the view of the Licensees, Ofcom has a track record of acting in a balanced manner in the licensing of television and radio and consequently securing a sustainable level of public service content (often alongside networked entertainment). The Licensees expect Ofcom to similarly regulate the local TV sector in a proportionate and targeted manner and, especially, not to be preoccupied with scheduling detail that it does not generally impose on other categories of broadcast licence.
- A1.43 The Licensees contend that, once delivering a base of local programming, the incremental benefit of each additional hour of local programming is marginal. This is particularly the case in peak times where many viewers plan to consume a mix of news and other entertainment programming.
- A1.44 The Licensees are confident that viewers will be well served by a variety of programming, often including network programming, and therefore benefit from Ofcom approving the Variation Requests. The Licensees believe that it is important that Ofcom enables all local TV services to have reasonable flexibility to develop business models which (taking due account of the size of local markets and their financial potential):
- focus resources on the local programming of most value to viewers, in particular safeguarding a reasonable minimum quantum of news and current affairs provision; and
  - fulfil the intentions of the Government’s local TV framework which sought, inter alia, to promote (and not impede) sustainable local TV services by encouraging licensees to cooperate in the establishment of a network programming ‘spine’ delivering attractive programming to viewers (maximising ratings to support commercial revenue optimisation).
- A1.45 Ofcom is aware that the broadcasting ecology and wider media sector is evolving. In its Annual Plan 2019/20, Ofcom stated: *“the market is challenging, particularly for local TV”*. The Licensees trust that Ofcom is sincere about seeking to secure the success of the local TV sector. The Licensees believe that it is important that Ofcom approves the Variation Requests to promote the ability of the Licensees to deliver sustainable services in accordance with the Government’s stated aims and objectives when establishing the licensing framework.

Submitted by the Licensees’ set out in the Annex.

18 April 2019





The tables listed below are the programming commitments for each licence. Commitments in **red text** highlight where each licensee has requested changes to their commitments.

## Variation Request 1

### Basingstoke local TV licence variation request

| Programming Commitments for That's TV – proposed                   |   |                   |   |
|--|---|-------------------|---|
| Programming output   | <p>A general entertainment service that will:</p> <ul style="list-style-type: none"> <li>frequently reflect the interests and concerns of people living or working in the Licensed Area and have a strong emphasis on local news; <b>(inc. sub-genres such as features reflecting life in and around the area, current affairs, sport and information);</b></li> <li><del>cover</del> <b>report on</b> local sports such as football, rugby and ice hockey;</li> <li><del>provide substantial weekly current affairs content;</del></li> <li>offer opportunities for members of the community to become involved in <b>and / or feature in</b> content <del>and as citizen contributors;</del></li> <li>support the local voluntary and business sectors by featuring their work and <del>promoting their</del> events;</li> <li><del>frequently include youth / student targeted content</del> <b>reflect the diversity of the community (including youth / students);</b></li> <li><del>broadcast an annual charity appeal and</del> frequently highlight social / community issues <b>and charitable causes;</b></li> <li>target a broad audience with a mix of content which will sometimes include <del>coverage of matters of general interest such as</del> religion, arts and entertainment.</li> </ul> <p><del>The commitments in the tables to 'local' programming hours relate to programmes specific to the Licensed Area (produced in or relevant to the area). For the avoidance of doubt, these totals are not inclusive of 'shared' programmes (first made for other Licensed Areas).</del></p> <p><b>The service will normally schedule news at least 5 evenings per week.</b></p> |                   |   |
| Hours of local programming per week                                | <u>Year 1</u>   | <u>Year 2</u>     | <u>Year 3 onwards</u>                   |
| First run:   | 15 hours per week   | 15 hours per week | <del>15</del> <b>7.5</b> hours per week |
| Repeats:   | None  | None              | None                                    |
| Hours of local programming per week in peak-time (18.00-22.30 )    | <u>Year 1</u>   | <u>Year 2</u>     | <u>Year 3 onwards</u>                   |
| First run:   | 10 hours per week   | 10 hours per week | <del>10</del> <b>5</b> hours per week   |
| Repeats:   | None  | None              | None                                    |
| Hours and scheduling of local news and current affairs programming | <u>Year 1</u>   | <u>Year 2</u>     | <u>Year 3 onwards</u>                   |

|                   |  |  |  |
|-------------------|--|--|--|
| <b>First run:</b> | 13.5 hours per week<br>(including local news-<br>led magazine weekday<br>evenings) | 13.5 hours per week<br>(including local news-<br>led magazine<br>weekday evenings) | <del>13.5-7</del> hours per week<br><del>(including local news-<br/>led magazine<br/>weekday evenings)</del> |
| <b>Repeats:</b>   | None   | None   | None   |

## Variation Request 2

### Belfast local TV licence variation request

#### Programming Commitments NvTv – proposed

|                                     |   |                   |                                   |
|-------------------------------------|---|-------------------|-----------------------------------|
| Programming output                  | <p>The service will <del>reflect the concerns and interests of people who live or work in and around the Licensed Area and include:</del></p> <ul style="list-style-type: none"> <li>news and current affairs (inc. sub-genres such as features, sport, weather and information);</li> <li>community features;</li> <li>business and factual content;</li> <li>human-interest stories and lifestyle content;</li> <li>a mix of content which will sometimes include matters of general interest such as arts, culture, music, and entertainment content.</li> </ul> <p>The service will normally schedule news at least 5 evenings per week.</p> <ul style="list-style-type: none"> <li><del>Include headline local news bulletins in daily community news programme, Monday-Saturday;</del></li> <li><del>Include a weekday peak-time community news and stories programme, 30-40 minutes in duration. This will be filmed on location and in the studio;</del></li> <li><del>The local news will be repeated twice throughout the day (Monday-Saturday). On Sunday there will be a local community news roundup. This local news provision will increase in Years 2-3. Local news provision will include Irish language news provision at least once per month;</del></li> <li><del>Include a monthly business programme series, including business news, 30 minutes in duration (aiming for a series of six programmes x 3 per annum in year 2);</del></li> <li><del>Include a monthly current affairs programme series, 30 minutes in duration (aiming for a series of six programmes x 3 per annum in year 2);</del></li> <li><del>Include themed programming which will contain news/current affairs elements together with films and documentaries. This programming will be made locally and by partners of the service via a programme bank (archives);</del></li> <li><del>Include studio-based series and documentaries containing elements of current affairs as well as human-interest stories and lifestyle;</del></li> <li><del>Included non-news programming. This programming be a mixture of arts, culture, music, studio discussion, popular entertainment and citizen-generated content;</del></li> <li><del>Both original and programme bank material will be repeated;</del></li> <li><del>The Licensee will aim broadcast from midday to midnight in years 1 and 2, and from 8.00am until midnight in year 3. There will be a community notice board and events board from midnight to midday each day.</del></li> </ul> |                   |                                   |
| Hours of local programming per week | <u>Year 1</u>   | <u>Year 2</u>     | <u>Year 3 onwards</u>             |
| First run:                          | 10 hours per week   | 11 hours per week | <del>13-8.75</del> hours per week |
| Repeats:                            | 5 hours per week  | 5 hours per week  | <del>5 hours per week</del> Nil   |

|   |                      |                      |                                  |
|---|----------------------|----------------------|----------------------------------|
| <b>Hours of local programming per week in peak-time (18.00-22.30)</b><br><br><b>First run:</b><br><br><b>Repeats:</b>                 | <u><b>Year 1</b></u> | <u><b>Year 2</b></u> | <u><b>Year 3 onwards</b></u>     |
|   | 8 hours per week     | 8 hours per week     | <del>9</del> 5.25 hours per week |
|   | 3 hours per week     | 3 hours per week     | <del>3 hours per week</del> Nil  |
| <b>Hours and scheduling of local news and current affairs programming</b><br><br><b>First run:</b><br><br><br><br><br><b>Repeats:</b> | <u><b>Year 1</b></u> | <u><b>Year 2</b></u> | <u><b>Year 3 onwards</b></u>     |
|   | 5 hours per week     | 5.5 hours per week   | <del>6</del> 7 hours per week    |
|   | 3 hours per week     | 3 hours per week     | <del>3 hours per week</del> Nil  |

### Variation Request 3

#### Carlisle local TV licence variation request

| Programming Commitments for That's TV <span style="float: right;">proposed</span> |   |                                 |                                 |
|---|---|---------------------------------|---------------------------------|
| Programming output  | <p>A general entertainment service which will:</p> <ul style="list-style-type: none"> <li>frequently reflect the interests and concerns of people living or working in the Licensed Area;</li> <li>have a strong emphasis on local news <del>and</del> (inc. sub-genres such as information, weather and features reflecting life in and around the area);</li> <li>provide a platform for people to raise issues and concerns <del>local debate / discussion</del>;</li> <li>encourage members of the community to be involved and / or feature in content;</li> <li>highlight viewer / community issues;-</li> <li>duly support the local voluntary sector by covering local events and / or activities;</li> <li><del>provide youth / student content or features</del> reflect the diversity of the community (including youth / students);</li> <li>include a mix of content which will sometimes include <del>coverage of matters of general interest such as</del> arts and entertainment.</li> </ul> <p><del>The commitments in the tables to 'local' programming hours relate to programmes specific to the Licensed Area (produced in or relevant to the area). For the avoidance of doubt, these totals are not inclusive of 'shared' programmes (first made for other Licensed Areas). They represent a minimum and may be exceeded.</del></p> <p>The service will normally schedule news at least 5 evenings per week.</p> |                                 |                                 |
| Hours of local programming per week   | <u>Year 1</u>   | <u>Year 2</u>                   | <u>Year 3 onwards</u>           |
| First run:  | 11 hours per week   | <del>11</del> -7 hours per week | <del>11</del> -7 hours per week |
| Repeats:  | None  | None                            | None                            |
| Hours of local programming per week in peak-time (18.00-22.30)                    | <u>Year 1</u>   | <u>Year 2</u>                   | <u>Year 3 onwards</u>           |
| First run:  | 10 hours per week   | <del>10</del> -5 hours per week | <del>10</del> -5 hours per week |
| Repeats:  | None  | None                            | None                            |
| Hours and scheduling of local news and current affairs programming                | <u>Year 1</u>   | <u>Year 2</u>                   | <u>Year 3 onwards</u>           |
| First run:  | 10 hours per week   | <del>10</del> -7 hours per week | <del>10</del> -7 hours per week |
| Repeats:  | None  | None                            | None                            |

## Variation Request 4

### Edinburgh local TV licence variation request

| Programming Commitments for That's TV – proposed                   |   |                   |                                   |
|--|---|-------------------|-----------------------------------|
| Programming output   | <p>The service will:</p> <ul style="list-style-type: none"> <li>• <del>be live, reflecting every aspect of life and</del> reflect the interests and concerns of people who live or work in and around the Licensed Area <del>in the city and providing local choice;</del></li> <li>• <del>be broadcast for at least 28 hours per week during peak time with at least 16 hours per week of local programming produced in the area;</del></li> <li>• include a core news service for the Licensed Area (inc. sub-genres such as weather and information) that covers breaking and developing stories, current affairs, business and financial life, culture and the arts, sport and community stories;</li> <li>• include a <del>variety of non-news programming including current affairs,</del> mix of content of general interest such as lifestyle, arts &amp; culture and community features;</li> <li>• reflect the diversity of the community;</li> <li>• include material produced <del>by</del> in association with or featuring community groups / educational institutions / the voluntary sector <del>such as our partner Edinburgh Napier University;</del></li> <li>• normally include news bulletins <del>seven</del> at least five evenings per <del>days</del> a week and a news review at weekends.</li> </ul> |                   |                                   |
| Hours of local programming per week                                | <u>Year 1</u>   | <u>Year 2</u>     | <u>Year 3 onwards</u>             |
| First run:   | 16 hours per week   | 16 hours per week | <del>16</del> 8.75 hours per week |
| Repeats:   | 12 hours per week   | 12 hours per week | <del>12 hours per week</del> Nil  |
| Hours of local programming per week in peak-time (18.00-22.30)     | <u>Year 1</u>   | <u>Year 2</u>     | <u>Year 3 onwards</u>             |
| First run:   | 16 hours per week   | 9 hours per week  | <del>9</del> 5.25 hours per week  |
| Repeats:   | Nil   | Nil               | Nil                               |
| Hours and scheduling of local news and current affairs programming | <u>Year 1</u>   | <u>Year 2</u>     | <u>Year 3 onwards</u>             |
| First run:   | 10 hours per week   | 10 hours per week | <del>10</del> 7 hours per week    |
|  | Mon-Fri:  |                   |                                   |
|  | 3 x 30 minute bulletins, 1 x 5 minute bulletin per day;   |                   |                                   |
|  | 3 x 30 minutes per week of current affairs programming.   |                   |                                   |

|          |  |                  |                                 |
|----------|--|------------------|---------------------------------|
| Repeats: | Sat-Sun:<br>4 x 5 minute bulletins<br>per day. |                  |                                 |
|          | 4 hours per week                               | 4 hours per week | <del>4 hours per week</del> Nil |



## Variation Request 5

### Glasgow local TV licence variation request

| Programming Commitments for That's TV – proposed                   |  |                   |                                   |
|--|--|-------------------|-----------------------------------|
| Programming output   | <ul style="list-style-type: none"> <li>The service will <del>be based around</del> include news, (inc. sub-genres such as current affairs, <del>and community programming</del> sport, arts and culture, business, weather and information).</li> <li>Programming will <del>be in a live format, changing daily to reflect life</del> reflect the interests and concerns of people living or working in and around the Licensed Area. This will <del>often</del> be a positive representation of the Licensed Area showcasing its community activities.</li> <li><del>The service will include breaking news, weather, sport, arts &amp; culture, business updates, community information, current affairs and audience interactivity.</del></li> <li>The service will reflect Glasgow's multi-cultural profile and diversity <del>including one hour per week in a language other than English with English subtitles.</del></li> <li>The service will facilitate local community groups <del>creating their own</del> contributing to or featuring in content for broadcast <del>including through partnership with Glasgow Caledonian University.</del></li> <li>The service will <del>also encourage origination by third parties and will</del> broadcast content created <del>by</del> in association with and / or featuring <del>other</del> educational, arts <del>&amp;</del> and / or community organisations.</li> <li>The service will <del>normally</del> include news bulletins <del>seven days a at</del> least five evenings per week and a news review at weekends.</li> </ul> |                   |                                   |
| Hours of local programming per week                                | <u>Year 1</u>  | <u>Year 2</u>     | <u>Year 3 onwards</u>             |
| First run:   | 28 hours per week  | 28 hours per week | <del>28-14</del> hours per week   |
| Repeats:   | 7 hours per week   | 7 hours per week  | <del>7-5 hours per week</del> Nil |
| Hours of local programming per week in peak-time (18.00-22.30)     | <u>Year 1</u>  | <u>Year 2</u>     | <u>Year 3 onwards</u>             |
| First run:   | 21 hours per week  | 14 hours per week | <del>14-7</del> hours per week    |
| Repeats:   | Nil  | Nil               | Nil                               |
| Hours and scheduling of local news and current affairs programming | <u>Year 1</u>  | <u>Year 2</u>     | <u>Year 3 onwards</u>             |
| First run:   | 12 hours per week  | 12 hours per week | <del>12-7</del> hours per week    |
|  | Mon-Fri:   |                   |                                   |
|  | 4 x 15 minute bulletins per day;   |                   |                                   |
|  | 1 x 60 minute news programme per day.  |                   |                                   |

|          |   |                     |   |
|----------|---|---------------------|---|
| Repeats: | Sat-Sun:<br>3 x 5 minute bulletins per day.<br><br>Mon-Sun:<br>Twice weekly 2 x 45 minutes current affairs programming. |                     |   |
|          | 1hr 30mins per week   | 1hr 30mins per week | <del>1hr 30mins hours per week</del> -Nil |

## Variation Request 6

### Grimsby local TV licence variation request

| Programming Commitments for That's TV – proposed                   |  |   |   |
|--|--|---|---|
| Programming output   | <p>The service will reflect the interests and concerns of people who live or work in and around the Licensed Area and will:</p> <ul style="list-style-type: none"> <li>include local news (inc. sub-genres such as sport, community information, current affairs, weather and features);</li> <li>encourage members of the community to be involved in or feature in content; and</li> <li>include a mix of content which will sometimes include matters of general interest such as health, lifestyle, history, arts, entertainment and events.</li> </ul> <p>The service will normally schedule news at least 5 evenings per week.</p> <p><del>This is a mixed genre television service that will include a minimum of 5,800 hours of programming annually. Locally produced programming and local programme material will always make up the majority of the service's output. No less than two thirds of the schedule (66%) will consist of locally made and local programme material. Of this, a minimum of 365 hours will be locally produced news and current affairs. A minimum of 10% of programming will be purchased from local independent production companies.</del></p> |   |   |
| Hours of local programming per week                                | <u>Year 1</u>  | <u>Year 2</u>   | <u>Year 3 onwards</u>   |
| First run:   | 5 hours per week   | 7.5 hours per week  | <del>10.7</del> hours per week  |
| Repeats:   | 100 hours per week   | 75 hours per week   | <del>75 hours per week</del> Nil  |
| Hours of local programming per week in peak-time (18.00-22.30)     | <u>Year 1</u>  | <u>Year 2</u>   | <u>Year 3 onwards</u>   |
| First run:   | 3 hours per week   | 7 hours per week  | <del>7.3.5</del> hours per week   |
| Repeats:   | 21 hours per week  | 14 hours per week   | <del>14 hours per week</del> Nil  |
| Hours and scheduling of local news and current affairs programming | <u>Year 1</u>  | <u>Year 2</u>   | <u>Year 3 onwards</u>   |
| First run:   | <p>Mon-Fri:</p> <p>(Once per day unless stated otherwise.)</p> <p>1 x 5 minute breakfast bulletin;</p> <p>1 x c minute mid-morning bulletin;</p> <p>1 x 15 minute early evening news.</p>  | <p>Mon-Fri:</p> <p>(Once per day unless stated otherwise.)</p> <p>1 x 5 minute breakfast bulletin;</p> <p>1 x 5 minute mid-morning bulletin;</p> <p>1 x 30 minute early evening news;</p> | <p><del>Mon-Fri:</del></p> <p><del>(Once per day unless stated otherwise.)</del></p> <p><del>1 x 5 minute breakfast bulletin;</del></p> <p><del>1 x 5 minute mid-morning bulletin;</del></p> <p><del>1 x 5 minute lunchtime bulletin;</del></p> |

|          |  |  |  |
|----------|--|--|--|
| Repeats: |  | 1 x 15 minute late evening news.   | <del>1 x 30 minute early evening news;</del><br><del>1 x 15 minute late evening news.</del><br><br>7 hours per week  |
|          | Mon-Fri:<br><br>7 x 5 minute bulletins per day;<br>4 x 15 minute bulletins per day<br><br>Sat-Sun:<br><br>4 x 50 minute early evening news and/or bulletins per weekend. | Mon-Fri:<br><br>7 x 5 minute bulletins per day;<br>4 x 30 minute bulletins per day<br><br>Sat-Sun:<br><br>10 x 30 minute early evening news bulletins per day. | <del>Mon-Fri:</del><br><br><del>7 x 5 minute bulletins per day;</del><br><del>4 x 30 minute bulletins per day</del><br><br><del>Sat-Sun:</del><br><br><del>10 x 30 minute early evening news bulletins per day.</del><br><br>Nil |

## Variation Request 7

### Guildford local TV licence variation request

#### Programming Commitments for That's TV – proposed

|  |   |                                   |                                   |
|--|---|-----------------------------------|-----------------------------------|
| Programming output   | <p>A general entertainment service which will:</p> <ul style="list-style-type: none"> <li>frequently reflect the interests and concerns of people living or working in the Licensed Area and have a strong emphasis on local news; <del>(inc. sub-genres such as features reflecting life in and around the locality, current affairs, weather</del> sport and information);</li> <li>provide a platform for <del>people to raise issues and concerns; local debate / discussion with weekly current affairs content;</del></li> <li>offer opportunities for members of the community to become involved in <del>and / or feature in content and as citizen contributors;</del></li> <li><del>include broadcasts from local events and duly</del> support the local voluntary and business sectors by covering local <del>events and / or</del> activities;</li> <li><del>frequently include youth / student content or features reflect the diversity of the community (including youth / students);</del></li> <li>include social action and frequently highlight social / community issues;</li> <li>include a mix of content which will sometimes include <del>coverage of matters of general interest such as</del> religion, arts and entertainment.</li> </ul> <p><del>The commitments in the tables to 'local' programming hours relate to programmes specific to the Licensed Area (produced in or relevant to the area). For the avoidance of doubt, these totals are not inclusive of 'shared' programmes (first made for other Licensed Areas).</del></p> <p>The service will normally schedule news at least five evenings per week.</p> |                                   |                                   |
| Hours of local programming per week                                | <u>Year 1</u>   | <u>Year 2</u>                     | <u>Year 3 onwards</u>             |
| First run:   | 15 hours per week   | <del>15</del> -7.5 hours per week | <del>15</del> -7.5 hours per week |
| Repeats:   | None  | None                              | None                              |
| Hours of local programming per week in peak-time (18.00-22.30)     | <u>Year 1</u>   | <u>Year 2</u>                     | <u>Year 3 onwards</u>             |
| First run:   | 10 hours per week   | <del>10</del> -5 hours per week   | <del>10</del> -5 hours per week   |
| Repeats:   | None  | None                              | None                              |
| Hours and scheduling of local news and current affairs programming | <u>Year 1</u>   | <u>Year 2</u>                     | <u>Year 3 onwards</u>             |

|                   |  |  |  |
|-------------------|--|--|--|
| <b>First run:</b> | 13.5 hours per week<br>(to include a<br>substantial<br>proportion in peak) | <del>13.5-7</del> hours per week<br><del>(to include a<br/>substantial proportion<br/>in peak)</del> | <del>13.5-7</del> hours per week<br><del>(to include a<br/>substantial proportion<br/>in peak)</del> |
| <b>Repeats:</b>   | None   | None   | None   |

## Variation Request 8

### Manchester local TV licence variation request

| Programming Commitments for That's TV – proposed                   |   |                      |                                      |
|--|---|----------------------|--------------------------------------|
| Programming output   | <ul style="list-style-type: none"> <li>The service will deliver news (inc. sub-genres such as sport, weather features, current affairs, information and views).</li> <li>It will be about Greater Manchester through the eyes of its people in all its richness and diversity.</li> </ul> <p>The service will:</p> <ul style="list-style-type: none"> <li>reflect the interests and concerns of persons living or working in and around the Licensed Area;</li> <li><del>involve people in making television as well as watching it;</del></li> <li>deliver entertainment / arts features;</li> <li>hold decision makers to account;</li> <li>offer opportunities to <del>job seekers, those wanting new skills, youth or those exploring looking under the surface of</del> a great cultural and energetic City location to express themselves;</li> <li><del>be created for and with</del> feature people from different walks of life;</li> <li><del>have a fluid format which will react to people and reflect their views and opinions;</del></li> <li><del>be diverse and challenging</del> reflect the diversity of people in the area (including ethnicity and different age groups);</li> <li><del>be substantially live and</del></li> <li>frequently be <del>energetic, interactive, engaging,</del> informative, <del>accessible</del> and community-focused.</li> </ul> <p>The service will normally schedule news at least 5 evenings per week and a news review at weekends.</p> |                      |                                      |
| Hours of local programming per day/week                            | <u>Year 1</u>   | <u>Year 2</u>        | <u>Year 3 onwards</u>                |
| First run:   | 52.5 hours per week   | 49 hours per week    | <del>49</del> 24.5 hours per week    |
| Repeats:   | 52.5 hours per week   | 35.25 hours per week | <del>35.25 hours per week</del> Nil  |
| Hours of local programming per day/week in peak-time (18.00-22.30) | <u>Year 1</u>   | <u>Year 2</u>        | <u>Year 3 onwards</u>                |
| First run:   | 17.5 hours per week   | 17.5 hours per week  | <del>17.5</del> 12.25 hours per week |
| Repeats:   | Nil   | Nil                  | Nil                                  |

| Hours and scheduling of local news and current affairs programming | <u>Year 1</u>   | <u>Year 2</u>   | <u>Year 3 onwards</u>   |
|--|---|---|---|
| First run:   | 31 hours per week (inc. 2 hours at weekends) of which 6 hours in evenings | 22.5 hours per week (inc. 2 hours at weekends) of which 6 hours in evenings | <del>22.5</del> 11.25 hours per week <del>(inc. 2 hours at weekends) of which 6 hours in evenings</del> |
| Repeats:   | 5.75 hours per week   | 14.25 hours per week  | <del>14.25 hours per week</del> Nil   |



## Variation Request 9

### Norwich local TV licence variation request

| Programming Commitments for That's TV – proposed                   |   |   |  |
|--|---|---|--|
| Programming output   | <p>The service will:</p> <ul style="list-style-type: none"> <li>frequently be informative, <del>local</del> and relevant to people living or working in the Licensed Area;</li> <li>include substantial local news <del>and current affairs</del> (inc. sub-genres such as <del>current affairs</del>, features <del>reflecting life in and around the area</del>, information and weather);</li> <li>appeal to the tastes and interests of a diverse local population;</li> <li><del>support the development of local creative talent;</del></li> <li><del>encourage viewers to raise issues and interact with programming</del> provide a platform for people to raise issues and concerns;</li> <li>highlight local businesses, and <del>include coverage of</del> <del>cover</del> many cultural and arts based events <del>and / or activities</del>; and</li> <li>engage with local communities by developing initiatives to cultivate relationships with <del>and cover the activities of</del> businesses, charities, community bodies, public sector organisations, academic institutions and <del>/ or</del> those representing sectors of local society.</li> <li>The service will normally include news bulletins at least 5 <del>days</del> <del>evenings</del> per week.</li> </ul> |   |  |
| Hours of local programming per week                                | <u>Year 1</u>   | <u>Year 2</u>   | <u>Year 3 onwards</u>                              |
| First run:   | 11 hours, 15 minutes per week   | 11 hours, 15 minutes per week, including 170 minutes per week of a local magazine programme | 7 hours per week                                   |
| Repeats:   | 3 hours per week  | 3 hours per week  | <del>5 hours per week</del><br>None                |
| Hours of local programming per week in peak-time (18.00-22.30)     | <u>Year 1</u>   | <u>Year 2</u>   | <u>Year 3 onwards</u>                              |
| First run:   | 10 hours per week   | 10 hours per week   | <del>7.5</del> 3.5 hours per week                  |
| Repeats:   | 3 hours per week  | 3 hours per week  | <del>4 hours per week</del><br>None                |
| Hours and scheduling of local news and current affairs programming | <u>Year 1</u>   | <u>Year 2</u>   | <u>Year 3 onwards</u>                              |
| First run:   | <p>Mon-Fri:</p> <p>6 x 15 minute live bulletins per day plus breaking news updates</p>  | <p>Mon-Fri:</p> <p>90 minutes of news and current affairs programming per day</p>           | <p><del>Mon-Fri:</del></p> <p>7 hours per week</p> |

|                 |   |   |   |
|-----------------|---|---|---|
|                 | <p>on an automated service.</p> <p>Mon-Sun:</p> <p>1 x 45 minute current affairs magazine programme per week.</p> | <p>plus breaking news updates on an automated service.</p> <p>Mon-Sun:</p> <p>30 minutes per week to focus on a current affairs issue</p> |   |
| <b>Repeats:</b> | <p>No news repeats.</p> <p>1 x repeat of 45 minute current affairs magazine programme.</p>                        | <p>Repeat of the 30 mins/week current affairs programme</p>   | <p><del>1 hour per week (inc. 0.5 hours at weekends)</del>—None</p> |

## Variation Request 10

### Nottingham local TV licence variation request

#### Programming Commitments for Notts TV – proposed

|  |  |                     |                                      |
|--|--|---------------------|--------------------------------------|
| Programming output   | <ul style="list-style-type: none"> <li>The service will <b>normally</b> be broadcast 7 days a week <del>(on DTT)</del>.</li> <li>The service will include content of <b>direct</b> relevance to people living, working and / or studying in <b>and around</b> the Licensed Area <b>frequently reflecting the diversity of the area</b>.</li> <li><del>• The service will cover both local news and a broad range of general programmes.</del></li> <li>The service will reach out to and involve <del>a network of</del> and / or feature local public, private and community organisations.</li> <li><del>• News bulletins and first run general programming will be an important focus of the programme schedule between 1700 and 2230 (that is not to say that news and general programming will not feature outside this time).</del></li> <li>News programming included in the service will <del>be journalism led and</del> have a broad agenda, covering <b>topics such as</b> politics, business, sport, consumer news, <del>the arts</del> culture and / or events, information and weather <del>and travel</del>.</li> <li>The Licensee will <del>provide a platform for people to raise issues and concerns</del> produce regular current affairs debate programmes.</li> <li>The service will provide general <b>interest features on occasions covering topics such as arts / entertainment, programming. This will include a regular arts programme and other coverage of music / theatre, sport, politics, business,</b> community activities, shopping, outdoor interests and history.</li> <li>The service will normally schedule news at least 5 evenings per week.</li> </ul> |                     |                                      |
| Hours of local programming per week                            | <u>Year 1</u>  | <u>Year 2</u>       | <u>Year 3 onwards</u>                |
| First run:   | 17.5 hours per week  | 20 hours per week   | <del>20-10</del> hours per week      |
| Repeats:   | 24.5 hours per week  | 85 hours per week   | <del>50 hours per week</del><br>None |
| Hours of local programming per week in peak-time (18.00-22.30) | <u>Year 1</u>  | <u>Year 2</u>       | <u>Year 3 onwards</u>                |
| First run:   | 14 hours per week  | 16.5 hours per week | <del>14-7</del> hours per week       |
| Repeats:   | 10.5 hours per week  | 8 hours per week    | <del>8 hours per week</del> None     |

| Hours and scheduling of local news and current affairs programming | <u>Year 1</u>                           | <u>Year 2</u>                           | <u>Year 3 onwards</u>                              |
|--|---|---|--|
|  | Mon-Fri:                                | Mon-Fri:                                | <del>Mon-Fri:</del>                                |
|  | 3 x 30 minute bulletins per day.        | 3 x 30 minute bulletins per day.        | <del>2 x 60 minute bulletins per day.</del>        |
| First run:   | Sat-Sun:                                | Sat-Sun:                                | <del>Sat-Sun:</del>                                |
|  | 3 x 15 minute bulletins per day.        | 3 x 15 minute bulletins per day.        | <del>1 x 15 minute bulletin per day.</del>         |
|  |   |   | 7 hours per week                                   |
| Repeats:   | Mon-Fri:                                | Mon-Fri:                                | <del>Mon-Fri:</del>                                |
|  | 1 x 30 minute evening bulletin per day. | 2 x 30 minute evening bulletin per day. | <del>1 x 60 minute evening bulletin per day.</del> |
|  | Sat-Sun:                                | Sat-Sun:                                | <del>Sat-Sun:</del>                                |
|  | 1 x 15 minutes per day.                 | 2 x 15 minutes per day                  | None   |

# Variation Request 11

## Oxford local TV licence variation request

### Programming Commitments for That's TV – proposed

|  |  |  |   |
|--|--|--|---|
| Programming output   | <p>The service will:</p> <ul style="list-style-type: none"> <li>reflect <del>life in the</del> interests and concerns of persons living / working in and around the Licensed Area with a strong emphasis on local news (to include sub-genres such as features, current affairs, sport, weather and information);</li> <li>provide a platform for people to raise issues and concerns <del>current affairs including local debate / discussion and champion local causes;</del></li> <li>offer opportunities for members of the community to become involved in and / or feature in content <del>the making of programming and engage with the local community through a network of trained citizen broadcasters developed in association with strategic partners;</del></li> <li><del>include broadcasts from key local events and</del> support the charity and business sectors of the community by covering their events and / or activities;</li> <li><del>include substantial locally produced and locally relevant news;</del></li> <li><del>frequently include non-news and</del> reflect the diversity of the community including youth / students <del>targeted programming.</del></li> </ul> <p>The service will normally schedule news at least 5 evenings per week.</p> |  |   |
| Hours of local programming per week                                | <u>Year 1</u>  | <u>Year 2</u>  | <u>Year 3 onwards</u>   |
| First run:   | 35 hours per week  | 35 hours per week  | <del>35</del> 17.5 hours per week   |
| Repeats:   | 16 hours per week  | 2.5 hours per week   | <del>2.5 hours per week</del> Nil   |
| Hours of local programming per week in peak-time (18.00-22.30)     | <u>Year 1</u>  | <u>Year 2</u>  | <u>Year 3 onwards</u>   |
| First run:   | 14 hours per week  | 14 hours per week  | <del>14</del> 8.75 hours per week   |
| Repeats:   | 2 hours per week   | Nil  | Nil   |
| Hours and scheduling of local news and current affairs programming | <u>Year 1</u>  | <u>Year 2</u>  | <u>Year 3 onwards</u>   |
| First run:   | 17.5 hours per week (inc. 2 hours at weekends) of which 5 hours per week in peak   | 17.5 hours per week (inc. 2 hours at weekends) of which 5 hours per week in peak | <del>17.5</del> 8.75 hours per week (inc. 2 hour at weekends) of which 5 hours per week in peak |
| Repeats:   | 2.5 hours per week   | 2.5 hours per week   | <del>2.5 hours per week</del> Nil   |

~~Addendum to annex to licence: This addendum forms part of the Annex to the licence.~~

~~The licensee is not permitted in peak time to schedule teleshopping windows defined as television broadcast direct offers (with a minimum uninterrupted duration of 15 minutes) for the supply of goods and services, including immovable property rights and obligations, in return for payment. For the avoidance of doubt, teleshopping windows also include direct offers, in return for payment, for gaming and betting (as defined in the Gambling Act 2005) and spread betting~~

## Variation Request 12

### Preston local TV licence Variation Request

| Programming Commitments for That's TV – proposed                   |  |  |  |
|--|--|--|--|
| Programming output   | <p>The service will:</p> <ul style="list-style-type: none"> <li>• deliver news (inc. sub-genres such as sport, weather features, current affairs, information and views);</li> <li>• reflect the interests and concerns of persons living / working in and around the Licensed Area;</li> <li>• give insights into the Licensed Area and what it has to offer;</li> <li>• involve local people, featuring them in content-making television;</li> <li>• include entertainment / arts features;</li> <li>• hold decision makers to account;</li> <li>• offer opportunities to job seekers, those wanting new skills, and youth;</li> <li>• be created with and for people from different walks of life;</li> <li>• have a fluid format which will react to people and reflect their views and opinions;</li> <li>• be diverse and challenging, providing reflect the diversity of the community (including youth / students) and provide opportunities for the audience to interact with the service raise issues and concerns;</li> <li>• frequently be energetic, interactive, engaging, informative, accessible and community-focused.</li> </ul> <p>The service will normally schedule news at least 5 evenings per week.</p> |  |  |
| Hours of local programming per day/week                            | <u>Year 1</u>  | <u>Year 2</u>  | <u>Year 3 onwards</u>  |
| First run:   | 35.5 hours per week  | 35.5 hours per week  | <del>35.5</del> 17.75 hours per week   |
| Repeats:   | 79.5 hours per week  | 48.75 hours per week   | <del>48.75 hours per week</del> Nil  |
| Hours of local programming per day/week in peak-time (18.00-22.30) | <u>Year 1</u>  | <u>Year 2</u>  | <u>Year 3 onwards</u>  |
| First run:   | 7 hours per week   | 7 hours per week   | 7 hours per week   |
| Repeats:   | 10 hours per week  | 7 hours per week   | <del>7 hours per week</del> Nil  |
| Hours and scheduling of local news and current affairs programming | <u>Year 1</u>  | <u>Year 2</u>  | <u>Year 3 onwards</u>  |
| First run:   | 22 hours per week<br>(inc. 2 hours at weekends) of which 7 hours in evenings   | 17.5 hours per week<br>(inc. 2 hours at weekends) of which 7 hours in evenings | <del>17.5</del> 8.75 hours per week<br>(inc. 2 hours at weekends) of which 7 hours in evenings |

|          |                    |                  |                                    |
|----------|--------------------|------------------|------------------------------------|
| Repeats: | 1.5 hours per week | 6 hours per week | <del>6 hours per week</del><br>Nil |
|----------|--------------------|------------------|------------------------------------|

~~This addendum forms part of the Annex to the Licence~~

~~The licensee is not permitted in peak time to schedule teleshopping (defined as television broadcast direct offers for the supply of goods and services, including immovable property rights and obligations, in return for payment). For the avoidance of doubt, teleshopping also includes direct offers, in return for payment, for gaming and betting (as defined in the Gambling Act 2005) and spread betting.~~



## Variation Request 13

### Reading local TV licence variation request

| Programming Commitments for That's TV – proposed               |  |                   |                                  |
|--|--|-------------------|----------------------------------|
| Programming output   | <p>A general entertainment service which will:</p> <ul style="list-style-type: none"> <li>frequently reflect the interests and concerns of people living or working in the Licensed Area and have a strong emphasis on local news; <del>(inc. sub-genres such as current affairs, features reflecting life in and around the locality, weather, sport and information);</del></li> <li>provide <del>substantial</del> weekly sports content during the football season including news <del>/ comment</del> on Reading FC;</li> <li>provide a platform for <del>people to raise issues and concerns-local debate / discussion with substantial weekly current affairs content;</del></li> <li>offer opportunities for members of the community to become involved in <del>and / or feature in content-and as citizen contributors;</del></li> <li><del>include broadcasts from local events and duly</del> support the local voluntary and business sectors by <del>promoting covering</del> local events and / or activities;</li> <li><del>frequently include youth / student targeted content or features</del> reflect the diversity of the community (including youth / students);</li> <li><del>broadcast an annual charity appeal and</del> frequently highlight social / community issues / charitable causes;</li> <li>target a broad audience with a mix of content which will sometimes include <del>coverage of matters of general interest such as</del> religion, arts and entertainment.</li> </ul> <p><del>The commitments in the tables to 'local' programming hours relate to programmes specific to the Licensed Area (produced in or relevant to the area). For the avoidance of doubt, these totals are not inclusive of 'shared' programmes (first made for other Licensed Areas).</del></p> <p>The service will normally schedule news at least 5 evenings per week.</p> |                   |                                  |
| Hours of local programming per week                            | <u>Year 1</u>  | <u>Year 2</u>     | <u>Year 3 onwards</u>            |
| First run:   | 15 hours per week  | 15 hours per week | <del>15</del> 7.5 hours per week |
| Repeats:   | None   | None              | None                             |
| Hours of local programming per week in peak-time (18.00-22.30) | <u>Year 1</u>  | <u>Year 2</u>     | <u>Year 3 onwards</u>            |
| First run:   | 10 hours per week  | 10 hours per week | <del>10</del> 5 hours per week   |

|   |   |   |   |
|---|---|---|---|
| <b>Repeats:</b>   | None  | None  | None  |
| <b>Hours and scheduling of local news and current affairs programming</b> | <u><b>Year 1</b></u>  | <u><b>Year 2</b></u>  | <u><b>Year 3 onwards</b></u>  |
| <b>First run:</b>   | 13.5 hours per week<br>(including local news-led magazine weekday evenings) | 13.5 hours per week<br>(including local news-led magazine weekday evenings) | <del>13.5-7</del> hours per week<br><del>(including local news-led magazine weekday evenings)</del> |
| <b>Repeats:</b>   | None  | None  | None  |

## Variation Request 14

### Salisbury local TV licence variation request

| Programming Commitments for That's TV – proposed                   |  |                                   |   |
|--|--|-----------------------------------|---|
| Programming output   | <p>A general entertainment service that will:</p> <ul style="list-style-type: none"> <li>Frequently reflect the interests and concerns of people living or working in the Licensed Area and have a strong emphasis on local news, <del>(inc. sub-genres such as current affairs, features reflecting life in and around the locality, weather, sport and information);</del></li> <li>Provide a platform for people to raise issues and concerns <del>local debate / discussion with weekly current affairs content;</del></li> <li>Offer opportunities for members of the community to become involved <del>or feature in content and as citizen contributors;</del></li> <li><del>Include broadcasts from local events and duly support</del> Support the local voluntary and business sectors by covering local events / activities;</li> <li><del>Frequently include youth / student content or features</del> Reflect the diversity of the community (including youth / students);</li> <li><del>Include social action and frequently</del> Frequently highlight social / community issues / charitable causes;</li> <li>Include a mix of content which will sometimes include <del>coverage of matters of general interest such as</del> religion, arts and entertainment.</li> </ul> <p><del>The Commitments in the tables to 'local' programming hours relate to programmes specific to the Licensed Area (produced in or relevant to the area). For the avoidance of doubt, these totals are not inclusive of 'shared' programmes (first made for other Licensed Areas).</del></p> <p>The service will normally schedule news at least 5 evenings per week.</p> |                                   |   |
| Hours of local programming per week                                | <u>Year 1</u>  | <u>Year 2</u>                     | <u>Year 3 onwards</u>                                     |
| First run:   | 14 hours per week  | 14 hours per week                 | <del>14</del> 7 hours per week                            |
| Repeats:   | None   | None                              | None  |
| Hours of local programming per week in peak-time (18.00-22.30)     | <u>Year 1</u>  | <u>Year 2</u>                     | <u>Year 3 onwards</u>                                     |
| First run:   | 10 hours per week  | 10 hours per week                 | <del>10</del> 5 hours per week                            |
| Repeats:   | None   | None                              | None  |
| Hours and scheduling of local news and current affairs programming | <u>Year 1</u>  | <u>Year 2</u>                     | <u>Year 3 onwards</u>                                     |
| First run:   | 13.5 hours per week (to include a  | 13.5 hours per week (to include a | <del>13.5</del> 7 hours per week <del>(to include a</del> |

|                 |                                    |                                    |  |
|-----------------|------------------------------------|------------------------------------|--|
|                 | substantial proportion<br>in peak) | substantial proportion<br>in peak) | <del>substantial<br/>proportion in peak)</del> |
| <b>Repeats:</b> | None                               | None                               | None   |

## Variation Request 15

### Scarborough local TV licence variation request

| Programming Commitments for That's TV – proposed                   |  |  |  |
|--|--|--|--|
| Programming output   | <p>The service will be a general entertainment television service which will:</p> <ul style="list-style-type: none"> <li>frequently reflect the interests and concerns of people living or working in the Licensed Area;</li> <li>have a strong emphasis on local news <del>and</del> (inc. sub-genres such as weather, information and features reflecting life in and around the locality);</li> <li>provide a platform for people to raise issues and concerns <del>local debate / discussion</del>;</li> <li>encourage members of the community to be involved <del>or</del> feature in content;</li> <li>duly support the local voluntary sector by covering local activities; and</li> <li>include coverage of arts and entertainment.</li> </ul> <p>The service will normally schedule news at least 5 evenings per week.</p> |  |  |
| Hours of local programming per week                                | <u>Year 1</u>  | <u>Year 2</u>                              | <u>Year 3 onwards</u>                      |
| First run:   | 5 hours per week   | 7 hours per week                           | 7 hours per week                           |
| Repeats:   | 55 hours per week  | <del>53 hours per week</del><br>Nil        | <del>53 hours per week</del><br>Nil        |
| Hours of local programming per week in peak-time (18.00-22.30)     | <u>Year 1</u>  | <u>Year 2</u>                              | <u>Year 3 onwards</u>                      |
| First run:   | 5 hours per week   | <del>7</del> 3.5 hours per week            | <del>7</del> 3.5 hours per week            |
| Repeats:   | 16 hours per week  | <del>14 hours per week</del><br>Nil        | <del>14 hours per week</del><br>Nil        |
| Hours and scheduling of local news and current affairs programming | <u>Year 1</u>  | <u>Year 2</u>                              | <u>Year 3 onwards</u>                      |
| First run:   | Total: 2.5 hours per week  | <del>Total: 5-7</del> hours per week       | <del>Total: 5-7</del> hours per week       |
| Repeats:   | Total: 8hrs 45mins per week  | <del>Total: 13 hours per week</del><br>Nil | <del>Total: 13 hours per week</del><br>Nil |

# Variation Request 16

## Southampton local TV licence variation request

| Programming Commitments for That's TV – proposed               |   |   |   |
|--|---|---|---|
| Programming output   | <p>The service will include:</p> <ul style="list-style-type: none"> <li>dedicated local news provision for <del>persons living or working in and around the Licensed Area (inc. sub-genres such as sport, weather, information, current affairs and features) each of Southampton, Portsmouth and the Isle of Wight;</del></li> <li><del>substantial weekly current affairs</del> content that reflects the diversity of the community (including youth / students);</li> <li>strong elements of consumer affairs <del>with consumer issues normally covered weekly;</del></li> <li>substantial <del>weekly</del> coverage of the local voluntary sector;</li> <li>programming featuring local sport in the Licensed Area;</li> <li><del>a showcase for local student content or features;</del></li> <li>programming featuring local people / places and reflecting local interests and concerns;</li> <li>What's On content and general coverage of the arts; and</li> <li><del>Documentary / factual specials, and a mix of content which will</del> sometimes include matters of general interest such as lifestyle / advice content.</li> </ul> <p>The service will normally schedule news at least 5 evenings per week.</p> |   |   |
| Hours of local programming per week                            | <u>Year 1</u>   | <u>Year 2</u>   | <u>Year 3 onwards</u>   |
| First run:   | 51 hours per week   | 35 hours per week   | <del>35-17.5</del> hours per week   |
| Repeats:   | 57 hours maximum per week   | Nil   | Nil   |
| Hours of local programming per week in peak-time (18.00-22.30) | <u>Year 1</u>   | <u>Year 2</u>   | <u>Year 3 onwards</u>   |
| First run:   | 18 hours per week   | 14 hours per week   | <del>14-8.75</del> hours per week   |
| Repeats:   | 10.5 hours maximum per week   | Nil   | Nil   |
| Hours of local news and current affairs programming            | <u>Year 1</u>   | <u>Year 2</u>   | <u>Year 3 onwards</u>   |
| First run:   | 20 hours per week (inc. 2 hours at weekends) of which at least 5 hours in peak  | 20 hours per week (inc. 2 hours at weekends) of which at least 5 hours per week in peak | <del>20-10</del> hours per week (inc. 2 hours at weekends) of which at least 5 hours per week in peak |
|  | 6 hours per week  | Nil   | Nil   |

|          |  |  |  |
|----------|--|--|--|
| Repeats: |  |  |  |
|----------|--|--|--|

**Addendum to annex to licence: This addendum forms part of the Annex to the licence.**

The licensee is not permitted in peak time to schedule teleshopping windows defined as television broadcast direct offers (with a minimum uninterrupted duration of 15 minutes) for the supply of goods and services, including immovable property rights and obligations, in return for payment. For the avoidance of doubt, teleshopping windows also include direct offers, in return for payment, for gaming and betting (as defined in the Gambling Act 2005) and spread betting

## Variation Request 17

### Swansea local TV licence variation request

| Programming Commitments for That's TV – proposed                   |  |  |  |
|--|--|--|--|
| Programming output   | The service will: <ul style="list-style-type: none"> <li>frequently reflect the interests and concerns of people living or working in the Licensed Area;</li> <li>include substantial local news and sports news (inc. sub-genres such as <del>weather, current affairs</del> information and features <del>reflecting life in and around the locality</del>);</li> <li><del>provide a platform for people to raise issues and concerns</del><del>include current affairs</del>;</li> <li>duly support the local voluntary sector by covering local activities; <del>and</del></li> <li>include a mix of content which will sometimes include matters of general interest such as history, arts and entertainment-; <del>and</del></li> <li>normally include news bulletins at least 5 <del>days-evenings</del> per week.</li> </ul> |  |  |
| Hours of local programming per day/week                            | <u>Year 1</u>  | <u>Year 2</u>  | <u>Year 3 onwards</u>  |
| First run:   | 17.5 hours   | 17.5 hours per week  | <del>17.5-8.75</del> hours per week  |
| Repeats:   | 32 hours   | 32 hours per week  | <del>32 hours per week</del> -None   |
| Hours of local programming per day/week in peak-time (18.00-22.30) | <u>Year 1</u>  | <u>Year 2</u>  | <u>Year 3 onwards</u>  |
| First run:   | 10 hours   | 10 hours per week  | <del>10-5</del> hours per week   |
| Repeats:   | 12.5 hours   | 17.5 hours per week  | <del>17.5 hours per week</del><br>None   |
| Hours and scheduling of local news and current affairs programming | <u>Year 1</u>  | <u>Year 2</u>  | <u>Year 3 onwards</u>  |
| First run:   | <b>Monday to Friday:</b><br><br>Morning show based around 5x15 minute rolling bulletins with weather and traffic news between -total 2 hours   | <b>Monday to Friday:</b><br><br>16hrs 15 mins hrs per week of which 5 hours in evenings. | <b><del>Monday to Friday:</del></b><br><br><del>16hrs 15 mins hrs per week of which 5 hours in evenings.</del> |



**Header**

|          |   |      |                     |
|----------|---|------|---------------------|
|          | Lunchtime - 15 mins<br>bulletin<br><br>Evening News - 1 hour<br><br>Total 16hrs 15 mins per<br>week (3 hours 15<br>minutes a day) |      | 8.25 hours per week |
| Repeats: | None  | None | None                |