

**Title:**

Mr

**Forename:**

Simon

**Surname:**

Cleal

**Representing:**

Self

**Organisation (if applicable):**

**Email:**

**What do you want Ofcom to keep confidential?:**

Keep nothing confidential

**If you want part of your response kept confidential, which parts?:**

**Ofcom may publish a response summary:**

Yes

**I confirm that I have read the declaration:**

Yes

**Ofcom should only publish this response after the consultation has ended:**

You may publish my response on receipt

**Additional comments:**

**Question 1: Do you agree that copy management would broaden the range of HD content available on DTT and help secure its long term viability as a platform? :**

No. It unnecessarily complicates License Payers (LP) legitimate use of legally obtained and broadcast content. By adding a further data overhead that will, possibly, congest and slow content transmission, reception and display the viewers? experience/enjoyment could be spoilt rather than improved. It could well mean that HD will be ignored in favour of SD. This

would undermine long term viability and threaten income streams rather than, possibly, improving them.

**Question 2: Do you agree that the BBC's proposed multiplex licence amendment represents the most appropriate means for securing an effective content management system on HD DTT? :**

No. Thus far the BBC have had no CMS why is it needed now?!

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

No. There would be more development resource available for an open source solution.

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

No. This will only annoy LP's. Pirates will still make their money!

**Question 5: Do you agree that the BBC's proposed approach for implementing content management would safeguard citizens and consumers legitimate use of HD content, and if not, what additional guarantees would be appropriate? :**

No. Why should there be any bar on any legitimately 'purchased content' (through license monies) being 'digested' on any output device and at any time desired by the LP? Guarantees are unnecessary.

**Question 6: Do you agree that the BBC's proposed choice of content management technologies will have only a negligible impact on the cost of HD DTT receivers and their interoperability with other HD consumer equipment? .. :**

No. I believe that embodying this, proprietary, modification can only make hardware for the UK market more expensive and limit the market for British produced goods. If allowed it is likely to stifle invention and creativity as only that which 5C consortium says will be done! Alas interoperability and integrating diverse systems is never easy! What happen where content has been legitimately purchased and yet cannot be displayed through ?enforced? system incompatibility. Who, if anyone, will investigate and pay when these mismatches occur? The content provider, LP or duped hardware producers? I very much doubt it will be 5C even though they'll be raking in huge license fees!

I've also been unable to find any evidence to support the BBC's view on this.

**Question 7: Do stakeholders agree that the BBC's proposed Huffman Code licensing arrangements would have a negligible effect on the market for HD DTT receivers? :**

No.

**Question 8: Do the BBC's proposed content management states and their permitted use for different categories of HD content meet the requirements of other HD broadcasters on DTT? . :**

I'm not a broadcaster so I don't know.

**Question 9: Are there any issues that you consider Ofcom should take into account in assessing the BBC's proposal, that have not been addressed by this consultation?:**

Yes. Ofcom should ensure that license payers' views and rights are protected. Also Ofcom should not abrogate their responsibilities by allowing 5C, or anyone else, to control the British television system and deciding what and how we can watch it. Admittedly, at first, this 'control' sounds like a good idea but on further investigation it should be rejected by Ofcom just as the Americans have done.

Some more cynical amongst us might think that this could eventually lead us further along the path to a dystopian Big Brother society - whether Endemollian or Orwellian in nature where surveillance and control of what we watch are seen as good! WAR is 'not' PEACE!