

**Title:**

Mr

**Forename:**

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**Representing:**

Self

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

Keep nothing confidential

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

**Ofcom may publish a response summary:**

Yes

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

Yes

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

You may publish my response on receipt

**Additional comments:**

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

Yes it might but only if its use is tightly restricted to recently originated content (perhaps made in the ten years prior to broadcast) that is not originated by the BBC (as origination by

the BBC is licensepayer funded) and that wherever possible such copy management restricted HD content should be made freely available in SD or for download within the existing viewing time limit based DRM controls applied. If copy management is generally applied without strong restrictions then the free availability of content generally will be reduced.

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

No I do not agree. The proposed BBC approach is likely to develop into the application of copy protection to all program information by gradual extension as HD becomes the norm and could eventually be followed by all other providers for all programming .... with a consequent reduction in access. The BBC should be required to follow an item by item approach to DRM that restricts its use to content where copy protection can be properly justified.

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

No - the proposed amendment is much too broad and is potentially restrictive on the market for access devices to a "BBC approved" set of suppliers. It also excludes users of such devices as Personal Computer extension cards

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

Absolutely not - DRM should be applied in specific and justifiable cases to individual pieces of content and not as a general requirement. In particular some programming which is of a public service nature should be required to be completely free of all restrictions for instance news programmes.

**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 the approach suggested is far too restrictive. An appropriate solution would be to make downloading of viewing time limited copies freely available to all UK residents (subject to charges or required advertising content for commercially provided content)

**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 this will severely restrict the initial market which will raise costs for equipment, it will force some early adopters of alternative solutions to incur additional expense, and it is likely

to reduce the range of TV viewing solutions with particular impact on Media Centre users. An international standards based solution should be adopted - not a broadcaster specific one.

**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 it will severely impact the market where consumers are already extremely confused by the amount of change arising from the move to digital.

**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? . :**

It will encourage a raft of broadcaster specific solutions with fragmentation of the market

**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?:**

Ofcom should require the BBC to ensure that a fully open approach is taken to ensure that the broadest possible range of content that has been paid for by the license payers is made freely available on all media including Internet, Satellite and Terrestrial Digital transmission methods.