Draft Order laid before Parliament under section 54(4) of the Broadcasting Act 1996 for approval by resolution of each House of Parliament.

DRAFT STATUTORY INSTRUMENTS

2006 No. 0000

COMMUNICATIONS

The Radio Multiplex Services (Required Percentage of Digital Capacity) Order 2006

Made - - - -

Coming into force - -

This Order is made by the Secretary of State in exercise of powers conferred by section 54(3)(**1**) of the Broadcasting Act 1996(**2**).

In accordance with that provision, the Secretary of State has consulted OFCOM.

In accordance with section 54(4) of the Broadcasting Act 1996, a draft of this Order has been approved by a resolution of each House of Parliament.

Accordingly, the Secretary of State now makes the following Order:

Citation, commencement and extent

1.—(1) This Order may be cited as the Radio Multiplex Services (Required Percentage of Digital Capacity) Order 2006 and shall come into force on the day after the day on which it is made.

(2) This Order does not extend to the Isle of Man.(**3**)

Modification of the required percentage

2. In section 54(2A) of the Broadcasting Act 1996 (minimum percentage of the digital capacity on the frequency or frequencies on which a radio multiplex service is broadcast which OFCOM may specify as that which must be used, or left available for use, for the broadcasting of digital sound

(**1**) Section 54 of the Broadcasting Act 1996 was amended by section 259 of, and paragraph 113 of Part 2 of Schedule 15 to, the Communications Act 2003 (c. 21). That Act also made other amendments to that section that are not relevant to this Order.

(**2**) 1996 c.55.

(**3**) Section 54 of the Broadcasting Act 1996 extends to the Isle of Man by virtue of article 2(b) of SI 2003/3193 (subject to a modification in Schedule 1 to that instrument that is not relevant to this Order), and the amendments to that section made by section 259 of, and paragraph 113 of Part 2 of Schedule 15 to, the Communications Act 2003 extend there by virtue of article 6(1) of SI 2003/3198. Section 54(1) has effect as if any order made under section 54(3) which is for the time being in force in the United Kingdom had extended to the Bailiwick of Jersey and the Bailiwick of Guernsey: see paragraph 2 of Schedule 1 to SI 2003/3203 and paragraph 2 of Schedule 1 to SI 2003/3192, respectively.