



TV LICENCE PAYMENT (AMENDMENT) ORDER 2019

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Statutory Document No. 2019/0092



Social Security Act 2000

TV LICENCE PAYMENT (AMENDMENT) ORDER 2019

Approved by Tynwald: 20th March 2019
Coming into Operation in accordance with article 2

The Treasury makes the following Order under section 1A of the Social Security Act 2000.

1 Title

This Order is the TV Licence Payment (Amendment) Order 2019.

2 Commencement

This Order comes into operation on the day after it is approved by Tynwald¹.

3 Amendment of the TV Licence Payment Order 2016

The TV Licence Payment Order 2016² is amended as follows.

4 Article 6 amended

- (1) Article 6³ (entitlement to a General Form TV licence payment) is amended as follows.
- (2) In paragraph (1) omit “or (4)”.
- (3) Omit paragraph (4).
- (4) In paragraph (5) for “, 11 and” substitute **6** and **2**.

5 Article 11 omitted

Omit article 11 (the continuing entitlement condition).

¹ Under section 2(1) of the Social Security Act 2000 an order under section 1A(1) of that Act shall be laid before Tynwald as soon as may be after it is made and, unless it is approved by Tynwald at the sitting at which it is laid or the next following sitting, it shall cease to have effect, but without prejudice to anything previously done under it or to the making of a new order.

² SD 2016/0320.

³ Article 6 was amended by SD 2017/0121 and SD 2018/0078.

6 Article 13 amended

In article 13⁴ (rate of General Form TV licence payment – general) omit “But this is subject to article 14.”.

7 Article 14 omitted

Omit article 14⁵ (rate of General Form TV licence payment if TV licence period begins before P or P’s partner attains age 75 and ends after P or P’s partner attains age 75).

8 Article 16 amended

- (1) Article 16⁶ (time for claiming) is amended as follows.
- (2) In paragraph (2) for “paragraphs (4) and (6)” substitute **¶¶** paragraph (6) **¶¶**.
- (3) In paragraph (3) for “paragraphs (5) and (6)” substitute **¶¶** paragraph (6) **¶¶**.
- (4) Omit paragraphs (4) and (5).
- (5) In paragraph (6) for “to (5)” substitute **¶¶** and (3) **¶¶**.

9 Article 29A inserted

After article 29 (TV licence payment to be inalienable) insert —

¶¶ 29A Information

The Schedule (disclosure of information by the Treasury to the BBC) has effect. **¶¶**.

10 Schedule inserted

At the end insert the text in the Schedule (Schedule to the TV Licence Payment Order 2016 inserted).

⁴ Article 13 was amended by SD 2017/0121.

⁵ Article 14 was amended by SD 2017/0121.

⁶ Article 16 was substituted by SD 2017/0121.

MADE 14/02/2019

A L CANNAN
Minister for the Treasury

SCHEDULE

[Article 10]

SCHEDULE TO THE TV LICENCE PAYMENT ORDER 2016 INSERTED

SCHEDULE

[Article 29A]

DISCLOSURE OF INFORMATION BY THE TREASURY TO THE BBC

1 Disclosure of relevant information by the Treasury to the BBC for the BBC to meet its agreed obligations etc.

- (1) Despite any other restriction on the disclosure of information imposed by any enactment or otherwise, the Treasury may disclose to the BBC or its agents any relevant information about —
- (a) a person (P) who has attained the age of 75 years; and
 - (b) if P has a partner, P's partner,
- for the purpose specified in sub-paragraph (2).
- (2) The purpose is for facilitating the BBC to meet its obligations under the Agreement and for the BBC to carry out any other function under the Agreement.
- (3) Information obtained pursuant to sub-paragraph (1)—
- (a) must not be disclosed to any person other than an employee of the BBC or its agents; and
 - (b) may be disclosed only for the purpose specified in sub-paragraph (2).
- (4) In sub-paragraph (1) “**relevant information**” means (as the case may be)—
- (a) P's or P's partner's title;
 - (b) P's or P's partner's full name;
 - (c) P's or P's partner's full postal address (including postcode); or
 - (d) P's or P's partner's date of birth.

2 Interpretation

In this Schedule—

“**the Agreement**” means the Agreement made on 4 May 2018 between the Treasury and the BBC (“the parties”), the purpose of which is, in particular, to set out the responsibilities of the parties and

ensure prudent management by the parties of the transfer of funds, and any subsequent agreement made between the parties amending or replacing that agreement which has the same or a similar purpose; and

“**the BBC**” means the British Broadcasting Corporation. .

*EXPLANATORY NOTE**(This note is not part of the Order)*

This Order amends the TV Licence Payment Order 2016 in a number of respects —

- It provides that a person who has reached state pension age but not age 75 (or whose partner has done so) will no longer be able to qualify for a TV licence payment by satisfying the continuing entitlement condition.
- It omits provision for a special rate of General Form TV licence payment to be payable where the licence period begins before a person (or that person's partner) reaches age 75 and ends after that person (or that person's partner) reaches age 75.
- It inserts new provision enabling the Treasury to provide the BBC and its agents with relevant information about a person over age 75 (and any partner that person has) to facilitate the BBC to meet its obligations and carry out its functions under the Agreement made between the Treasury and the BBC on 4 May 2018 relating to concessionary TV licences for persons over age 75.