



Communications Act 2003

2003 CHAPTER 21

PART 4

LICENSING OF TV RECEPTION

[^{F1}365A TV licence fee concessions by reference to age

- (1) For the purposes of section 365(1A) the BBC may determine that a concession in specified terms is to apply.
- (2) Any concession under this section must include a requirement that the person to whom the TV licence is issued, or another person, is of or above a specified age, which must be 65 or higher, at or before the end of the month in which the licence is issued.
- (3) A determination under this section—
 - (a) may in particular provide for a concession to apply, subject to subsection (2), in circumstances where a concession has ceased to have effect by virtue of section 365(5A), but
 - (b) may not provide for a concession to apply in the same circumstances as a concession within section 365(5B).
- (4) A determination under this section may include provision for the means by which an entitlement to a concession must be established.
- (5) A determination under this section—
 - (a) may make different provision for different cases (including different provision in respect of different areas);
 - (b) may include transitional provision.
- (6) A determination under this section—
 - (a) must be in writing;
 - (b) must be published in whatever way the BBC considers appropriate.
- (7) The BBC—
 - (a) may vary a determination by a further determination under this section;

Changes to legislation: Communications Act 2003, Section 365A is up to date with all changes known to be in force on or before 07 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

- (b) may determine that a concession is to cease to apply (and accordingly revoke a determination under this section).
- (8) Before making, varying or revoking a determination the BBC must consult any persons it considers appropriate.]

Textual Amendments

- F1** S. 365A inserted (1.6.2020) by [Digital Economy Act 2017 \(c. 30\)](#), **ss. 89(7), 118(3)** (as amended by [S.I. 2020/530](#), art. 2)

Modifications etc. (not altering text)

- C1** S. 365A amendment by 2017 c. 30, s. 89 extended to Isle of Man (1.6.2020) by [The Communications \(Isle of Man\) Order 2020 \(S.I. 2020/149\)](#), arts. 1(3), **3**
- C2** S. 365A(8) amendment by 2017 c. 30, s. 89(7) extended to Guernsey (with modifications) (coming into force in accordance with art. 1(3) of the amending S.I.) by [The Communications \(Bailiwick of Guernsey\) Order 2020 \(S.I. 2020/274\)](#), **art. 3**

Changes to legislation:

Communications Act 2003, Section 365A is up to date with all changes known to be in force on or before 07 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

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Changes and effects yet to be applied to :

- specified provision(s) amendment to earlier commencing SI 2003/1900, art. 3(2) by [S.I. 2003/3142 art. 1\(3\)](#)
- specified provision(s) amendment to earlier commencing SI 2003/3142 by [S.I. 2004/1492 art. 2](#)
- specified provision(s) amendment to earlier commencing SI 2003/3142 by [S.I. 2004/697 art. 2](#)
- specified provision(s) amendment to earlier commencing SI 2003/3142 art. 4 Sch. 2 by [S.I. 2004/545 art. 2](#)

Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 124Q(7)(a) words substituted by [2013 c. 22 Sch. 9 para. 52](#)
- s. 148A and cross-heading inserted by [2022 c. 46 s. 73\(2\)](#)
- s. 368E(5)(d)(e) inserted by [2017 c. 30 s. 94\(3\)](#)
- s. 402(2A)(za)(zb) inserted by [2022 c. 46 Sch. para. 2](#)
- Sch. 3A para. 21(6) inserted by [2022 c. 46 Sch. para. 3\(5\)\(b\)](#)
- Sch. 3A para. 37(3)(aza) inserted by [2022 c. 46 Sch. para. 3\(9\)](#)
- Sch. 3A para. 84(1)(aza) inserted by [2022 c. 46 Sch. para. 3\(10\)](#)
- Sch. 3A para. 103(1)(ca) inserted by [2022 c. 46 s. 70](#)
- Sch. 3A para. 119A inserted by [2022 c. 46 s. 72](#)
- Sch. 3A Pt. 4ZA inserted by [2022 c. 46 s. 67\(1\)](#)