

**Method for allocating listings in Sky's EPG:
Supplementary methodology on transferring EPG listings and simulcast programming**

1. Introduction

This document supplements Sky's Method for allocating listings in Sky's EPG ("Listing Methodology").

2. Transferring an existing EPG listing

The Sky EPG allows for different channels to be listed at the same EPG number in different regions. Under the current Listing Methodology, an existing broadcaster may transfer its contractual right to have a service listed in the EPG to a third party, subject to the requirements set out in the Listing Methodology and in the relevant EPG Services Agreement. Sky recognises that an existing broadcaster may wish to transfer its contractual right to have a service listed in the EPG to a third party only in respect of a listing in a given region(s). Following such transfer, the existing broadcaster's channel would continue to be listed only in the EPG in the regions which were not subject to the transfer; the third party broadcaster's channel (in respect of which that broadcaster must hold its own, separate broadcast licence) would only be listed in the EPG in the region(s) which were subject to the transfer.

The same principle could be applied to transfer of the right to be listed in the EPG versions available to particular types of viewers (e.g. those in residential or commercial premises).

Sky will not unreasonably withhold its consent to a proposed "partial" transfer of an EPG listing as described above. However, Sky will only provide its consent to such transfer provided that:

- (i) the requirements set out at Section 3.2 of the Listing Methodology have been met; and
- (ii) Sky is satisfied that such transfer will have minimal impact on set top box memory/capacity constraints.

Partial transfers of this type will be carried out in a strictly controlled manner to minimise their impact. Sky will cease permitting transfers of the nature described in this section 2 if it considers that they pose an issue for set top box memory or other capacity constraints.

The existing broadcaster and the third party broadcaster would each need to acquire conditional access (regionalisation) services from Sky in order to enable such arrangements. Sky would generally expect that, following the transfer, the two channels will be listed in the same EPG genre and will share an EPG channel number. However, where a "public service channel" (as defined in section 10 of the Listing Methodology) which has acquired its channel number by virtue of being a public service channel enters into a partial transfer of its EPG listing with a broadcaster of a channel which is not a public service channel, Sky shall be entitled to move the non-public service channel to the bottom of the relevant genre or sub-genre in the regions in which it is listed.

3. Treatment of simulcast programming

Section 5.2 of the Listing Methodology defines "programming which is simulcast" as meaning programming appearing on two or more services at the same time, or which appears on a second service within 59 minutes of appearing on the first service, whether those services are broadcast by the same or different broadcasters.

From the date of this Supplementary Methodology, “programming which is simulcast” shall mean programming appearing on two or more services at the same time, or programming which appears on a second service within 15 minutes of appearing on the first service, whether those services are broadcast by the same or different broadcasters.

Sky

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