Statement of Operational Separation

Introduction

In accordance with K (} u [• š Œ] v P v • ‰ Œ š] } v o • ‰ Œ š] } v Œ ‹ µ] Œ u v š this document updates the previous Statement of Operational Separation published in July 2023, and sets out the arrangements the BBC implemented to } u ‰ o Ç Á] š Z K (} u [• } ‰ Œ š] } v o • ‰ Œ š] } v Œ ‹ µ] Œ u v š ~ ^ K (} u [• operational s ‰ Œ š] } v Œ ‹ µ] Œ during the 2023/24 financial year.

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The [• u • µ Œ • U } v š Œ } o • v ‰ Œ } • • • Á Œ] u ‰ o u v š v } ‰ Œ 2023/24, ensuring } u ‰ o] v Á] š Z K (} u [• } ‰ Œ š] } v o . There were no } v Œ ‹ µ] Œ u reported areas of non-compliance during this period.

Examples of ensuring and improving effective implementation and operation by the BBC during 2023/24 included:

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A.2 The BBC must have in place appropriate measures, controls and processes to ensure that its Commercial Subsidiaries and Joint Ventures do not have access to information about the Pu ^ Œ À] [• • š Œ š P Ç U ‰ Œ] } Œ] š] • v š] À] š] • š Z š] • v } š

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a)]v(}Œu š]}v šZ š]• v •• ŒÇ š} v•µŒ šZ š šZ }u Mission and Public Purposes;

b) information that is necessary for the fulfilment of any contract; or

c) information, that if shared, does not carry any risk that Commercial Subsidiaries or

Other BBC Group activity	Some separation required t the UK Public Services, commercial subsidiaries and other Group functions are all accountable to the BBC Board. It is appropriate for some information relating to all entities to be shared between parties.

Areas of Risk

Information sharing

There is a risk that information from the UK Public Services, which is not appropriate to be shared with the commercial subsidiaries, may be accessed by or shared with employees of the commercial subsidiaries, providing the commercial subsidiaries with an unfair competitive advantage.

In order to manage this risk, the BBC has put in place and published an Information Sharing Protocol. It sets out:

a) principles to guide decisions around sharing information;
b) specific types of information that can be shared between the UK Public Services, trading activities and non-service activities, and the commercial subsidiaries;
c) specific types of information that cannot be shared; and
d) what should happen in the event that it is determined that information cannot be shared.

This protocol was established following the publication } (K (} u [• µ ‰ š š Œ] v P v • ‰ O requirements, and was approved by the BBC Board in March 2019. The protocol is owned by the BBC

System	Use	BBC Studios Production access	External producer access	Justification
BBC Musicbox	Tool for accessing, clearing and downloading music	To identify music for BBC commissioned programmes, run clearances for any TV use, and then download. 12 month access	As per Studios Production, except with 6-month access	All users require initial PS approval and re-approval on expiry (if access is still needed). Longer access for Studios Production on the basis that they require more continuous access than external producers
C3PO	For recording business with third party distributors	Small pool of users in genre funding teams to track investment relating to ^ š µ] } • [existing BBC PS IP where Studios has current ongoing investment	None	No unfair competitive advantage, as the small number nBT]TJE.64

System	Use	BBC Studios Production access	External producer access	Justification
				teams; for operational efficiency

Each BBC system has its own Terms of Use, which sets out the terms under which users agree to access the system, and restricting their use of any data or other (e.g. archive) material on the system. In addition, where we do not have the technology to restrict access, relevant staff are asked to sign non-disclosure agreements. This is the case for BBC Studios staff in its distribution division who may be able to see information on transactions agreed with the UK Public Services.

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Departments that include television commissioning activity, i.e. Content (which includes Drama, Comedy, Entertainment, Factual U v Z] o programming), Sport, Current Affairs, and Nations and Regions, are responsible for communicating K (} u trading and separation

describes the range of flexible working options the BBC may be able to offer employees (regarding how long, where and when an employee works

a) at a high level,