

BROADCASTING ACT
(Cap. 72:04)

BROADCASTING (FEES) REGULATIONS, 2005
(Published on 28th October, 2005)

ARRANGEMENT OF REGULATIONS

REGULATION

1. Citation
2. Interpretation
3. Fees payable by broadcasters

IN EXERCISE of the powers conferred on the Minister of Communications, Science and Technology by section 23 of the Broadcasting Act, as read with section 12 (3) (a), the following Regulations are hereby made —

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| Citation | 1. These Regulations may be cited as the Broadcasting (Fees) Regulations, 2005. |
| Interpretation | 2. In these Regulations, unless the context otherwise requires —
“foreign public broadcasting service” means a foreign broadcasting service provided by any statutory body which is funded either wholly or partly through State revenues;
“industry development fee” means a fee imposed on a foreign broadcaster to help to finance training and research into the broadcasting industry’s market needs and to help to stimulate and promote local production; and
“net turnover” means the total amounts invoiced to customers or clients of any kind or otherwise, accrued to a broadcasting licensee, in respect of any activity, directly or indirectly related to the licensed broadcasting service, including marketing, sponsorship and merchandising income, sales, indirect taxes and such amounts as are generally allowed in the broadcasting industry as discounts for sale of advertising and agency fees, which shall be payable to the National Broadcasting Board quarterly and in arrears; |
| Fees payable by broadcasters | 3. The broadcasters specified in the first column of Part I of the Schedule shall, on the application for the grant of a licence to broadcast or re-broadcast, pay to the National Broadcasting Board, the fees set out in the second column of Part I of the Schedule in regard to the respective matters contained therein; and the broadcasters specified in the first column of Part II of the Schedule, shall, in addition, on the grant of a licence, pay annually, on the 1st of April of each year, to the National Broadcasting Board, the fees set out in the second column of Part II of the Schedule. |

SCHEDULE

BROADCASTING FEES

(regulation 3)

Part I

<i>First Column Broadcaster</i>	<i>Second Column Fee</i>
1. Private Television Broadcaster	Application fee P5 000 Tender fee P2 000
2. Private Radio Broadcaster	Application fee P5 000 Tender fee P2 000
3. Public Television Broadcaster (Commercial)	Application fee P5 000
4. Public Television Broadcaster	Application fee P5 000
5. Public Radio Broadcaster (Commercial)	Application fee P5 000
6. Public Radio Broadcaster	Application fee P5 000
7. Community Radio Broadcaster	Application fee P1 000
8. Foreign Public Broadcasting Service	Application fee P5 000 Tender fee P2 000

Part II

<i>First Column Broadcaster</i>	<i>Second Column Fee</i>
1. Private Television Broadcaster	Broadcasting service fee 1% of annual net turnover
2. Private Radio Broadcaster	Broadcasting service fee 1% of annual net turnover Radio licence fee P1 000
3. Public Television Broadcaster (Commercial)	Broadcasting service fee 1% of annual net turnover
4. Public Radio Broadcaster (Commercial)	Broadcasting service fee 1% of annual net turnover Radio licence fee P1 000
5. Public Radio Broadcaster	Radio licence fee P1 000
6. Community Radio Broadcaster	Broadcasting service fee P1 000
7. Foreign Public Broadcasting Service	Radio licence fee P1 000 Industry development fee P14 300 000

MADE this 11th day of October, 2005.

PELONOMI VENSON,
*Minister for Communications,
Science and Technology.*