

**THE INDEPENDENT BROADCASTING AUTHORITY ACT 2000**

Regulations made by the Authority under section 38(2) of the Independent Broadcasting Authority Act 2000

1. These regulations may be cited as the Independent Broadcasting Authority (Amendment of Schedule) Regulations 2002.
2. In these regulations-  
  
“Act” means the Independent Broadcasting Authority Act 2000.
3. The First Schedule to the Act is repealed and replaced by the Schedule to these Regulations.
4. These regulations shall come into operation on 1 April 2002.

Made by the Authority on 8 February 2002 and approved by the Minister on 18<sup>th</sup> February 2002.

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**SCHEDULE**

*(regulation 3)*

**FIRST SCHEDULE**

*(section 2)*

**LICENCES**

## **Part I**

# **Radio Broadcasting Licences**

### **1. Public Radio Medium Wave Broadcasting Licence**

To establish and operate a radio broadcasting service in the medium wave frequency band on those frequencies allocated to the Corporation and in terms of the Mauritius Broadcasting Corporation Act.

### **2. Public Radio FM Broadcasting Licence**

To establish and operate a radio broadcasting service in the VHF FM band on those frequencies allocated to the Corporation and in terms of the Mauritius Broadcasting Corporation Act.

### **3. Private Commercial Free to Air Medium Wave Radio Broadcasting Licence**

To establish and operate a private commercial free to air radio broadcasting service in the medium wave frequency band on those frequencies allocated to the licensee.

### **4. Private Commercial Free to Air FM Radio Broadcasting Licence**

To establish and operate a private commercial free to air broadcasting service in the VHF FM band on those frequencies allocated to the licensee.

### **5. Community Free to Air Radio Broadcasting Licence**

To establish and operate a community free to air radio broadcasting service in either the medium wave or VHF FM band on the frequency or frequencies allocated to the licensee.

### **6. Narrowcasting Radio Licence**

To establish and operate a private radio broadcasting service whose reception is limited to-

- (a) a specific audience in a precise location;
- (b) specific events held over a limited period of time;
- (c) programme of limited appeal

## **Part II**

### **Terrestrial Television Broadcasting Licences**

#### **1. Public Television Broadcasting Licence**

To establish and operate a private television broadcasting service in the VHF/UHF Television frequency band on those frequencies allocated to the Corporation and in terms of the Mauritius Broadcasting Corporation Act.

#### **2. Private Commercial Television Broadcasting Licence**

To establish and operate a private television broadcasting service in the VHF/UHF television frequency band on those frequencies allocated to the licensee.

## **Part III**

### **Subscription Television Broadcasting Licences**

#### **1. Subscription Television Rebroadcasting Licence**

To establish and operate subscription television rebroadcasting services whereby television signals received from satellites via large receive-only dish antennas are retransmitted for direct reception by the general public upon payment of a monthly subscription fee.

#### **2. Subscription Television Direct to Home Satellite Broadcasting Providers Licence**

To provide television services to the public whereby television signals are transmitted by satellites for direct reception by the general public via receive-only dish antennas and decoders managed by the services provider upon payment of a monthly subscription fee.

#### **3. Subscription Cable Television Broadcasting Provider Licence**

To provide television services to the public via a cable network to which the general public is connected upon payment of a monthly subscription fee.

## **Part IV**

### **Other Licences**

#### **1. Community Television Free to Air Broadcasting Licence**

To establish and operate a community free to air television service in the VHF/UHF Television band on those frequencies allocated to the licensee

#### **2. Narrowcasting Television Licence**

To establish and operate a private narrowcasting television service whose reception is limited to-

- (a) a specific viewership in a precise location;
- (b) specific events held over a limited period of time;
- (c) programme of limited appeal

## Government Notice No. 39 of 2002

### THE INDEPENDENT BROADCASTING AUTHORITY ACT 2000

Regulations made by the Authority under section 38(3) (a) of the Independent Broadcasting Authority Act 2000

1. These regulations may be cited as the Independent Broadcasting Authority (Licence Fees) Regulations 2002.

2. In these regulations-

“Act” means the Independent Broadcasting Authority Act 2000;

“licence fee” means –

- (a) in the case of a licence specified in the first column of Sub-Part A of Part I, and in Parts II and III and Sub-Part A of Part IV, of the Schedule, the corresponding annual fee specified in the second column of the Schedule;
- (b) in the case of a licence specified in the first column of Sub- Part B of Part I, and Sub-Part B of Part IV, of the Schedule, the corresponding fee specified in the second column of the Schedule;

“Schedule” means the Schedule to these regulations.

3. Subject to the other provisions of these regulations, a licensee shall pay, in respect of a licence specified in the first column of the Schedule, the corresponding licence fee specified in the second column of that Schedule.

4. (1) The licence fee shall be paid for the first time on or before the date of issue of the licence and thereafter, in the case of a fee payable annually, not later than 15 days before such anniversary thereof.

(2) Where the licence fee is not paid-

(a) within the 15 days specified in subsection (1), a surcharge of 10 percent of the licence fee payable shall, in addition to the licence fee, be payable;

(b) before the expiry of a period of 90 days from the date of its anniversary, the licence may be revoked, by the Authority.

5. Where a person who holds a licence similar to that specified in Part III of the Schedule to these regulations and issued under the Telecommunications Act 1998, and in respect of which an annual fee has been paid under the Telecommunication (Licence Fees) Regulations 1998, that person shall be entitled to have the licence fee payable under these regulations reduced by such proportion of that annual fee as corresponds to the unexpired part to the period covered by the annual fee.

6. These regulations shall come into operation on 1 April 2002.

Made by the Authority on 8 February, 2002 and approved by the Minister on 18<sup>th</sup> February, 2002.

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## **SCHEDULE**

*(regulation 3)*

### **LICENCES**

#### **Part I**

##### **Sub-Part A**

#### **Radio Broadcasting Licences**

|   | Licence fee |
|---|-------------|
|   | Rs          |
| 1. Public Radio Medium Wave Broadcasting Licence                      | 250,000     |
| 2. Public Radio FM Broadcasting Licence                               | 400,000     |
| 3. Private Commercial Free to Air Medium Wave<br>Broadcasting Licence | 250,000     |
| 4. Private Commercial Free to Air FM<br>Broadcasting Licence          | 400,000     |
| 5. Community Free to Air Radio Broadcasting Licence                   | 5,000       |

## **Sub-Part B**

### **Narrowcasting Radio Licence**

- |     |   |       |
|-----|---|-------|
| (a) | for commercial broadcast per day/event/meeting<br>(per broadcast) | 5,000 |
| (b) | for social or cultural broadcast per day/event/meeting            | 2,500 |

## **Part II**

### **Terrestrial Television Broadcasting Licences**

- |    |   |           |
|----|---|-----------|
| 1. | Public Television Broadcasting Licence  | 2,000,000 |
| 2. | Private Commercial Broadcasting Licence | 2,000,000 |

## **Part III**

### **Subscription Television Broadcasting Licences**

- |    |  |           |
|----|--|-----------|
| 1. | Subscription Television Rebroadcasting Licence   | 1,000,000 |
| 2. | Subscription Television Direct to Home Satellite<br>Broadcasting Services Provider Licence | 1,000,000 |
| 3. | Subscription Cable Television Broadcasting<br>Services Provider Licence                    | 1,000,000 |

## **Part IV**

### **Other Licences**

#### **Sub-Part A**

|   |        |
|---|--------|
| Community Television Free to Air Broadcasting Licence | 10,000 |
|---|--------|

#### **Sub-Part B**

##### **Narrowcasting Television Licence**

- |     |  |        |
|-----|--|--------|
| (a) | for commercial broadcasts per day/event/meeting        | 20,000 |
| (b) | for social or cultural broadcast per day/event/meeting | 10,000 |