

No. S 2

**BROADCASTING ACT
(CHAPTER 180)**

BROADCASTING (TVRO SYSTEM) REGULATIONS, 2000

In exercise of the power conferred by section 58 of the Broadcasting Act, the Minister responsible for broadcasting matters, with the approval of His Majesty the Sultan and Yang Di-Pertuan, hereby makes the following Regulations —

Citation and commencement.

1. These Regulations may be cited as the Broadcasting (TVRO System) Regulations, 2000 and shall be deemed to have commenced on the 1st. March, 1999.

Interpretation.

2. In these Regulations, unless the context otherwise requires —

"broadcasting television receiver" means any apparatus used for the visual and aural reception in monochrome or colour of any broadcasting service (but does not include any TVRO system);

"licence" means a licence to install, import, offer for sale, sell or have in possession with a view to sale, operate or have on any premises a TVRO system on or by which broadcasting services are received;

"telecommunication" has the same meaning as in the Telecommunications Act (Chapter 54);

"TVRO system" means any apparatus (including dish antenna) or any combination of apparatus capable of direct reception of any broadcast matter emitted from or passing through any communication or broadcast satellite in extra-terrestrial space.

Application for licence.

- (1) Every application by a person for a licence shall be made in writing or in such manner as the Minister may specify.

- (2) In the case of an application for a licence to install, operate or have on any premises a TVRO system, the applicant shall specify the premises in which the applicant intends to install or operate the TVRO system and furnish such other information as the Minister may require.

(3) In the case of an application for a licence to import, offer for sale, sell or have in possession with a view to sale a TVRO system, the applicant shall specify the amount and specification of the TVRO system to be imported, offered for sale or sold or in his possession with a view to sale and furnish such other information as the Minister may require.

Fees.

4. (1) The fees for a licence shall be as specified in the Second Schedule.

(2) The Minister may waive, wholly or partly, either generally or in any particular case, the payment of any fees specified in the Second Schedule.

Period of licence.

5. A licence shall, unless earlier revoked, be valid for a period of 12 months from the first day of the month in which the licence is issued.

Replacement of licence.

6. (1) If the Minister is satisfied that any licence issued by him has been lost, destroyed or defaced, the Minister may, subject to sub-regulation (2), on payment of a fee of \$2, issue a duplicate licence in place thereof.

(2) No duplicate licence shall be issued under this regulation in place of a defaced licence unless the defaced licence is surrendered to the Minister for cancellation.

Licence non-transferable.

7. A licensee shall not transfer, assign or dispose of his licence.

Revocation of licence.

8. The Minister may, by notice in writing, revoke a licence on the ground of failure by the licensee to comply with any of the provisions of the Act or these Regulations or with any conditions of the licence.

Conditions of licence.

9. (1) Every licence shall be subject to the following conditions —

(a) the licensee shall not install, operate or have a TVRO system on any premises except on the premises specified in the licence;

- (b) the TVRO system in respect of which the licence is issued shall not be operated for the purpose of telecommunication or transmitting broadcast matter;
- (c) the licence shall, in accordance with any written law, obtain such permits, licences or other authorisation from other public authorities as may be necessary for or in connection with the lawful installation or operation of the TVRO system.

(2) Without prejudice to sub-regulation (1), the Minister may impose such additional conditions as he thinks fit.

Operating a TVRO system.

10. (1) No TVRO system shall be operated in a manner which interferes or may interfere with the efficient or convenient working or maintenance of any telephone, telegraph or power line which existed at the time of installation of such TVRO system.

(2) No licensee shall work any TVRO system in such manner as knowingly to cause interference or disturbance to reception by any other broadcasting apparatus licensed under the Act, the Telecommunications Act (Chapter 54) or any regulations made thereunder.

(3) No licensee shall intercept any signal, sign, writing, image, sound or intelligence of any nature transmitted which is not intended for reception by the general public.

International telecommunications agreements.

11. A licensee shall, in the installation or operation of a TVRO system, observe the provisions of the International Telecommunications Convention and any bilateral or multilateral telecommunication agreements in force and the regulations pertaining to the operation of TVRO systems that are made under that Convention and agreements.

Modifications to TVRO systems etc.

12. (1) A licensee of a TVRO system shall not —

- (a) modify or alter any apparatus constituting the TVRO system; or
- (b) change the location of that TVRO system, except with the approval of the Minister.

(2) If there is any change in the number of broadcast television receivers in his possession connected to a TVRO system or a change in the location of any such broadcast television receiver, the licensee of that TVRO system shall forthwith inform the Minister in writing of such change.

Non-operation of TVRO system.

13. When a licensee ceases to operate the TVRO system in respect of which his licence is issued, he shall not sell, offer for sale or otherwise dispose of the TVRO system or any part thereof except with the approval of the Minister.

BRUNEI DARUSSALAM GOVERNMENT GAZETTE

FIRST SCHEDULE

LESEN PENJUAL ALAT PENYIARAN
Dikeluarkan menurut bab 23 dari Akta Penyiaran

BROADCASTING APPARATUS SELLER'S LICENCE
Issued in accordance with section 23 of the Broadcasting Act

Nombor Lesen <i>(Licence Number):</i>	Tarikh Dikeluarkan <i>(Date of Issue):</i>	Tarikh Mansuh <i>(Expiry Date):</i>
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Lesen ini dikeluarkan kepada /This Licence is issued to:

Alamat Persuratan /Correspondence Address):	Alamat Perniagaan /Business Address):
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- * Lesen ini tidak boleh dipindah milik
- * *This Licence is non-transferable*

Bayaran Lesen <i>(Licence Fee):</i>	Bil. Resit <i>(Receipt No.):</i>	Tarikh <i>(Date):</i>
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bp. Menteri yang bertanggungjawab bagi perkara-perkara penyiaran.
for the Minister responsible for broadcasting matters.

LESENINI TIDAK SAH TANPA BUKTI PEMBAYARAN PADA MUKA SURAT INI
THIS LICENCE IS INVALID WITHOUT PROOF OF PAYMENT ON THIS PAGE

10th. JANUARY, 2001

KEBENARAN MENGIMPORT ALAT-ALAT PENYIARAN
Dikeluarkan menurut bab 23 dari Akta Penyiaran

IMPORT PERMIT FOR BROADCASTING APPARATUS
Issued in accordance with section 23 of the Broadcasting Act

Kebenaran ini dikeluarkan kepada <i>(This Permit is issued to):</i>	Tarikh Dikeluarkan <i>(Date of Issue):</i>	Tarikh Mansuh <i>(Expiry Date):</i>
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* Kebenaran ini tidak boleh dipindah milik dan hanya sah bagi satu pengimportan sahaja
(This Permit is not-transferable and only valid for a single import)

Alamat Persuratan /Correspondence Address):		
Alamat Penyimpanan Alat Penyiaran Yang Diimport <i>(Storage Address for Imported Broadcasting Apparatus):</i>		
Keterangan Jumlah & Spesifikasi Alat Penyiaran Yang Hendak Diimport <i>(Details of Amount & Specification of Broadcasting Apparatus to be Imported):</i>		
Rujukan Kebenaran <i>(Permit Reference):</i>	Bil. Resit <i>(Receipt No.):</i>	Tarikh <i>(Date):</i>

bp. Menteri yang bertanggungjawab bagi perkara-perkara penyiaran.
for the Minister responsible for broadcasting matters.

LESEN INI TIDAK SAH TANPA BUKTI PEMBAYARAN PADA MUKA SURAT INI
THIS LICENCE IS INVALID WITHOUT PROOF OF PAYMENT ON THIS PAGE

BRUNEI DARUSSALAM GOVERNMENT GAZETTE

LESEN PENGENDALIAN ALAT PENYIARAN
Dikeluarkan menurut bab 23 dari Akta Penyiaran

OPERATION OF BROADCASTING APPARATUS LICENCE
Issued in accordance with section 23 of the Broadcasting Act

Nombor Lesen <i>(Licence Number):</i>	Tarikh Dikeluarkan <i>(Date of Issue):</i>	Tarikh Mansuh <i>(Expiry Date):</i>
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Lesen ini dikeluarkan kepada *(This Licence is issued to):*

Alamat Persuratan <i>(Correspondence Address):</i>	Alamat Pemasangan <i>(Installation Address):</i>
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- * Lesen ini tidak boleh dipindah milik
- * *This Licence is non-transferable*

Bayaran Lesen <i>(Licence Fee):</i>	Bil. Resit <i>(Receipt No.):</i>	Tarikh <i>(Date):</i>
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bp. Menteri yang bertanggungjawab bagi perkara-perkara penyiaran.
for the Minister responsible for broadcasting matters.

LESEN INI TIDAK SAH TANPA BUKTI PEMBAYARAN PADA MUKA SURAT INI
THIS LICENCE IS INVALID WITHOUT PROOF OF PAYMENT ON THIS PAGE

SECOND SCHEDULE

The fees payable under regulation 4 are as follows —

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|---|----------------------|
| (i) for the installation, operation or having on any premises a TVRO system for private viewing | \$360.00 per annum |
| (ii) for the installation, operation or having on any business or commercial premises [including restaurants, eating-houses and coffee-shops] a TVRO system | \$500.00 per annum |
| (iii) for the installation, operation or having in any hotels, service apartments or other commercial lodgings of a similar nature a TVRO system | \$1,200.00 per annum |
| (iv) for the sale of a TVRO system | \$1,500.00 per annum |

Made this 16th. day of Ramadan, 1421 Hijriah corresponding to the 13th. day of December, 2000.

PEHIN ORANG KAYA LAILA SETIA BAKTI DIRAJA DATO LAILA UTAMA
HAJI AWANG ISA BIN PEHIN DATU PERDANA MANTERI
DATO LAILA UTAMA HAJI IBRAHIM
Minister responsible for broadcasting matters,
Prime Minister's Office,
Brunei Darussalam.