



Broadcasting (Hours of Local Content) Declaration No. 1 of 2007

as amended

made under paragraph 43C (3) (c) of the

Broadcasting Services Act 1992

This compilation was prepared on 18 September 2007
taking into account amendments up to *Broadcasting (Hours of Local Content)
Declaration No. 1 of 2007 (Amendment No. 1 of 2007)*

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1 Name of Declaration [see Note 1]

This Declaration is the *Broadcasting (Hours of Local Content) Declaration No. 1 of 2007*.

2 Commencement [see Note 1]

This Declaration commences on the day after it is registered on the Federal Register of Legislative Instruments.

3 Definitions

In this Declaration:

ACMA means Australian Communications and Media Authority

racing service licence means a regional commercial radio broadcasting licence used to provide a broadcasting service that has the characteristics set out in subitems 3 (1), 3 (2) and 3 (3):

- (1) At least 60% of the content of the broadcasting service on a day (except Christmas Day or Good Friday) is:
 - (a) descriptions of any combination of horse races, harness races and greyhound races; and
 - (b) the provision of information directly related to horse racing, harness racing or greyhound racing (including selections, scratchings, betting information and track conditions); and
 - (c) material (such as music, news reports, weather reports, announcements and advertisements) that is:
 - (i) incidental to the provision of the content mentioned in paragraphs (a) and (b); and
 - (ii) provided only during periods between particular races on that day; and
 - (iii) provided to the minimum extent practicable between particular races; and
 - (iv) provided for a total of not more than 15 minutes in each hour of the day.

Note For subparagraph (2) (c) (iv), the hours to be used are the hours starting at midnight, 1 am, 2 am, and so on.

- (2) A significant proportion of the content of the broadcasting service to which subsection (1) does not apply is:
 - (a) relevant to horse racing, harness racing or greyhound racing; or
 - (b) of interest mainly to persons involved in horse racing, harness racing or greyhound racing;provided throughout the period to which subsection (1) does not apply.

(3) The broadcasting service is promoted, in the content of the broadcasting service:

- (a) as a service of interest mainly to persons involved in horse racing, harness racing or greyhound racing; or
- (b) using the words 'racing radio service'.

regional commercial radio broadcasting licence has the meaning given by subsection 43C (8) of the *Broadcasting Services Act 1992*.

remote area service licence means a regional commercial radio broadcasting licence that has one of the following licence areas:

- (a) Remote Commercial Radio Service Central Zone RA1;
- (b) Remote Commercial Radio Service North East Zone RA1; or
- (c) Remote Commercial Radio Service Western Zone RA1.

section 40 licence means a regional commercial radio broadcasting licence allocated by ACMA pursuant to section 40 of the *Broadcasting Services Act 1992*

small licence means a regional commercial radio broadcasting licence located in a licence area in which the total population of the licence area is fewer than 30,000 people, according to the most recent determination made by ACMA under section 30 of the *Broadcasting Services Act 1992*.

4 **Applicable number**

For a licence that is a remote area service licence or a racing service licence, the applicable number is 5 minutes.

For a licence that is a section 40 licence or small licence, the applicable number is 30 minutes.

For any other regional commercial radio licence, the applicable number is 3 hours.

Notes to the *Broadcasting (Hours of Local Content) Declaration No. 1 of 2007*

Note 1

The *Broadcasting (Hours of Local Content) Declaration No. 1 of 2007* (in force under paragraph 43C (3) (c) of the *Broadcasting Services Act 1992*) as shown in this compilation is amended as indicated in the Tables below.

Table of Instruments

Title	Date of FRLI registration	Date of commencement	Application, saving or transitional provisions
<i>Broadcasting (Hours of Local Content) Declaration No. 1 of 2007</i>	13 Sept 2007 (see F2007L03668)	14 Sept 2007	
<i>Broadcasting (Hours of Local Content) Declaration No. 1 of 2007 (Amendment No. 1 of 2007)</i>	17 Sept 2007 (see F2007L03725)	18 Sept 2007	—

Table of Amendments

Table of Amendments

ad. = added or inserted am. = amended rep. = repealed rs. = repealed and substituted

Provision affected	How affected
S. 3.....	am. 2007 No. 1
S. 4.....	rs. 2007 No. 1
