

Notice of draft target reduction order for Foxtel Cable Television Pty Ltd (Application 145)

On 30 March 2022, Foxtel Cable Television Pty Ltd (ACN 069 008 797) (**the Applicant**) applied to the Australian Communications and Media Authority (**ACMA**) for a target reduction order under paragraph 130ZY(1)(b) of the *Broadcasting Services Act 1992* (**the BSA**) in relation to the subscription television General Entertainment Category C service, Aurora Channel (**the Service**), for the financial year from 1 July 2022 to 30 June 2023 (**the Specified Eligible Period**), reducing the annual captioning target from 65% to 25% for that year.

This notice sets out the draft target reduction order for the Service (**the Target Reduction Order**) and invites persons to make submissions about the Target Reduction Order to the ACMA within 30 days after this notice is published, that is by 5 June 2023, in accordance with subsection 130ZY(6) of the BSA.

The Applicant is a subscription television licensee. The Service is one of 98 subscription television services that are provided by the Applicant. The Service screens Australian content created by emerging and independent producers. The Service provides a national platform for programming produced by a wide variety of interest groups, from religious services to not-for-profit organisations.

The Service is a pass-through channel. It is obtained wholly under licence from the channel provider which acquires and compiles the channel and then delivers it to the Applicant. The Applicant provides no input into the content of the channel.

The Service is offered as part of the Applicant's 'Foxtel Plus' Bundle. Subscribers are not able to subscribe solely to the Service.

Summary of reasons – unjustifiable hardship

The ACMA's preliminary assessment of the application is that a refusal to make the Target Reduction Order would impose an unjustifiable hardship on the Applicant for the reasons explained in the Preliminary Statement of Reasons for Application.

To view the draft Target Reduction Order, please refer to the document titled 'STV-TRO-00145_Draft-Target-Reduction-Order_Publication'.

All submissions received up to and including 5 June 2023 will be considered in making the ACMA's final decision. Submissions received after this date will not be considered.

Publication of submissions

The ACMA's policy about the publication of submissions is available on [the ACMA website](#).

In general, the ACMA publishes all submissions on its website, including any personal information contained in the submission (such as names and contact details of submitters) except where a submitter has claimed (and the ACMA has accepted) that information is confidential. Confidential information will not be published or otherwise released unless required or authorised by law.

Please note that the ACMA does not formally acknowledge the receipt of submissions.

Please forward submissions, quoting Application Number 145, either by email or by post to:

Email: captioning@acma.gov.au

Post:

Submissions to Order Applications
Diversity, Localism and Accessibility Section
Australian Communications and Media Authority

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