

## FORMAL WARNING

### under section 205XA of the *Broadcasting Services Act 1992*

**To:** Dimensional Fund Advisors LP (Corporation number 914666)

**Attention:** [REDACTED]  
[REDACTED]

I, Jenny Allen, an authorised infringement notice officer of the Australian Communications and Media Authority (ACMA) appointed under section 205ZE of the *Broadcasting Services Act 1992* (the BSA), having reasonable grounds to believe that Dimensional Fund Advisors LP, has contravened subsection 74F(1) of the BSA, being a designated infringement notice provision;

**HEREBY** gives Dimensional Fund Advisors LP a formal warning under section 205XA of the BSA for contraventions of subsection 74F(1) of the BSA, and warns Dimensional Fund Advisors LP that I, or another authorised infringement notice officer, may be entitled to give Dimensional Fund Advisors LP an infringement notice relating to the contraventions, or similar contraventions.

#### **Obligations under subsection 74F(1) of the BSA**

Subsection 74F(1) of the BSA states that:

If a person who was not a foreign stakeholder in a particular Australian media company becomes a foreign stakeholder in the company at a particular time, the person must, within 30 days after that time, notify the ACMA in writing of:

- (a) the person's name; and
- (b) the circumstances that resulted in the person becoming a foreign stakeholder in the company; and
- (c) the person's company interests in the company; and
- (d) the method used to determine those company interests; and
- (e) the reason why the person is a foreign person; and
- (f) the designated information relating to the person; and
- (g) such other information (if any) relating to the person as is specified under subsection (2)

Subsection 74F(6) of the BSA provides that a person is not required to notify information under subsection 74F(1) of the BSA if the information might tend to incriminate the person or expose the person to a penalty.

Subsection 74F(4) provides that a person commits a separate contravention in respect of each day during which the contravention continues.

Subsection 74F(5) of the BSA provides that subsection 74F(1) of the BSA is a designated infringement notice provision.

Section 205XA of the BSA provides that an authorised infringement notice officer may issue a formal warning if the officer has reasonable grounds to believe that a person has contravened a designated infringement notice provision.

### **Details of the contravention**

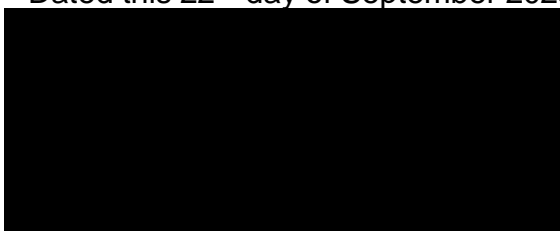
I have satisfied myself, as an authorised infringement notice officer of the ACMA that Dimensional Fund Advisors LP became a foreign stakeholder in the following Australian media companies on 31 October 2022:

- Channel 7 (Adelaide) Pty Ltd
- Channel 7 (Brisbane) Pty Ltd
- Channel 7 (Melbourne) Pty Ltd
- Channel 7 (Perth) Pty Ltd
- Channel 7 Queensland Pty Ltd
- Channel 7 (Sydney) Pty Ltd
- Geraldton Telecasters Pty Ltd
- Golden West Network Pty Ltd
- Golden West Satellite Communications Pty Ltd
- Mid-Western Television Pty Ltd
- Prime Television (Northern) Pty Ltd
- Prime Television (Southern) Pty Ltd
- Prime Television (Victoria) Pty Ltd
- Hocking & Co Pty Ltd
- West Australian Newspapers Limited

and did not notify the ACMA in writing of the matters specified in subsection 74F(1) of the BSA within 30 days after that time. Therefore, as Dimensional Fund Advisors LP did not notify the ACMA until 29 July 2023, I have a reasonable grounds to believe that it contravened subsection 74F(1) of the BSA from 1 December 2022 to 28 July 2023.

Dimensional Fund Advisors LP has submitted to the ACMA that it failed to notify the ACMA in accordance with subsection 74F(1) of the BSA because it was not aware that a notification with respect to the Australian media companies listed above was due, and that upon becoming aware of its non-compliance, it had promptly made the necessary notification.

Dated this 22<sup>nd</sup> day of September 2023.



**Jenny Allen**

**Authorised infringement notice officer under section 205ZE of the BSA**