



AUSTRALIAN COMMUNICATIONS AND MEDIA AUTHORITY

Broadcasting Services (Applications for Renewal of Licence Under Section 46(2) of the Broadcasting Services Act 1992) Notice – 7 April 2022

In accordance with sub-section 46(2) of the *Broadcasting Services Act 1992* (the Act), the Australian Communications and Media Authority (ACMA) hereby notifies that the companies listed below have lodged applications for the renewal of the following broadcasting service licences:

| Commercial Broadcasting Licensees | SL No | Service Area | State |
|---------------------------------------|---------|--------------------------|-------|
| Spencer Gulf Telecasters Pty Limited | 1150798 | SPENCER GULF TV1 | SA |
| Broken Hill Television Ltd | 1150797 | MILDURA/SUNRAYSIA TV1 | VIC |
| Darwin Digital Television Pty Limited | 1130013 | DARWIN TV1 | NT |
| Southern State Broadcasters Pty Ltd | 4190 | ADELAIDE RA1 | SA |

The ACMA is required to renew these licences unless it decides that an applicant is no longer a suitable licensee. A company is a suitable licensee if the ACMA does not decide that sub-section 41(2) of the Act applies to the company.

The ACMA may decide that 41(2) of the Act applies to a licensee if it is satisfied that allowing the licensee to provide or continue to provide a commercial broadcasting service under a licence would lead to a significant risk of: (a) an offence against the Act or the regulations being committed; (b) or a breach of the conditions of the licence occurring.

In deciding whether the sub-section applies, the ACMA is required by sub-section 41(3) of the Act, to take into account: (a) the business record of the company; and (b) the company's record in situations requiring trust and candour; and (c) the business record of the chief executive and each director and secretary of the applicant; and (d) the record in situations requiring trust and candour of each such person; and (e) whether the company, or a person referred to in paragraph (c) or (d), has been convicted of an offence against this Act or the regulations.

The Act does not require the ACMA to hold an investigation or a hearing into whether a commercial licence (sub-section 47(3)) should be renewed.