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AUSTRALIAN COMMUNICATIONS AND MEDIA AUTHORITY

***Broadcasting Services (Applications for Renewal of Licence under Subsection 46(2) of the Broadcasting Services Act 1992) Notice – 3 April 2024***

In accordance with subsection 46(2) of the *Broadcasting Services Act 1992* (the Act), the Australian Communications and Media Authority (ACMA) gives notice that the companies listed below have lodged applications for the renewal of the following commercial broadcasting service licences:

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| **Commercial Broadcasting Licensees** | **SL No** | **Service Area** | **State** |
| Radio 3BO Pty Limited | 10367 | BENDIGO RA1 | VIC |
| Bundaberg Broadcasters Pty Ltd | 4169 | BUNDABERG RA1 | QLD |
| Prime Radio (Mackay-AM) Pty Limited | 4181 | MACKAY RA1 | QLD |
| Radio Central Victoria Pty Ltd | 10098 | MILDURA RA1 | VIC |
| Commonwealth Broadcasting Corporation Pty Ltd | 4103 | SYDNEY RA1 | NSW |
| Prime Radio (Cairns-AM) Pty Limited | 4170 | CAIRNS RA1 | QLD |

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 has not decided that subsection 41(2) of the Act applies to the company.

The ACMA may decide that subsection 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:

* an offence against the Act or the regulations being committed;
* a breach of a civil penalty provision occurring; or
* a breach of the conditions of the licence occurring.

In deciding whether subsection 41(2) of the Act applies, the ACMA is required by subsection 41(3) to take into account: (a) the business record of the company; (b) the company's record in situations requiring trust and candour; (c) the business record of each person who is, or would be, if a licence were allocated to the applicant, in a position to control the licence; (d) the record in situations requiring trust and candour of each such person; (e) whether the company, or a person referred to in paragraph (c) or (d), has been convicted of an offence against the Act or the regulations; and (f) whether a civil penalty order has been made against the company or a person referred to in paragraph (c) or (d).

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