COMMONWEALTH OF AUSTRALIA

# Broadcasting Services Act 1992

## Broadcasting Services (Digital-Only Local Market Areas for the Remote and Regional WA TV1 and Western Zone TV1 Licence Areas) Determination (No.2) 2012

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I, STEPHEN MICHAEL CONROY, Minister for Broadband, Communications and the Digital Economy, make the following Determination under subclause 5F(1) of Schedule 4 to the *Broadcasting Services Act 1992*.

Dated 24 April 2012

STEPHEN CONROY

Minister for Broadband, Communications and the Digital Economy

**1. Name of Determination**

This Determination is the Broadcasting Services (Digital-Only Local Market Areas for the Remote and Regional WA TV1 and Western Zone TV1 Licence Areas) Determination (No. 2) 2012.

**2. Commencement**

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

**3. Definitions**

In this Determination:

***Dampier Transmission Site*** is the location at 20 degrees 39 minutes 28 seconds south latitude and 116 degrees 43 minutes 31 seconds east longitude, which is known as the Broadcast/Comm Site Kangaroo Hill, Dampier, with the Site Identification Number 40414, as identified in the Register of Radiocommunications Licences;

***Derby Transmission Site*** is the location at 17 degrees 18 minutes 49 seconds south latitude and 123 degrees 39 minutes 17 seconds east longitude, which is known as the Broadcast Site Dampier Tce, Derby, with the Site Identification Number 151766, as identified in the Register of Radiocommunications Licences;

***digital-only local market area*** has the same meaning given by clause 5F of Schedule 4 to the Act;

***Exmouth Transmission Site*** is the location at 21 degrees 55 minutes 11 seconds south latitude and 114 degrees 7 minutes 11 seconds east longitude, which is known as the RATV Site, Exmouth, with the Site Identification Number 31918, as identified in the Register of Radiocommunications Licences;

***local market area*** has the same meaning given by clause 5F of Schedule 4 to the Act;

***Pannawonica Transmission Site*** is the location at 21 degrees 39 minutes 08 seconds south latitude and 116 degrees 19 minutes 24 seconds east longitude, which is known as the Broadcast Site 2km S of Pannawonica, with the Site Identification Number 40926, as identified in the Register of Radiocommunications Licences;

***Register of Radiocommunications Licences*** refers to the register established and maintained by the Australian Communications and Media Authority in accordance with section 143 of the *Radiocommunications Act 1992* and the *Radiocommunications (Register of Radiocommunications Licences) Determination 1997*;

***Remote and Regional WA TV1 licence area*** is the area determined by the Australian Communications and Media Authority in *Licence Area Plan: Remote and Regional Western Australia (Television) – February 1997* under subsection 26(1) of the Act;

***the Act*** means the *Broadcasting Services Act 1992*; and

***Western Zone TV1 licence area*** is the area determined by the Australian Communications and Media Authority in *Licence Area Plan: Remote and Regional Western Australia (Television) – February 1997* under subsection 26(1) of the Act.

**4. Determination**

4.1 For the purposes of Schedule 4 to the Act, the following areas are local market areas:

1. the area within the Remote and Regional WA TV1 and Western Zone TV1 licence areas that is within a 20km radius of the Dampier Transmission Site;
2. the area within the Remote and Regional WA TV1 and Western Zone TV1 licence areas that is within a 70km radius of the Derby Transmission Site;
3. the area within the Remote and Regional WA TV1 and Western Zone TV1 licence areas that is within a 60km radius of the Exmouth Transmission Site; and
4. the area within the Remote and Regional WA TV1 and Western Zone TV1 licence areas that is within a 30km radius of the Pannawonica Transmission Site.

4.2 For the purposes of Schedule 4 to the Act:

1. the local market area specified under paragraph 4.1(a) is to become a digital-only local market area from and including 19 July 2012;
2. the local market area specified under paragraph 4.1(b) is to become a digital-only local market area from and including 6 July 2012;
3. the local market area specified under paragraph 4.1(c) is to become a digital-only local market area from and including 12 July 2012; and
4. the local market area specified under paragraph 4.1(d) is to become a digital-only local market area from and including 28 June 2012.