

Network Insight Conference

Digital TV: the reviews 8 June 2004

Digital Review Regulation

- Quid Pro Quos

1. Moratorium on new commercial TV licences until 31/12/06
 - Content regulation
 - Tax on gross earnings
 - DTTB networks build obligations
2. Prohibition of multichannelling by FTA's
Limitation on program enhancements
 - anti-siphoning rules
 - prohibition on advertising until 1 July 1997
 - 10% drama expenditure condition from day 1
3. Simulcast obligation
 - Content regulation
 - Tax on gross earnings
 - DTTB networks build obligations
4. Prohibition on provision of subscription television services by commercial and national broadcaster
 - anti-siphoning rules
 - prohibition on advertising until 1 July 1997
 - 10% drama expenditure condition from day 1



Clause 5 of the Competition Principles Agreement

“The guiding principal is that legislation (including Acts, enactments, ordinances or regulations) should not restrict competition unless it can be demonstrated that:

- (a) the benefits of the restriction to the community as a whole outweigh the costs; and*
- (b) the objectives of the legislation can only be achieved by restricting competition.”*