

Broadcasting Services (Licensing and Content) (Amendment)
Regulations, 2020 (No. 3)

IT is hereby notified that the Minister of Information, Publicity and Broadcasting Services has, in terms of section 46 of the Broadcasting Services Act [*Chapter 12:06*], approved the following regulations made by the Broadcasting Authority of Zimbabwe Board: —

1. These regulations may be cited as the Broadcasting Services (Licensing and Content) (Amendment) Regulations, 2020 (No. 3).

2. The Broadcasting Services (Licensing and Content) Regulations, 2004, published in Statutory Instrument 185 of 2004, (hereinafter called the “principal regulations”), are amended in section 2 by insertion of the following definition—

““Campus radio station” means a broadcasting service run and owned by a college, university or other educational institution whose programming is exclusively by students and broadcast mainly educational programmes for training of students in media and broadcasting studies;”.

3. The principal regulations are amended by insertion of the following section after section 12A—

“Additional categories of broadcasting service

12B in addition to the classes of broadcasting services that a licensee may be permitted to provide in terms of section 7 of the Act, a broadcasting license may authorise the licensee to provide a Campus Radio Station.”.

4. The principal regulations are amended by the repeal of the Second Schedule and the substitution of the following—

“SECOND SCHEDULE (*Section 4*)

FEES FOR LICENSES

Free to Air National Radio Broadcasting Service

(a) Application Fee Initial	\$42 500,00 (non-refundable)
(b) Application Fee Public Inquiry	\$127 500,00 (non-refundable)

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- (c) Basic Licence Fee for ten years \$255 000,00 per annum
- (d) Annual licence fees 2% annual gross turnover or deemed turnover payable monthly for the licence period
- (e) Frequency Fee \$510,00 per frequency per site per month
- (f) Broadcasting Fund A contribution of 0.5% of the audited annual gross turnover or deemed turnover payable annually

Free to Air National Television Broadcasting Service

- (a) Application Fee initial \$42 500,00 (non-refundable)
- (b) Application Fee Public Inquiry \$127 500,00 (non-refundable)
- (c) Basic Licence Fee for ten years \$306 000,00 per annum
- (d) Annual licence fees 2% annual gross turnover or deemed turnover per annum payable monthly for the licence period
- (e) Frequency Fee—
 - (i) Analogue \$1 700,00 per frequency per site per month
 - (ii) Digital \$340,00 per frequency per site per month
- (f) Broadcasting Fund A contribution of 0.5% of the audited annual gross turnover or deemed turnover payable annually

Subscription Satellite Broadcasting Services

- (a) Application Fee Initial \$42 500,00 (non-refundable)
- (b) Application Fee Public Inquiry \$127 500,00 (non-refundable)
- (c) Basic Licence Fee for ten years \$1 275 000,00, per annum in the case of Broadcaster who receives subscriptions in local currency or US\$100 000,00, per annum in the case of Broadcaster receives subscriptions in foreign currency
- (d) Annual licence fees 2% monthly subscription turnover or deemed turnover payable monthly

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- (d) Broadcasting Fund A contribution of 0.5% of the audited annual gross turnover or deemed turnover payable annually

Community Broadcasting Licence

- (a) Application Fee \$8 500,00 (non-refundable)
- (b) Basic Licence Fee for ten years \$17 000,00 per annum
- (c) Monthly Frequency Fee \$510,00 per frequency per month

Open Narrowcasting (Electronic Billboard and PVA Licence)

- (a) Application Fee \$4 250,00 (non-refundable)
- (b) Basic Licence Fee for one year \$17 000,00 minimum per billboard or \$3 400,00 per display per year for other types of displays

Video on Demand

- (a) Application Fee \$42 500,00 (non-refundable)
- (b) Basic Licence Fee for three years \$340 000,00 per annum
- (c) Annual licence fees 2% of monthly subscription turnover or deemed turnover payable monthly for the licence period.

Free to air Campus Broadcasting Service

- (a) Application Fee \$21 250,00 (non-refundable)
- (b) Basic Licence Fee for ten years \$42 500,00 per annum
- (c) Monthly frequency fee \$510,00 per frequency per month

Type approval and registration of Set Top Box Suppliers

- Annual Registration Fee per supplier \$8 500,00 OR US\$500,00 for foreign suppliers

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- (c) Three-star hotels \$68 000,00 per annum
- (d) Two-star hotels \$34 000,00 per annum
- (e) Other hotels and lodges and other business premises \$17 000,00 per annum
- (f) Service provider \$25 500,00 per annum

Roadcasting

Basic Licence Fee for three years—

- (a) Transport operator—
 - (i) Luxury buses \$1 700,00 per vehicle per route per annum
 - (ii) Other \$255,00 per vehicle, per route per annum
- (b) Programme provider \$5 100,00 per route per annum

Railcasting

Basic Licence Fee for three years—

- (a) Transport operator \$51 000,00 per route per annum
- (b) Programme provider \$5 100,00 per route per annum

Webcasting

- (a) Application Fee \$42 500,00 (non-refundable)
- Basic Licence Fee for three years—
 - (i) Content provider \$102 000,00 per annum
 - (ii) Webcasting server facility . . \$102 000,00 per annum

Signal Carrier Licence

- (a) Application Fee \$42 500,00 (non-refundable)
- (b) Annual Basic Licence Fee for twenty years—
 - (i) Core business \$3 400 000,00 per annum
 - (ii) Ancillary service—
 - A. Core broadcasting platform \$1 020 000,00 per annum
 - B. Non-Core broadcasting \$680 000,00 per annum
- (c) Regulatory Administration Fee per site \$850,00 per transmitter

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- (e) Broadcasting Fund in the currency the subscription is collected
A contribution of \$850 000,00 in the case of Broadcaster receives subscriptions in local currency OR US\$50 000,00 in the case of Broadcaster receives subscriptions in foreign currency

Content Distribution Service

- (a) Application Fee \$42 500,00
- (b) Basic Licence Fee for ten years \$1 700 000,00 per annum in the case of Broadcaster receives subscriptions in local currency OR US\$100 000,00 per annum in the case of Broadcaster which receives subscriptions in foreign currency
- (c) Annual licence fees 2% monthly subscription turnover or estimated turnover payable monthly in the currency the subscription is collected
- (d) Broadcasting Fund A contribution of \$850 000,00 OR US\$50 000,00 payable in the currency the subscription is collected

Satellite Uplink

- (a) Application Fee \$42 500,00
- (b) Basic Licence Fee for ten years—
 - (i) Commercial—
 - A. Per Annum \$425 000,00 OR US\$25 000,00
 - a. Annual licence fees 2% annual gross turnover or deemed turn over payable monthly for the licence period
 - B. Per day per uplink provided \$8 500,00 OR US\$500,00 payable in the currency the subscription is collected
 - (i) Local Link per month . . . \$34 000,00

(ii) Foreign link per annum (own use)	US\$25 000,00
<i>Temporary Satellite Uplink</i>	
(a) Application Fee	US\$300,00
(b) Licence Fee—	
(i) Mobile or transportable (<i>strictly for own feed</i>)—	
Per Month	US\$10 000,00 in the case of a person supplying foreign services OR \$170 000 in the case of a person supplying local services
Per Day	US\$1 500,00 in the case of a Broadcaster receiving subscriptions in foreign currency OR \$25 000,00 in the case of a Broadcaster receiving subscriptions in local currency
(ii) Portable Electronic News Gathering (<i>strictly for own feed</i>)—	
Per Month	US\$6 000,00
Per Day	US\$750,00
(iii) Commercial	US\$1 500,00 per day plus US\$500,00 per uplink service provided
(iv) Distribution/Programme Exchange Arrangement per day	US\$50 000,00
<i>Subscription Cable Broadcasting</i>	
(a) Application Fee Initial	\$42 500,00 (non-refundable)
(b) Application Fee Public Inquiry	\$127 500,00 (non-refundable)
(c) Basic Licence Fee for ten years—	
(i) National	\$1 275 000,00
Annual licence fees	2% monthly subscription turnover or estimated turnover payable monthly (payable in the currency the subscription is collected)

(ii) Local	\$170 000,00 per location
Annual licence fees	2% monthly subscription turnover or estimated turnover payable monthly (payable in the currency the subscription is collected)
(d) Broadcasting Fund	0.5% of monthly subscription turnover or estimated turnover (payable in the currency the subscription is collected)
<i>Local Commercial Radio</i>	
(a) Application Fee Initial	\$42 500,00 (non-refundable)
(b) Application Fee Public Inquiry	\$127 500,00 (non-refundable)
(c) Basic Licence Fee for ten years	\$85 000,00 per annum
(d) Annual licence fees	2% annual gross turnover or deemed turnover payable monthly
(e) Frequency Fee	\$510,00 per frequency per month
(f) Broadcasting Fund	A contribution of 0.5% of the audited annual subscription turnover or deemed turnover
<i>Datacasting</i>	
(a) Application Fee	\$42 500,00 (non-refundable)
(b) Basic Annual Licence Fee for three years	\$170 000,00 per annum
(c) Frequency Fee	\$1 020,00 per frequency per site per month for exclusive use of television frequency
(d) Broadcasting Fund	A contribution of 0.5% of the audited annual subscription turnover or deemed turnover
<i>Diffusion</i>	
Basic Licence Fee for three years—	
(a) Banks, five-star hotels and other businesses	\$170 000,00 per annum
(b) Four-star hotels	\$102 000,00 per annum