

1980-81

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

Presented and read a first time, 3 June 1981

(*Minister for Communications*)

A BILL

FOR

An Act to amend the *Broadcasting Stations Licence Fees Act 1964* to extend it to certain licences

BE IT ENACTED by the Queen, and the Senate and the House of Representatives of the Commonwealth of Australia, as follows:

Short title, &c.

1. (1) This Act may be cited as the *Broadcasting Stations Licence Fees Amendment Act 1981*.

(2) The *Broadcasting Stations Licence Fees Act 1964*¹ is in this Act referred to as the Principal Act.

Commencement

2. This Act shall come into operation on the day on which section 12 of the *Broadcasting and Television Amendment Act 1981* comes into operation.

Incorporation of Broadcasting and Television Act

3. Section 3 of the Principal Act is amended by omitting “1942-1964” and substituting “1942”.

Licence fees

4. Section 5 of the Principal Act is amended by omitting "the next succeeding section" and substituting "section 6".

Amount of fees

5. Section 6 of the Principal Act is amended by omitting from sub-section (3) "1942-1973" and substituting "1942 (including that sub-section as applying by virtue of section 105P of that Act)".

6. The Principal Act is amended by inserting after section 7 the following section:

Application of Act to supplementary broadcasting stations, supplementary licences and supplementary licensees

"8. (1) This Act applies to and in relation to a supplementary broadcasting station, a supplementary licence and the holder of such a licence in like manner as it applies to and in relation to a commercial broadcasting station, a licence in respect of a commercial broadcasting station and the holder of such a licence, and, for the purposes of that application—

- (a) a reference to a commercial broadcasting station shall be read as a reference to a supplementary broadcasting station;
- (b) a reference to a licence in respect of a commercial broadcasting station shall be read as a reference to a supplementary licence; and
- (c) a reference to the licensee of a commercial broadcasting station shall be read as a reference to the licensee of a supplementary broadcasting station.

"(2) Notwithstanding the definition of 'gross earnings' in sub-section 4 (1), in relation to a supplementary licence to which sub-section 81 (6) of the *Broadcasting and Television Act* 1942 applies, references in sections 6 and 7 to gross earnings, in relation to the station to which the licence relates, in respect of a period, are references to the aggregate amount of the gross earnings in respect of the broadcasting from the station of advertisements or other matter of all the persons who, at any time during that period, are co-owners of the licence, including the gross earnings of those persons during that period in respect of the provision by any or all of those persons of, or otherwise in respect of, matter broadcast from the station."

Title

7. The title to the Principal Act is amended by omitting "Commercial" and substituting "certain".

NOTE

1. No. 119, 1964, as amended. For previous amendments, see No. 93, 1966; No. 148, 1973; No. 188, 1976; No. 94, 1977; and No. 50, 1978.