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**THE ZANZIBAR BROADCASTING COMMISSION
ACT NO. 7 OF 1997**

**THE ZANZIBAR BROADCASTING LICENSING
REGULATIONS, 2020**
[Made under section 29]

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**THE ZANZIBAR BROADCASTING COMMISSION
ACT NO. 7 OF 1997**

**THE ZANZIBAR BROADCASTING LICENSING
REGULATIONS, 2020**

[Made under section 29]

L. N. NO. 77
OF 2020

IN EXERCISE of the powers conferred upon me under section 29 of the Zanzibar Broadcasting Commission Act, No. 7 of 1997 I, **MAHMOUD THABIT KOMBO**, Minister for Information, Tourism, and Heritage do hereby make the following Regulations:

**PART ONE
PRELIMINARY PROVISIONS**

Short
Title and
Commen-
cement.

Application.

- 1.** These Regulations may be cited as the Zanzibar Broadcasting Licensing Regulations, 2020 and shall come into operation after being signed and published in the Gazette.
- 2.** These Regulations shall apply to the following types of licenses:
 1. network facilities services licenses;
 2. network services licenses;
 3. application services licenses;
 4. content service licenses;
 5. installation and maintenance of broadcasting equipment;
 6. importation and distribution of broadcasting equipment;
 7. selling of broadcasting equipment; and
 8. any other licenses as may be determine by the Commission.

3. In these Regulations, unless the context otherwise requires: Interpretation.

“Act” means the Zanzibar Broadcasting Commission Act No. 7 of 1997;

“Amplitude Modulation (AM)” means a modulation technique used in a radio communication for transmitting information via carrier waves by varying the signal strengths of carrier waves proportionally to the message signal being transmitted.

“analogue broadcasting” means the transmission of sound, text and images whether still or moving in a continuously variable signal in the form of electromagnetic or radio waves;

“application services” means the provision of electronic communication services to end users using licensed network services but does not include content services;

“application services license” means a license entitling the holder to provide one or more application services;

“Appropriate percentage” means in relation to any year or any relevant year the percentage which corresponds to the percentage increase between:

- (a) the retail prices index for the month of November in the year preceding the first complete calendar year falling within the license period; and
- (b) the retail prices index for the months of November in the year preceding the relevant year, and for this purpose;

“Body” means a body of persons whether incorporated or not, and includes a partnership;

“Broadcasting business” means:

- (a) offering for sell, selling, letting on hire or dealing otherwise in broadcasting apparatus;

(b) ownership and operation of broadcasting service;

(c) ownership and operation of satellite dishes, boosters, and other equipment of that nature;

“channel aggregation” means packaging of individual licensed or authorized channels into a specific basket of channels for distribution by a multiplex operator;

“Code of Advertising and Sponsorship” means the code governing standard and practice in advertising and in the sponsorship of programmes in the provision of the licensed services and drawn up and from time to time revised by the Commission;

“Commission” means the Zanzibar Broadcasting Commission established under section 5 of the Act;

“Conditional access” means to restrict television programme access to certain groups of users either because of concerns of privacy or the desire to collect revenue for the services that requires secure encryption of the programme content and secure decryption in digital television receivers;

“consumer” means any person who uses broadcasting services for purposes which are outside his trade, business or profession and includes a subscriber;

“construction permit” a permit issued by the Commission to enable a successful applicant to construct broadcasting network within the specified timeframe and in accordance with prescribed specifications;

“content service” means services offered for speech or other sound, data, text or images whether still or moving, except where transmitted in private communications;

“content services licence” means an electronic communications licence entitling the holder to provide one or more content applications services;

“content services licensee” means a holder of a content services licence;

“digital broadcasting” means the practice of using advanced digital compression techniques to encode and transmit audio, text, images and video signals resulting in more efficient bandwidth usage;

“digital TV channel” means a radio frequency Channel assigned for broadcasting of digital television.

“Effective Radiated Power (ERP)”, means the product of the power supplied to the antenna and its gain relative to a half wave dipole antenna in a given direction;

“Electronic Programme Guide (EPG)” means on-screen guide to scheduled television or sound broadcasting programmes;

“Electronic Programme Information (EPI)” means a basic initiated call to display a banner over the video indicating at a minimum, the current and upcoming programme title;

“Frequency Modulation (FM)” means a modulation technique used in a radio communication for transmitting information via carrier waves by varying the frequency of carrier waves proportionally to the message signal being transmitted;

“frequency assignment” means the authorization to use frequencies by the multiplex operator;

“Licensed Apparatus” means broadcasting apparatus licensed by the Commission under section 11 of the Act;

“license period” the period from the date on which the license is issued until such date as it is revoked or renewed in accordance with these regulations;

“Live” means broadcasting programmes or events as it happens;

“Minister” means the minister responsible for information and broadcasting;

“Motion Picture Expert Group” in its abbreviation “MPEG” means, a working group of experts that was formed by the International Standards Organization (ISO) for setting standards for audio and video compression and transmission;

“multiplex” means a digital transmission channel which combines program material and other data in a digital form for transmission via a frequency channel;

“Multiplex operator” means that entity that complies, operates content offering on a digital multiplex that decides on the conditional access and Subscriber Management System (SMS) to be used and provides signal transition to the end user.

“must carry obligations” means mandatory carrying of a Public Service Broadcaster (PSB) Channel to the end user on any transmission media without charging transmission and subscription fees to the PSB and viewers respectively;

“network facilities” means any element or combination of elements, of physical infrastructure used principally for or in the connection with, the provision of one or more network services or multiplex operation, but not including customer equipment;

“Public services broadcasting” means content service provided by a licensee at a cost borne out of expenditure appropriated by Parliament or other public finances collected through other means of revenue collection;

“relevant period” means the period beginning with the date on which the license was awarded and ending on the first anniversary of the commencement date;

“Schools programmes” means programmes which are intended for use in schools;

“Service area” means the geographical area within which a licensee is authorized to cover;

“Standard Definition Television (SDTV)” means digital television transmission system with 720 x 576 resolutions either interlaced or progressive scanned formats;

“support services” means a service which consists of the provision of management services to a subscription broadcasting service which may include, but is not limited to subscriber management support, subscription fee collection, call centers, sales and marketing and technical and installation;

“Technical Performance Code” means the code governing technical standards and practice in :

- (a) Programme production and acquisition;
- (b) Broadcasting for general reception; and
- (c) Distribution in the provision of licensed services as drawn up and from time to time revised by the Commission.

“Value added services” means additional or advanced services provided under digital terrestrial broadcasting platform.

PART TWO

LICENSING PROCEDURES

(a) Application for License

4.-(1) Subject to the provisions of the section 12 of the Act, a person intending to provide broadcasting service as contemplated in the Act shall, submit to the Commission, his application form provided by the Commission as specified in the First Schedule of these Regulations. Application for license.

(2) The application form referred to under sub-regulation (1) shall be accompanied by such documents or information as may be relevant to the type of a license applied.

(3) Where spectrum requirements are involved the applicant shall make a separate application for a radio frequency license.

(4) The broadcasting service license application shall be accompanied by the relevant application fee as specified in the Fourth Schedule of these Regulations.

(5) The Commission may request further information or documentation, which shall be provided to the Commission in the time and the manner prescribed by the Commission.

(6) The Commission shall from time to time issue licensing guidelines prescribing:

- (a) eligibility of applicants;
- (b) license categories;
- (c) manner of applications;
- (d) application forms for each license type;
- (e) information to accompany an application for each license type;
- (f) licensing procedures; or
- (g) any other matter related to licensing.

(7) The Commission may receive applications for a broadcasting license at any time without waiting for a public invitation or tendering process.

Classification and Duration of the License.

5.-(1) The Commission shall issue license in the different classes and duration as specified in the Fourth Schedule of these Regulations.

(2) A licensee shall be required to pay to the Commission fees as provided for in the Fourth Schedule of these Regulations.

Initial fee.

6.-(1) The Commission shall issue an invoice to the successful applicant to pay the initial license fees before the grant of license.

(2) The initial license fees mentioned under sub regulation (1) of this regulation shall be specified by the Fourth Schedule of these Regulations.

(3) Where, within one month from the date of issuance of the invoice the applicant fails to pay the initial fee, the Commission may reject that application.

7.-(1)Where an applicant fails to:

- (a) submit documents or information as required in section 12 (2) of the Act and these Regulations;
- (b) appear on a date scheduled by the Commission to make for representation regarding its application; or
- (c) comply with any condition provided by the Act or these Regulations.

Refusal or cancellation of application.

the Commission shall not consider his application and inform the applicant in writing within fourteen days from the submission date as requested by the Commission or the date scheduled for representation of the application.

(2) Failure to consider an application pursuant to sub-regulation (1) of this regulation shall not prevent the applicant from resubmitting another application with the required information except where a tender process is involved.

(3) Resubmission of the license application under sub-regulation (2) of this regulation shall be treated as a new application.

(4) An application under this regulation shall be accompanied by applicable non-refundable application fee as provided in the Fourth Schedule to these Regulations.

(5) The Commission may, at any time after the filing of an application for a license or an application for modification or renewal of a license or during the term of any license, require from an applicant or licensee to provide further written statements of fact to enable it determine whether the application for a license or application for modification or renewal should be granted, denied, or revoked.

Grant of
license.

8.-(1) The Commission shall evaluate any application submitted by the applicant within ninety days from the date of application and shall notify successful applicants and other unsuccessful applicants the results of the evaluation and where necessary publish the results.

(2) The Commission shall invite successful applicant for negotiations before finalizing the procedures for the granting of the license.

(3) The Commission shall issue a license under these Regulations subject to:

- (a) payment of applicable initial license fees; and
- (b) Publication in the Gazette and any newspaper published in Zanzibar.

Transfer or
assignment
of rights or
obligations.

9.-(1) A licensee shall not assign, transfer, dispose of any rights or obligations or in any manner alienate the license or any part thereof without the prior written consent of the Commission.

(2) Notwithstanding the provision of sub-regulation (1), the licensee shall have full discretion to appoint agents or subcontractors to enable it to properly and efficiently exercise its rights and carry out its obligations in terms of the licence.

Change of
name.

10.-(1) A licensee shall be required to obtain the Commission's prior written consent, which shall not be unreasonably withheld, before changing its name at the Business and Property Registration Agency.

(2) A licensee may apply for change of its name by filling in the form for change of name as prescribed in the First Schedule and submit them to the Commission for its approval.

(3) Application for change of name shall be accompanied by:

- (a) a formal letter justifying the reasons for the change of name;
- (b) special board resolution for the change of name; and

(c) proof of payment of fee for change of name as prescribed in these Regulations.

(4) Upon changing its name with the Business and Property Registration Agency, the applicant shall submit a certificate for change of name for the Commission to effect the change of name in the licence.

Renewal of license.

11.-(1) Without prejudice the provisions of the section 14 of the Act, a licensee may request the Commission to renew its license by submitting in writing to the Commission, an application to renew a license in the form made available by the Commission.

(2) The Commission shall, before renewing a license applied under this regulation, have regard to whether the:

- (a) licensee performed in accordance with the obligations of its license;
- (b) licensee continues to meet the eligibility requirements under the Act;
- (c) licensee continues to be financially and technically capable of meeting its obligations under the Act and any other related laws;
- (d) renewal of license would be in the public interest; and
- (e) licensee has not, during the validity period of its license, contravened the provisions of the Act, the conditions of the license, the rules issued by the Commission or any other relevant laws and Regulations.

(3) Unless otherwise provided in the license, a licensee shall apply for renewal of its license at least three months before the expiry date of its license.

(4) Any application submitted within three months before the expiry date of its license shall attract a penalty of twenty percent rate for each month the application was delayed.

(5) The Commission shall renew a license issued under these Regulations subject to payment of applicable renewal fees as specified under the Fourth Schedule of these Regulations.

(6) The Commission may request further information or documentation in renewing the license, which shall be provided to the Commission in the time and manner prescribed by the Commission.

Withdrawal
of license.

12.-(1) If a licensee cannot provide service in accordance with its license for a period greater than twenty-four hours, he shall notify the Commission of that occurrence within twenty-four hours of the occurrence, or if the licensee was unaware of the interruption of service, as soon as the licensee becomes aware of the occurrence.

(2) If a licensee with any reason fails to provide services in accordance with its license for a period of more than three days, he shall compensate all the days failure to provide the services.

(3) Subject to the provisions of sub regulation (2) of this regulation, the Commission shall prepare guidelines for better carrying out of this regulation.

(4) If a licensee intends to permanently discontinue providing service in accordance with its license, he shall request the Commission to withdraw its license by submitting in writing to the Commission, an application to withdraw a license in the form made available by the Commission.

Application
procedures.

13.-(1) After considering any application for the broadcasting license and any further information submitted by the applicant, the Commission shall either deny the application or grant the application, in whole or in part, and:

- (a) issue the appropriate license in respect of new broadcasting service license applications;
- (b) issue the appropriate license to the transferee in respect of license transfer applications;
- (c) issue an amended license in respect of license amendment applications; or

- (d) issue a renewal license in respect of license renewal applications.

(2) In the event the Commission is unable to render a decision within ninety days of the last written or oral submission, the Commission shall inform the applicant or licensee of its inability and the reasons for such inability and what measures are being taken to address the matter urgently, which matter shall then be addressed within a further maximum period of fourteen days, unless the Commission has identified extraordinary circumstances, beyond its reasonable control that makes it impossible to render its decision within the further maximum period of fourteen days.

(b) Modification for License.

14.-(1)The Commission may modify or amend the license due to the following grounds:

Grounds for modification of license.

- (a) if it is necessary in the interest of the efficient management of the broadcasting sector and provided that the amendment shall not cause substantial prejudice to the licensee;
- (b) if it is necessary for the compliance with any international agreement to which Zanzibar is a party;
- (c) if it is necessary for the compliance with provisions of the Act and these Regulations;
- (d) if it is for the public interest;
- (e) with the agreement of the licensee; or
- (f) any other reason which shall be considered just by the Commission for modification of the license.

(2) A licensee may apply in writing for modification or amendment of any term or condition of his license.

License modification procedures. **15.-**(1) Subject to the provisions of the regulation 14 of these Regulations, the licensee shall submit the following:

- (a) a formal letter justifying the reasons for the variation; and
- (b) an additional information or documents requested by the Commission to be submitted within a stipulated time line and failure to submit within the stipulated time line given shall result in the application being withdrawn without affecting the right of the applicant to make a fresh application.

(2) The Commission may initiate a license modification proceeding by providing notice to a licensee setting out the proposed modification and the grounds for such modification.

(3) The Commission shall modify any provision, in response to a request made under this regulation, subject to payment of applicable application fee modification as prescribed by Commission.

Written submission to the Commission.

16.-(1) The licensee may submit in writing to the Commission, comments within the time prescribed in the notice, which time may not be less than thirty (30) days from the date of notice.

(2) The Commission shall publish a notice, either as originally proposed or as modified taking into account the licensee's comments, of a proposed license modification in the Gazette.

(3) After the Commission publishes the notice of a proposed license modification in the Gazette, the public may submit in writing to the Commission, comments within the time prescribed in the notice, which time may not be less than thirty (30) days from the date of publication.

Respond to the public comments.

17.-(1) If the Commission considers it necessary, it shall provide the opportunity to the licensee to respond to public comments.

(2) Licensee responses to public comments shall be submitted in writing to the Commission within the time prescribed by the

Commission, which time may be not less than fourteen (14) days from the submission of public comments or if the opportunity for the submission of responses is published in a subsequent Gazette, not less than fourteen (14) days from the date of publication.

(3) The times for the submission of public comments and licensee responses are to be determined by the Commission in light of the nature of the application.

(4) The Commission may consider written submissions not timely filed if, in its opinion, it is practicable to do so.

18.-(1)The Commission may request further written submissions, for the information or clarification, which shall be provided to the Commission in the time and the manner prescribed by the Commission.

Request
for further
written
submission.

(2) All written submissions shall:

- (a) contain the name and contact details of the person making the written submissions and the name and contact details of the person for whom the written submission is made, if different;
- (b) be clear and concise; and
- (c) conform to any further requirements determined by the Commission from time to time.

(3) After considering any written and oral submissions in respect of a proposed license modification, the Commission shall either issue a modified license or decide not to issue the modified license.

(4) In the event the Commission is unable to render a decision within sixty days of the last written or oral submission, the Commission shall inform the applicant or licensee of its inability and the reasons for such inability and what measures are being taken to address the matter urgently, which matter shall then be addressed within a further maximum period of sixty days, unless the Commission has identified extraordinary circumstances, beyond its reasonable control that makes it impossible to render its decision within the further maximum period of sixty days.

Investiga-
tion.

19.-(1)The Commission may, before giving any notice of modification or amendment of license, investigate:

(a) whether any matter relating to the provision of broadcasting services, operates against the public interest or is likely to do so; or

(b) whether the modification may remedy or prevent any adverse effects to the public relating to the provision of broadcasting services.

(2) The Commission shall, as soon as practicable after commencing an investigation under sub-regulation (1) of this regulation, give notice by:

(a) serving a copy of the notice initiating the investigation on a licensee; and

(b) publishing particulars of the investigation in a manner that may be appropriate for the purpose of bringing it to the attention of a person likely to be affected by it.

(3) The Commission shall prepare a report on the investigation under sub-regulation (1) of this Regulation which shall:

(a) include conclusions on the matter investigated and reasons behind the conclusions;

(b) specify the negative effects against the public, where it concludes that a matter investigated is against or is likely to be against public interest, and

(c) specify modifications to be made to the license where it concludes that any negative effects specified may be addressed by such amendments.

Amendment
of a
License.

20.-(1) The Commission may amend a license issued under these Regulations if it concludes basing on the report that:

(a) the matter investigated is or is likely to be against the public interest;

- (b) the negative effects against the public may be addressed remedied or prevented by amendment the license.

(2) The Commission shall adhere to the procedure prescribed in this regulation before making an amendment to a license following an investigation.

(3) The Commission shall, after its investigation, decides to either:

- (a) rescind the amendment;
- (b) modify the amendment; or
- (c) proceed with the proposed amendment.

21.-1(1)If the Commission considers it necessary or appropriate, it may also hear oral submissions in respect of any application made in terms of these Regulations or any license modification proceeding. Oral hearings.

(2) The Commission may invite the public to make oral submissions at least fourteen days prior to the hearing.

(3) Unless otherwise specified by the Commission, hearings shall be open to the public.

(4) The format and agenda of the hearing is at the discretion of the Commission, depending on the nature of the proceeding, provided however, that the hearing should be informal in nature.

22.-1(1)All oral submissions shall:

Oral submission.

- (a) include a statement indicating the name and contact details of the person making the oral submission and the name and contact details of the person for whom the oral submission is made, if different;
- (b) be clear and concise; and
- (c) conform to any further requirements determined by the Commission from time to time.

(2) If the Commission considers it necessary, it shall provide the opportunity to the licensee or applicant to respond to oral submissions.

(3) The Commission may request further oral or written submissions for the information or clarification, which shall be provided to the Commission in the time and the manner prescribed by the Commission.

(4) At the conclusion of the hearing, a concise report summarizing the oral submissions shall be prepared and placed in the relevant application file by the Commission.

Confidential information.

23.-(1) Any person providing information or documentation may designate information as confidential, provided, however, if the Commission is of the opinion that the information is not confidential, it shall inform the person that it may withdraw the information, agree that it shall not be treated as confidential, or request a hearing on the issue of confidentiality.

(2) Any person making oral submissions may request a closed hearing on the grounds that the submissions are confidential.

Condemnation.

24.-(1) In the event any party is unable to comply with any time prescribed in these Regulations, it may request from the Commission an extension of time at least seven days prior to the time prescribed or within such other time period agreed by the Commission upon good cause shown.

(2) The Commission shall respond to the request for condemnation as soon as practicable, and may either grant or deny the request, in its sole discretion, based on, among other things, the nature of the proceeding and the reasons for non-compliance with the time set out.

Ex part communications.

25. A person may not communicate with the members of the Commission or staff to discuss the subject matter of an application proceeding, except as provided for herein.

Record of Proceedings.

26.-(1) All documents deemed relevant by the Commission to the application proceedings contemplated by these Regulations, including

information and documentation provided in terms of these Regulations and decisions made by the Commission, shall be maintained by the Commission separately for each application in files located at the head offices of the Commission and, if practicable, on the Commission's website.

(2) Except for confidential information, any person may examine the application proceeding files either at the head offices of the Commission during normal business hours and copies may be made on payment of a fee determined by the Commission from time to time, and, if available, on the Commission's website where copies may be downloaded free of charge.

27.-(1)All decisions made in terms of these Regulations shall be communicated to the applicants and other relevant parties in writing together with reasons, and may be published in the Gazette.

Publication
of licensing
decisions
and license.

(2) The Commission's register of license shall be maintained and held at the head offices of the Commission and if practicable, on the Commission's website.

(3) Any person may examine the register of license and copies of license either at the head offices of the Commission during normal business hours and copies may be made on payment of a fee determined by the Commission, and, if available, on the Commission's website where copies may be downloaded free of charge.

PART THREE

GENERAL PROVISIONS RELATING WITH LICENSE

28.-(1)Unless otherwise provided in the license, a licensee shall be required to roll out its services within a maximum period of twelve months from the date of issuance of the license.

Provision
of Services.

(2) Where a licensee fails to provide services in accordance with provisions of sub-regulation (1) of this regulation due to force majeure reasons as determined by the Commission, the Licensee may apply to the Commission for a roll out extension.

(3) An application for roll-out extension made pursuant to sub regulation (2) of this regulation shall:

- (a) be in writing;
- (b) include the force majeure reasons for failure to roll out its services;
- (c) proposed period for extension;
- (d) proposed revised roll out plan; and
- (e) any other information as requested by the Commission.

(4) Where the Commission is satisfied with the force majeure reasons submitted by the licensee, the Commission may extend the roll-out period subject to the following:

- (a) that the roll out extension should not go beyond twelve months;
- (b) that such extension shall not be subject to renewal and can only be granted once;
- (c) payment of extension roll out fees shall be prescribed by the Fourth Schedule of these Regulations;
- (d) provision of monthly progress reports; and
- (e) any other additional condition as determined by the Commission.

(5) Where a licensee fails to provide services after the expiry of extended period, the Commission shall revoke the license.

(6) A licensee shall provide services in accordance with these Regulations or any other relevant laws or Regulations applicable in Zanzibar.

29.-(1)There shall be four categories of content services for free to air licenses as follows:

- (a) public broadcasting services;
- (b) commercial broadcasting services;
- (c) noncommercial broadcasting services; and
- (d) community broadcasting services.

(2) There shall be categories of content services license for subscription services as follows:

- (a) Support Services (terrestrial);
- (b) Support Services (satellite);
- (c) Subscription broadcasting (terrestrial);
- (d) Subscription broadcasting (other technologies); and
- (e) Subscription broadcasting (cable).

(3) An applicant for a content services license for Free to Air shall submit to the Commission:

- (a) a programme line up; and
- (b) editorial guideline.

30.-(1)The Commission shall supervise compliance by license holders with the conditions and duties pertaining to licenses held under the Act or these Regulations.

Breach
of the
conditions
and duties
of the
license.

(2) Where the Commission, as a result of inspection or of complaint by any person, is of the opinion that conditions or duties under the Act or these Regulations, have been materially breached by a license holder, it shall request him in writing to make written representations to the Commission regarding the alleged breach.

(3) If after considering the written representations made by a license holder, the Commission is of the opinion that, he has materially contravened a condition or duty, it may issue an order:

- (a) warning the license holder;
- (b) directing the license holder to effect a programme charge within a period not longer than thirty days from the date of receipt of the directions;
- (c) directing the license holder to disclose, free of charge and in such manner as the Commission may direct, the finding of the Commission;
- (d) imposing a fine on the license holder, not less than one million (1,000,000/=) Tanzanian Shillings;
- (e) suspending the broadcasting license for a period determined by the Commission; or
- (f) revoking the broadcasting license.

Accounting
require-
ments.

31.-(1) A licensee shall submit, on quarterly basis income statements to the Commission within fourteen days after the end of each quarter.

(2) Within six months after the end of each financial year, the licensee shall submit to the Commission annual financial reports audited by independent auditors.

(3) In the cause of submission of the licensee's financial report, the licensee shall disclose the description and amount in respect of each category of regulatory fees and expenses such as frequency, application fees, initial license fees, annual license fees, royalty and any other fees as the Commission may require.

(4) The disclosure referred to in sub regulation (3) of this regulation shall be made in the notes supporting the financial statements.

(5) Notwithstanding the financial requirements, the licensee shall submit a reconciliation statement of regulatory fee obligations and settlement as at the date of statement of financial position which shall be reconciled to the audited financial statements.

32.-(1) Without prejudice to the preceding provisions, the Commission may require the licensee to submit other accounting information or clarifications it may require in order to effectively supervise and enforce the terms of the license.

Submission
of other
accounting
statements.

(2) The licensee shall provide such information as provided for under sub regulation (1) of this regulation within a reasonable period as may be specified by the Commission.

33.-(1) A licensee shall not intentionally:

Interruption
to the licensed
services.

- (a) interrupt the operation of the licensed systems in the normal course of business; or
- (b) suspend the provision of any type of licensed services, without having first notified the Commission in writing and having provided reasonable notice to persons affected or likely to be affected by such interruption or suspension.

(2) The provisions of sub-regulation (1) of this regulation shall not apply where the interruption or suspension is due to:

- (a) an emergency,
- (b) an event of force majeure,
- (c) service supplied by a licensee to a person whose electronic communication system is compromising the integrity of the licensed service, or
- (d) other circumstances beyond the licensees' control.

34.-(1) The Licensee shall comply with any Regulations, technical specifications and rules or guidelines issued by the Commission as are applicable and appropriate in order to ensure interoperability of the licensed services and licensed systems with electronic communications services and systems provided by other licensed operators.

Technical
Standard.

(2) The Licensee shall ensure that all the equipment comprised in and connected to the licensed systems and used in the provision of the licensed services is type approved by the Commission.

(3) The licensee shall conform to type approval requirements as provided by the Commission.

(4) The licensee shall ensure that there is interoperability of its broadcasting system with broadcasting systems of other licensees.

Inspection of Installation.

35.-(1) The Commission shall inspect any installation by the licensee to ensure compliance with all International Technical Standards applicable to the licensed services and the licensed systems, including the switching and transmission standards set by the International Telecommunication and any other applicable regional and international standards.

(2) The Commission shall have the power to seal any installation which does not comply with the standards as stated in sub regulation (1) of this regulation.

(3) The licensee shall ensure that it gets a construction or installation permission from the responsible authorities for the construction or installation of its broadcasting system, network or equipment.

Privacy and confidentiality.

36.-(1) The licensee shall use all reasonable endeavours to ensure the privacy and confidentiality of information and business secrets obtained in the course of its business from any person to whom it provides the licensed services by establishing and implementing procedures for maintaining confidentiality of such information subject to any requirement under any applicable law.

(2) The licensee shall maintain sufficient records for its confidentiality procedures to satisfy the Commission that the requirements of regulation (1) of this regulation.

Restriction to the use of apparatus.

37.-(1) Unless otherwise provided for in the Act, the licensee shall not use or allow to be used any apparatus in its licensed systems which are capable of recording, silently monitoring, or intruding into live speech telephone calls.

(2) Notwithstanding the provisions of sub regulation (1) of this regulation, a licensee, for purposes of ensuring that quality of service

standards are maintained, may monitor or record internal live speech calls or live speech calls of a customer who voluntarily consents to such monitoring or recording.

38. The licensee shall indemnity the Commission against any ^{Indemnity} claims proceedings arising from any failure by the licensee to comply with any requirement of the Act or provisions of these Regulations.

39. A licensee shall, in respect of services operated, maintained or offered under its license, take all proper and adequate safety measures to safeguard life or property, including exposure to any electrical magnetic emission or radiations emanating from equipment or installation from such operations. ^{Safety Measures}

40.-(1) A licensee shall not, whether in respect of the rate or ^{Fair trading.} other terms and conditions applied, show undue preference or unfair discrimination towards persons of any class or description with respect to the provision of the licensed services.

(2) A licensee may be deemed to have shown such undue preference or unfair discrimination if it unfairly favours to a material extent, a business carried out by itself in relation to the provision of the licensed services so as to place other persons competing with that business at a significant competitive disadvantage.

(3) The Commission shall determine whether an act or omission done or course of conduct by a licensee amounts to undue preference or unfair discrimination.

41.-(1) A Licensee shall not engage in anti-competitive conduct which in the view of the Commission inhibits or impedes fair competition including exploiting a position of dominance such as to unreasonably gain an advantage which impedes, limits, restricts or distorts fair competition. ^{Prohibition of Ant-Competitive Conduct.}

(2) Acts of anti-competitive conduct envisaged in sub-regulation (1) of this regulation include engaging in predatory price cutting which may be implied where:

- (a) a service is priced at less than marginal cost for a period deemed unreasonable by the Commission;
- (b) costs charged are likely to price competition out of the market or deter competitors from entering the market;
- (c) the Licensee is able to recoup the full amount of the loss incurred during the period of price cutting;
- (d) engaging in cross subsidizing where revenues for any services are used to unfairly cross subsidize the price of other services or equipment;
- (e) engaging in unfair pricing such as to reduce or eliminate competition including fixing prices for services or equipment at a level which cannot be re-sold with a profit margin to customers;
- (f) entering into exclusive arrangements which deny competitors access to services or equipment.

Complaints handling procedures.

42.-(1) A licensee shall conform to complaints handling guidelines issued by the Commission from time to time.

(2) Without limiting the generality of sub regulation (1), a licensee shall file with the Commission, its complaint handling procedures, providing a mechanism by which a consumer may make a complaint concerning its services in accordance with the Act or these Regulations.

Shareholding requirements.

43.-(1) An applicant of any individual license with the exception of content services, shall ensure that it has at least twenty percent local Zanzibaris shareholding which shall be maintained throughout the period of the License.

(2) A licensee who is a holder of an individual license, and do not have the minimum twenty percent shareholding, at the commencement of these Regulations shall ensure it has at least twenty percent local Zanzibaris shareholding that within two years from the effective date of these Regulations.

44.-(1) A licensee shall not affect any changes to its shareholding without prior approval of the Commission. Changing of shareholding.

(2) An application for approval of change of shareholding under sub regulation (3) of this regulation, shall include:

- (a) details of the transfer of shares;
- (b) proof that minimum local shareholding requirement is maintained;
- (c) applicable change of shareholding fee; and
- (d) any other information as may be required by the Commission.

(5) The Commission may revoke a license in accordance with these Regulations where the licensee effects change of shareholding that effectively affect the control of its license without prior approval of the Commission or fails to comply with local ownership requirements under this regulation.

(6) The Commission shall deem any change of controlling shareholding that effectively affect the control of its license or is of more than 50% of shareholding as a license transfer.

45.-(1) An applicant shall be required when applying for a license to submit the following shareholding requirements as ongoing obligation throughout the license period, for approval by the Commission in the case of:

- (a) network facilities license, Network Services License, Application Services License, Subscription Content Services License, Support Service for Subscription Content Services License, submit a list of shareholders local, foreign or both with the respective percentages.
- (b) Content Services License for free to air broadcasting, the applicant a list of shareholders with a minimum of fifty-one percent local ownership; or

Submission of shareholding requirements.

- (c) licensee who is listed with the stock exchange, the minimum local shareholding shall be determined in accordance with direction of the Commission.
- (2) An application for a license or change of shareholding shall submit to the Commission certified copies of share certificates of its shareholders.
- (3) A licensee may change its shareholding structures upon submitting to the Commission for its approval the following:
- (a) an application for change of shareholding structure;
 - (b) payment of fees as may be prescribed by the Commission; and
 - (c) relevant documents including a certificate for change of shareholding structure from Business and Property Registration Agency.

PART FOUR

CONDITIONS OF LICENSEE TO PROVIDE

BROADCASTING SERVICES

(a) Provisions of Television and Radio Services by the Licensee

Provision of television/
radio services by the licensee.

46.-(1) The licensee shall provide the broadcasting service for the license period and in the licensed area by providing programmes to be included in the services broadcasted from the stations specified in and on the days and not outside the hours specified.

(2) Nothing in the license shall constitute or imply any warrant, representation or obligations on the part of the Commission as to the size or location of the areas actually capable of receiving the programmes provided by the license pursuant to the license of the programme services provided by the holder or any other license not be capable of reception in the whole or any part of the licensed area.

Payment of Fees.

47.-(1) The licensee shall pay to the Commission such fees in accordance with the tariff prescribed in the Fourth Schedule of these Regulations.

(2) Any licensee who delays in paying any fee for more than thirty days shall be charged an interest of twenty percent of the outstanding fee for each month of delay.

48. The licensee shall ensure that the broadcasting services, complies with following requirements:

Requirement of
Broadcasting
Services.

- (a) the broadcasting services shall not offend against good taste or decency or is likely to encourage or incite to crime or lead to disorder or to be offensive to public feeling;
- (b) any news given in the programmes is presented with accuracy and impartiality;
- (c) due impartiality is preserved on the part of the licensee as regard matters of political or industrial controversy or relating to current public policy. For the purpose of this paragraph a series of programmes may be considered as a whole and the licensee shall ensure that the provisions of the code of guidance as drawn up and from time to time revised by the Commission;
- (d) due responsibility is exercised with respect to the content of any of the programmes included in the licensed service which are religious programmes, and that in particular any such programmes do not involve any:
 - (i) improper exploration of any susceptibilities of those watching such programmes; or
 - (ii) abusive treatment of the religious views and beliefs of those belonging to a particular religion or religious denomination.
- (e) programme in the broadcasting service do not include any technical device which by using images of very brief duration or by any means, exploits the possibility of conveying a message to, or otherwise influencing

the minds of persons watching the programmes without their being aware, or fully aware, of what has occurred;

- (f) there are excluded from the programmes included in the licensed service all expressions of the views and opinions of the licensee on matters (other than the provision of the programme service which are of political or industrial controversy or related to current public policy;
- (g) official language(s) is (are) used in the programmes;
- (h) programme in non-official language shall require approval of the Commission.
- (i) shall be within a reasonable period of time be extended to all Zanzibari and provide comprehensive coverage of the areas which they are licensed to serve;
- (j) reflect the culture, character, needs and aspirations of the people in the regions that they are licensed to serve subject to license conditions;
- (k) provide an appropriate significant amount to the Zanzibar development programs;
- (l) include news and information programs on a regular basis, including discussion on matters of national and regional and, where appropriate local, significance;
- (m) meet the highest standards of journalistic professionalism;
- (n) include in the broadcasting service news programme of high quality dealing with national and international matters;
- (o) ensure that such programmes are broadcast at intervals throughout the license period and particular at peak viewing times; and
- (p) ensure that the provisions of the program codes are observed in the provision of the broadcasting service.

49.-(1) The licensee shall, if so required by the Commission by not less than six months notice to the licensee:

- (a) Produce, acquire from other persons, or finance the production of such number of hours of schools programmes per annum as the Commission shall specify.
- (b) Include in the broadcasting service such number of hours per week of school programmes, to be broadcast during normal school attendance hours as the Commission shall from time to time specify.
- (c) Provide such material for use in connection with any schools programmes included in the licensed service as may be necessary to secure that effective use is made of those programmes for educational purpose in schools; and
- (d) From time to time consult such bodies or other person who are concerned with, or have an interest in schools or production of schools programmes as the Commission shall from time to time specify.

(2) The licensee shall ensure that any school programme included in the broadcasting service are of high quality and are suitable to meet the needs of schools in the licensed area.

50. The licensee shall include in the broadcasting service, political parties broadcast in accordance with such rules and as the Commission may from time to time determine including without limitation, rules with regard to the political parties on behalf of which such broadcasts may be made and the length and frequency of such broadcasts.

Party
Political
broadcasts.

51.-(1) A licensee shall take appropriate steps to promote the understanding and enjoyment of programmes transmitted on their services for persons who are physically challenged and in particular persons who are deaf or hard of hearing, and blind or partially blind.

Content for
physically
challenged
persons.

Schools
programmes.

(2) A licensee shall:

- (a) be sensitive to the rights and dignity of persons who are mentally or physically challenged;
- (b) not broadcast programmes which patronize and promote myths about persons with disabilities;
- (c) ensure that in portraying acts of violence, they are not associated with persons who are mentally challenged.

(3) A licensee shall, when broadcasting news bulletin and current affairs ensure that:

- (a) its content output is subtitled for the deaf and hard of hearing;
- (b) has audio-description for the blind;
- (c) its content is translated into sign language.

(4) Subject to sub regulation 3 of this regulation, the licensee shall not impose charges for providing such services in respect of any programme included in the broadcasting service.

Listed events.

52.-(1) The licensee shall ensure that no programme which consists of or includes the whole or any part of a listed event be included in pay-per-view in terms in the licensed service.

(2) Sub regulation (1) of this regulation, shall not apply in relation to the inclusion to the broadcasting service of any programme which consists of or includes a record of the whole or any part of any listed event where the programme is so included more than forty-eight hours after the original recording was made.

(3) For the purpose of the conditions set out in sub regulation (1) of this regulation:

- (a) A listed event is a sporting or other event of national interest which is for the time being included in a list drawn up and published by the Commission.

- (b) A programme will be deemed to be included in the broadcasting service on any pay per view in terms of any payments a falling to be made by subscriber to the licensed service will or may vary according to whether the programme is or not actually received by them.

53. The licensee shall make arrangements in a manner approved by the Commission for reporting in the second and fourth year of the license period the state of public opinion concerning programs included in the broadcasting service.

Audience
Research.

54.-(1)The licensee shall comply with any direction given to him by the Commission in respect of any matter, having regard to any duties, which are or may be imposed on him under the Act or these Regulations.

(2) The licensee shall adopt procedures and that such procedures are observed by those involved in providing the broadcasting service for the purpose of ensuring that programme are included in the provisions of the license.

(3) The licensee shall, without prejudice to the generality of the foregoing ensure that:

- (a) there are sufficient persons amongst those involved in providing the licensed service and programmes included in it who are adequately versed in the requirements of the license, the Act, the Code or Guidelines and that such persons are able to ensure compliance with such requirements on a day to day basis;
- (b) adequate arrangements exist for the immediate implementation of such general and specific directions as may from time to time be given to the licensee by the Commission;
- (c) is able to ensure that sufficient documentary and other evidence is immediately available in support of any advertising advice for the assessment of medical, scientific and technical advertising claims made in licensed service and;

- (d) in each department of the license where any of the procedures referred to these conditions are to be implemented the numbers of the staff responsible are sufficient seniority to ensure immediate action and that issues relating to compliance may be brought where necessary directly before senior managements for consideration.

Advertising
sponsorship
standards
and require-
ments.

55.-(1). The licensee shall ensure that subject to any regulations from time to time made by the Commission.

- (a) The broadcasting service does not include any advertisement which has any relation to the industrial dispute other than advertisement of a government department.
- (b) In the acceptance of any advertisement or advertisements for inclusion in the broadcasting service there is no unreasonable discrimination either against or in favour of any particular advertiser; and
- (c) The broadcasting service does not, unless the Commission otherwise agrees, in writing, include any programme which is sponsored by a person whose business consists, wholly or mainly;
 - (i) in manufacture or supply of a product,
 - (ii) in the provision of a service, which the licensee is prohibited from advertising by virtue of any provision of this license, the Act, or
 - (iii) the code of advertising and sponsorship.

provided that nothing in this condition shall prevent the inclusion in the condition in the broadcasting service of any political broadcasts which complies with the rules referred to the regulation 50.

(2) The licensee shall comply with all directions, whether general or specific and/or qualified or unqualified, given to him by the

Commission with regard to advertisement or methods of advertising or sponsorship, including but without limitation, distractions with respect to:

- (a) The classes and description of advertisements and methods of advertising and sponsorship to be excluded in particular circumstances; and
- (b) The exclusion of a particular advertisement, or its exclusion in particular circumstances and
- (c) The times when advertisements are to be allowed, including without limitation to directions in relation to:
 - (i) The minimum amount of time to be given over to advertisement in any hour or other period;
 - (ii) The minimum interval which must elapse between any two periods given over to advertisement and the number of such advertisement to be allowed in any programme or any hour or day; and
 - (iii) The exclusion of any advertisement or advertisements from a specific part of the licensed service, which direction may take different provisions for different parts of the day, different part of week, different type of programmes or for other differing circumstances.

(3) The licensee shall ensure that the provision of the code of the advertising and sponsorship are observed in the provision of the licensed service.

(4) The licensee shall, if so required by the Commission make all necessary arrangements to enable the Commission or any person authorized by the Commission to preview, at reasonable time any particular advertisement specified by the Commission and/or the script from which any such advertisement is to be produced.

Provided that no previewing by the Commission of any advertisement shall imply that the Commission has given its approval therefore, and any advice and/or guidance given to the licensed by the Commission with regards to any such advertisement shall be without prejudice to the powers and duties of the Commission under the Act.

Technical standards and requirements.

56. The licensee shall use all reasonable endeavours to ensure that the signal carrying services retain high standards in terms of technical quality and reliability throughout the service area as is for the time being reasonable, practicable, and in particular, but without prejudice to the generality of the foregoing, the licensee shall do all that he can to ensure that the relevant provision of the Technical Performance Code are observed in all the operation under its direct control.

(b) Provisions of Additional Services and Information to the Commission.

Provision of additional services.

57.-(1). The commission reserved the right to license under Act any or all of the spare capacity with the signals carrying the licensed service with the Commission determines to be available for the provision of additional services having regard to the licensee's right and obligations to provide subtitling pursuant to regulation 19 and to the need of the broadcasting service for providing services which are ancillary to programmes included in the broadcasting service and directly related to their contents.

(2) Nothing in this license shall authorize the license to broadcast or procure the broadcasting of any picture, sound, text or other signals on the spare capacity referred to in sub regulation (1) of this regulation.

(3) The licensee shall grant to any person who holds a license to provide additional services on any frequency on which the broadcasting service is provided, and to any person authorized by any such person provide additional service on that frequency access to facilities reasonably required by that person of any such additional services.

(4) The license shall entitle to require any person to whom he grants access to facilities in accordance with sub regulation (3) of

this regulation to pay a reasonable charge in respect thereof and the licensee shall use all reasonable endeavours to agree upon the amount of that charge with such person. The Commission shall determine any dispute as to the amount of any such charge.

58.-(1) The licensee shall furnish to the Commission in such manner and at such times as the Commission may reasonable require such documents as the Commission may require to it by or under the Act and in particular but without prejudice to the generality of the foregoing.

Notification
to the
Commission.

(2) The Licensee shall notify the Commission:

- (a) of any change in the persons having control over the license or in the directors of the licensee or the directors of any body corporate which controls the license within twenty-eight calendar days of the occurrence of such charge.
- (b) if any change in the person having interest in the license so that a person or group of persons acting together:
 - (i) has acquired an interest of more than five percent in the license or in any body corporate which controls the license or
 - (ii) having an interest or more than five percent in the license or in any body corporate which controls the license has increased such interest within twenty-eight days of the licensee becoming aware of such charge.
 - (iii) the licensee shall, save in so far as much matters have been notified to the Commission pursuant to paragraph (a) notify the Commission within twenty-eight days of the occurrence of all matters, notice of which it is required to give to the Business and Property Registration Agency of Zanzibar.

(3) The licensee shall ensure that any person authorized in writing by the Commission is permitted at reasonable times to enter any premises of the licensee or any connected person in order to:

- (a) inspect, examine, operate or test any equipment on the premises which is used in connection with the provision of the licensed service ; and
- (b) inspect and examine all statutory books and financial and other business records of the licensee and to take such copies thereof as may in the opinion of the Commission be necessary or desirable to enable it to discharge its functions under the Act.

Provision of
information
to the
Commi-
sssion.

59.-(1)The licensee shall:

- (a) retain or arrange for the retention of recording in sound and vision or every programme included in the broadcasting service for a period of ninety days from the date of first inclusion therein;
- (b) if so requested by the Commission forthwith produce or arrange for the production to the Commission of any such recording for examination or reproduction; and
- (c) if so requested by the Commission forthwith produce to the Commission any script or transcript of a programme included in the broadcasting service.

(2) The licensee shall within twenty-eight days of request thereof provide the Commission with such information as it may require for the purpose of determining or revising the tariff referred to in regulation 47 of these regulations.

(3) The licensee shall supply to the Commission:

- (a) In relation to himself anybody which controls the license (where a body corporate) a copy of his annual return at the time as it is filed with the Registrar of Companies and a copy of his annual report and accounts as soon as possible after they are circulated to the shareholders of the relevant body corporate or;

- (b) Details in whatever form and within such period as the Commission may reasonable require, of any particular advertisement or any class of advertisement specified by the Commission or any sponsored programme which the Commission from time to time requires;
- (c) Past-transmission date in relation to the programmes included in the broadcasting service covering such information and in such form as the Commission shall specify. Such date to be delivered to the commission as soon after transmission of the programme to which they relate as the Commission may require; and,
- (d) Any technical performance data as the Commission shall specify, any tapes/recording of such programme as the Commission shall from time to time require for the purpose of monitoring the technical performance of the licensee.

(3) The licensee shall inform the Commission when judgment is awarded against him in any court proceedings brought against him in respect of the inclusion in the broadcasting service of;

- (a) any defamatory, seditious, blasphemous;
- (b) absence matter or any matter which constitutes an injurious falsehood, of any copyright, moral right in a performance, design right, registered design, service mark, trade mark, letters patent, or other similar monopoly right;
- (c) a contravention of the provisions of any statutory enactment or regulation for the time being in force;
- (d) a criminal offence;
- (e) contempt of court; or
- (f) breach of House of Representative privilege.

(4) The license shall supply the Commission with details of the procedures and of any revision of such procedures adopted by him and require to be observed by those involved in providing the licensed service for the purpose of regulation 36(2) of these regulations.

(5) The licensee if so requested by the Commission shall at such intervals and at such times as the Commission shall require attend meetings with the Commission and if the Commission shall require with the holders of broadcasting licenses for the purpose of enabling the Commission to conduct periodic reviews of the performance by the licensee of his obligations under the license and of the performance by the holders of other broadcasting licenses of their obligations under their respective licenses.

Power of the
Commission to
vary license
conditions.

60. The Commission by a notice served on the licensee:

- (a) Vary the license period provided that the licensee consents to such variation without prejudice to the powers and duties of the Commission under section 13(4) of the Act;
- (b) Vary any condition set out in the license provided that the licensee consents to such variation; and
- (c) Vary the license in any respect not mentioned in paragraph (a) to (b) above provided that the licensee has been a reasonable opportunity to make representation to the Commission concerning the proposed variation.

Equal
Opportu-
nities.

61. The licensee shall:

- (a) Make arrangements for promoting in relation to employment by him, equality of opportunity between men and women and between persons of different racial groups; and
- (b) Review those arrangements from time to time.

PART FIVE
CONDITIONS OF LICENSE TO IMPORT, DISTRIBUTE, TO
DEAL IN, OPERATE IN, BROADCASTING APPARATUS

62. The licensee shall provide the licensed apparatus for the license period in accordance with the Fourth Schedule of these Regulations.

Provision of licensed apparatus by licensee.

63. The licensee shall use all reasonable endeavours to ensure that the licensed apparatus are of high standards in terms of technical quality and liability throughout the license period, the licensee shall ensure that the relevant provisions of the technical performance Code are observed in all the operations.

Broadcasting apparatus standard and requirements.

64. The licensee shall:

- (a) engage in practice or enter into arrangement to fair and effective competition in the provision of the licensed service and services connected with them;
- (b) comply with any direction from time to time issued by the Commission to the licensee for the purposes of ensuring fair and effective competition in the provision of broadcasting services or services connected with them; and
- (c) comply with any code or guidance for the time being approved by Commission for the purpose of ensuring fair and effective competition in the provision of broadcasting services or services connected with them.

Competition in the provision of licensed services.

65.-(1). The licensee shall comply with any directions given to him by the Commission, in respect of any matter, that such direction in the opinion of the Commission is appropriate, having regard to any duties, which may be imposed or on the license or under the Act.

Compliance.

(2) The licensee shall adopt procedures and shall make sure that such procedures are observed by those involved in providing the licensed apparatus for the purpose of ensuring that items included in the licensed apparatus comply in all respects with the provision of the license, the Act, any code or guidelines herein referred to.

(3) The licensee shall, without prejudice to the generality of the foregoing ensure that:

- (a) there are sufficient persons amongst those involved in providing the licensed apparatus are adequately versed to the requirements of the license, the Act, and the code and Guidelines and that such persons are able to ensure compliance with such requirements on a day to day basis.
- (b) adequate arrangements exist for the immediate implementation of such general and specific directions as may from time to time be given to the licensee by the Commission.
- (c) in each department of the license where any of the procedures referred to in this condition are to be implemented the numbers of the staff responsible are of sufficient seniority to ensure immediate action and that issues relating to compliance may be brought where necessary directly before senior managements for consideration.

Power
of the
Commi-
ssion
to vary
license
conditions.

66. The Commission may by a notice served on the licensee:

- (a) Vary the license period provided that the licensee consents to such variation without prejudice to the powers and duties of the Commission under section 13(4) of the Act.
- (b) Vary the license conditions in any respect not mentioned in paragraph (a) of this regulation above provided that the licensee has been given a reasonable opportunity to make representation to the Commission concerning the prepared variation.

Notice.

67.-(1). Any notice or notification to be served or given under or in relation to the license shall be in writing and may be delivered to the party to be served or sent by the fastest registered mail at his proper address or left at that address.

(2) Any such notice or notification shall be deemed to have been served:

- (a) If so delivered or left, at the time or delivery or leaving; or
- (b) If so posted, after stamped from the day it was put into the post.

(3) In proving such service, it shall be sufficient to prove that delivery was made or that the envelope containing such notice or notification was properly addressed and posted as a prepaid recorded delivery letter or was left at the proper address as the case may be.

68.-(1). If the commission is satisfied that the licensee has failed to comply with any condition of the license and it has given the licensee a reasonable opportunity to make representations to it about the matters complained of, the commission may:

- (a) direct the licensee to make a correction or apology or both in such form, and at such times as the commission may determines.
- (b) serve on the licensee a notice requiring him to pay to the Commission, within a specified period a specified penalty, the Commission shall determine any amount of financial penalty imposed to sub-regulation (2)(a) of this regulation.
- (c) serve on licensee a notice reducing the license period by a specified period; and

Sanctions for
breaches of
condition.

(2) Where the license is due to expire on a particular date by virtue to a notice served on the licensee, under sub-regulation (3) (a) the Commission may, on the application of the license, by a further notice served on him at any time before that date revoke that notice if it is satisfied that such revocation is satisfied by virtue of the conduct of the licensee in relation to the provision of the licensed apparatus since the date of the earlier notice.

(3) Any exercise by the Commission of its power under sub-regulations (3) (a) and (b) shall be without prejudice to the Commission powers pursuant to sub-regulation (1) and (2) of this regulation.

Revocation
of License.

69.-(1) If the Commission is satisfied that the licensee is failing to comply with any condition of the license or with any direction given by the Commission such that, if that failure were not remedied, it would justify the revocation of the license, the Commission shall serve of the licensee a notice:

- (i) Stating that the Commission is so satisfied;
- (ii) Specifying the respects in which, in the opinion of the Commission, the licensee is failing to comply with any such condition; and
- (iii) Stating that, unless the licensee takes, within such period as is specified in the notice, such steps to remedy the failure as are so specified, the Commission will revoke the license.

(2) if at the end of the period specified in any notice under sub-regulation (1) the Commission is satisfied that the licensee has failed to take the steps specified in the notice and that it is necessary in the public interest to revoke the license, the Commission shall serve on the licensee a notice revoking the license.

(3) The Commission shall revoke the license by notice in writing served on the licensee and taking effect as from the time of service if :

- (a) The licensee indicates to the Commission before the commencement date that he does not intend to provide licensed apparatus; or
- (b) The Commission for any other reason has reasonable grounds for believing that the licensee will not provide that licensed service after the commencement date and it has served on the licensee a notice stating its grounds for believing that he will not provide that service after that date.

70.-(1)The Commission may revoke the license by notice served on the license and taking effect either from the time of service or on a date specified in the notice, in any of the following circumstances:

- (a) If the licensee ceases to provide the licensed apparatus before the end of the license period and the Commission considers that it is appropriate to revoke the license;
- (b) If the licensee agrees in writing with the Commission that the license should be revoked;
- (c) If any change in the persons having control over the license takes place within the relevant period without the prior approval in writing of the Commission;
- (d) If the Commission is satisfied that the licensee:
 - (i) In purporting to comply with any of the conditions of this license has provided information which is false in a material particular or has withheld with the intention of causing the Commission to be misled; or
 - (ii) In connection with this application for the license provided the Commission with information which was false in a material particular or withheld any material information with intention of causing the Commission to be misled;
- (e) If where the licensee is body, cause a change effecting the nature or characteristics of the licensee or any change in the persons having control over or interests in the license, takes place, whether before or after the commencement date, which change is such that, if it fell to the Commission to determine whether the award the license to the licensee in the new circumstances of the case, it would be induced by the change to refrain from awarding the license to the licensee;

- (f) If the Commission ceases to be satisfied that the licensee is a fit and proper person to hold the license.
- (2) The Commission shall before serving a notice revoking the license give the licensee a reasonable opportunity to make representation to it about the matter complained of.
- (3) When the license is revoked pursuant to any provision of the Act, the licensee shall:
- (a) Within such period the Commission shall notify to him, pay to the Commission a financial penalty to be determine by the Commission from time to time;
 - (b) Pay any outstanding balance of the fees. The licensee's liability to pay such amounts shall not be effect by the license ceasing for any reason to be in force

PART SIX

BROADCASTING NETWORKS

Obligations of the Commission in relation to broadcasting network.

- 71.-**(1) The Commission shall have the following obligations in relation to the broadcasting networks.
- (a) determine standards for broadcasting networks;
 - (b) plan and assign frequencies in accordance with the market segment and service area;
 - (c) determine categories of multiplex operators as deemed necessary;
 - (d) determine number of multiplexes to be used for free to air, pay television and value added services;
 - (e) issue construction permit to the successful applicants for broadcasting networks;
 - (f) determine the number of broadcasting networks in every broadcasting market segment and service area;

- (g) determine the amount of transmission power for broadcasting network; and
- (h) do any other business for better carrying out of the Act or these Regulations.

(2) Due to limited frequency spectrum resource, the Commission shall license two national multiplex operators to provide digital multiplex, signal distribution and transmission in the following manner:

- (a) the Commission shall license one National multiplex operator who:
 - (i) may be hundred percent owned by the Government or consortium or joint venture;
 - (ii) shall serve the public service broadcaster as a primary obligation; and
 - (iii) may provide services for other content service licensees;
- (b) the Commission shall license one National multiplex operators who shall serve other broadcasters on commercial arrangements.

(3) The method of selecting the commercial multiplex operator as mentioned under sub regulation (2)(b) of this regulation is through tendering process in accordance with Public Procurement and Disposal of Public Assets Act and its Regulations.

72.-(1)The frequency assignments for broadcasting networks shall be issued by the Commission, under the following conditions and arrangements:

- (a) for AM and FM broadcasting networks, in accordance with the market segment and licensed service area;
- (b) in the case of digital terrestrial broadcasting networks, to the multiplex operators, according to the demand and rollout requirements.

Frequency
Assignments
for
broadcasting
networks.

(2) The Commission shall reserve multiplexes for other enhanced emerging digital broadcasting services.

(3) For the purposes of this regulation, the Commission shall have powers to:

- (a) review multiplex assignments and allocations of frequency spectrum;
- (b) announce availability of free multiplexes that can be allocated to new applicants for free to air and subscription content service license;
- (c) announce the availability of frequency spectrum for FM and AM in competitive and underserved areas.

(4) In the event of high demand of spectrum resource for broadcasting networks, the Commission may resort to tender process or other methodology to get the suitable applicant.

Construction
permit for
Broadca-
sting
networks.

73.-(1)The Commission may issue construction permit to successful applicant to provide broadcasting services using AM, FM Radio, and cable:

- (a) two different construction permits for AM and FM broadcasting networks one of which shall be a permit for studio and another for transmission sites;
- (b) studio construction permit shall be issued to content service providers while for multiplexers and transmission sites the permit shall be issued to the licensed multiplex operators.

(2) The Commission shall issue construction permit to cable operators and broadband content service provider before starting content services business.

(3) The construction permits for cable, studios and transmission sites shall be valid for one year.

(4) Upon completion of construction of the station, the applicant shall invite the Commission to conduct an inspection of the facilities:

- (a) upon approval by the Commission, the station shall be granted one month test transmission; and
- (b) upon satisfactory transmission the station shall be granted operating license.

(5) In the event that the applicant is not able to start and accomplish construction within the given period, the Commission shall extend or cancel the permit upon receiving written representations from the applicant.

(6) The construction permit holder shall provide written explanations to the Commission three months before the expiry date of the permit, giving reasons for not accomplishing the construction within the period indicated in the permit.

(7) Upon receiving written explanations the Commission shall conduct due diligence to establish whether the reasons given are valid and may reject and cancel the permit or accept and extend the permit to a maximum period of twelve months without further extension.

74. The Network Facilities Licensee who has been authorized to provide digital terrestrial broadcasting multiplexing and signal distribution services shall comply with the following:

Obligations
of multiplex
operator.

- (a) to provide access to Free to Air Content Services licensees as primary obligation;
- (b) to provide access to subscription on secondary basis;
- (c) to make available, provisioning of content aggregation and programme bouquet handling system that shall support data paths embedded in the DVB stream based on open source (nonproprietary) multimedia system to support Electronic Programme Guide (EPG) and Electronic Programme Information (EPI) for FTA and Conditional Access (subscription) services. The schedule on STB shall describe all services carried on the DTT platform for the following 7 days;

- (d) submit annual report to the Commission for the approval and updated rollout plan for the provision of National Network Facilities to provide digital terrestrial broadcasting multiplexing and signal distribution services;
- (e) to provide services to current and new content service licensee on a fair, transparent, impartial and non-discriminatory manner;
- (f) to construct, operate, install, manage and maintain network facilities in accordance with the regulations made under the Act;
- (g) to ensure that every broadcasting transmission is identified by transmitting identification signals or announcements periodically;
- (h) to ensure that transmission tower heights, antenna and transmission characteristics are in accordance with the parameters as specified in the Rules issued by the Commission;
- (i) to submit to the Commission any plans for development or facility upgrade for approval for which the Commission reserves the right to reject any such request;
- (j) within two weeks of a request by a content service licensee enter into a service level agreement with such licensee and provide the access services;
- (k) to provide connectivity fees which are transparent, non-discriminatory and cost based in accordance with the bandwidth used per annum;
- (l) to comply with any regulations, rules and directives issued by the Commission on applicable tariffs;
- (m) to provide billing information to the Commission;

- (n) to submit to the Commission annually audited financial report; and
- (o) provide quarterly report to the Commission on the performance of the network that shall include and not limited to:
 - (a) printed footprint of the service area of each transmitter;
 - (b) effective radiated power of each transmitter; and
 - (c) percentage of the network availability of each transmitter.

75. A content services licensee:

- (a) may negotiate with multiplex operator on redeployment of usable infrastructure on commercial arrangement during the transition period;
- (b) prepare and submit to the Commission roll-out plan for content services, service area and programmes;
- (c) prepare and submit to the Commission business plans for digital terrestrial broadcasting framework;
- (d) ensure that content for transmission carries station identification information by periodic announcements for radio station and logo for television station;
- (e) shall be responsible to route its source signal to the multiplex head-end;
- (f) provide information to multiplex operator for electronic program guide;
- (g) provide periodic viewers guide, warning and information on the rating of content; and
- (h) construct and install infrastructure in accordance with the parameters provided under the Rules made by the Commission; and

Obligations
of Content
Services
Licensee in
relation to
terrestrial
digital
television
broadcasting
networks.

Obligations
of Content
Services
Licensee
in relation
to AM and
FM Radio
broadcasting
networks.

76. A content services licensee shall:

- (a) prepare and submit to the Commission roll-out plan for content services, service area and programmes;
- (b) prepare and submit to the Commission business plans for AM and FM Radio broadcasting network;
- (c) ensure that content for transmission carries station identification information by periodic announcements for radio station;
- (d) provide periodic listeners guide, warning and information on the rating of content;
- (e) provide quarterly report to the Commission on the performance of the network that shall include and not limited to:
 - (i) printed footprint of the service area of each transmitter;
 - (ii) effective radiated power of each transmitter; and
 - (iii) percentage of the network availability of each transmitter;
- (f) construct and install infrastructure for AM and FM broadcasting networks in accordance with the parameters provided under the Rules made by the Commission.

Digital
video
broadcas-
ting
terrestrial
standards.

77.-(1) A multiplex operator shall provide services based on the Digital Video Broadcasting-Terrestrial2 (DVB-T2) family standard as provided under the Second Schedule to these Regulations.

(2) The Commission may from time to time review the standards as provided under these Regulations.

Network
Configur-
ation.

78.-(1) A multiplex operator shall comply with the following network configuration requirements:

- (a) use of Single Frequency Network (SFN) configuration for National coverage and Multiple Frequency Network (MFN) configuration for gap-filers for deployment of digital terrestrial signal transmission, based on the National Frequency Spectrum Plan;
 - (b) deployment of transmitters shall be in accordance with the provision stipulated in the Digital Broadcasting Rules; and
 - (c) configure the network in accordance with reception modes as specified in the Third Schedule to these Regulations.
- (2) A multiplex operator shall limit the transmitter powers of gap fillers to 50 Watts and ensure that does not cause interference to the main networks.

79. A multiplex operator shall offer digital broadcasting services in the following manner:

Multiplex Capacity Framework.

- (a) in allocation of multiplex capacity, priority shall be given to Free To Air Services; or as may be prescribed from time to time by the Commission;
- (b) assigned frequency channels upon justification of demand and availability;
- (c) not to avail to one content service licensee more than 20% of a multiplex;
- (d) transparent in separation of content service functions and multiplex operator functions in the Digital Broadcasting value chain;
- (e) the maximum compression ratio shall be prescribed by the Commission in the digital broadcasting rules;
- (f) Value added services shall not exceed 5% capacity of one Multiplex in use; and
- (g) The multiplex operator shall not be allowed to carry its own produced content, channels or bouquet.

Quality of Service.

80.-(1) A multiplex operator and content service licensee shall be required to comply with quality of service requirements as prescribed by the Commission.

(2) The quality of service requirements includes but not limited to the following:

- (a) point of interface between content services licensee's studio and multiplex operator's Head-end;
- (b) coding, compression and multiplexing stages;
- (c) signal distribution system;
- (d) signal transmission system;
- (e) point of audio and visual production;
- (f) customer premise equipment;
- (g) customer perception of quality or quality of experience; and
- (h) Availability of service.

Systems Interoperability.

81.-(1) A multiplex operator shall ensure that there is interoperability in the digital broadcasting chain.

(2) A Multiplex Operator shall ensure interoperability in the following manner:

- (a) all Free to Air Channels shall be accessible without constraints to a single universal Set-Top-Box (STB) and integrated digital television (iDTV);
- (b) all conditional access television channels shall be accessible through a single Set-Top-Box and integrated digital television using mechanisms such as, smart cards, passwords or keys or any other mechanisms compatible with the single receiver system;
- (c) Provide flexibility to content services licensee to change multiplex operator without need for additional interface.

(2) Both multiplex operator and content service licensee shall ensure that all the equipment comprised in and contacted to the licensed systems and used in the provision of the licensed services is type approved by the Commission.

82. Any person who intends to assemble, manufacture, maintain, import, distribute or sell integrated digital television, set top box, digital radio receiver or any other customer premise equipment for digital terrestrial broadcasting reception shall apply to the Commission to obtain approval of appropriate class license and be required to meet requirements as specified under Rules issued by the Commission.

Set-Top-Box
Specifica-
tions.

PART SEVEN

DIGITAL TELEVISION CHANNEL AGGREGATION AND SUBSCRIPTION SERVICES

83.-(1) Channel aggregation on the Digital Terrestrial Television platform shall:

- (a) not produce its own content and make it part of its bouquet;
- (b) obtain right clearances from relevant television channel owners; and
- (c) be allowed to have information channel restricted for description of the service offered without including any commercial advertisements.

(2) Subject to availability of spectrum and demand, the Commission shall determine the number of channel aggregators.

84. A subscription channel shall not be sponsored or use commercial advertisements obtained from local entities.

Advertising
on
subscription
channels.

85. All broadcasting network operators shall be obliged to carry the public service broadcaster without charging transmission fee for the interest of the public all the time.

Must Carry
Obligation.

Carriage of local free to air channels

86. Carriage of local free to air television channels to the end user shall be through multiplex operators networks and abide by the license conditions of a content service license.

Condition for exclusive rights of broadcasting live events.

87.-(1) A licensee granted exclusive rights to broadcast live sports events shall undertake the following conditions:

- (a) subject to copyrights agreement from relevant bodies, submit to the Commission a copy of agreement to air live local sport event three weeks before the programme commences;
- (b) in the case of a licensee who has acquired rights to broadcast live foreign sport events, submit copyright agreement to the Commission at least one month before commencement of the event; and
- (c) in the case of a licensee who acquires exclusive rights to broadcast any live sports event, inform the public of such rights by publishing in three newspapers of wide circulation at least three weeks before commencement of the programme.

(2) Subject to the provisions of this regulation, a licensee granted exclusive right to broadcasting any live event, shall undertake the conditions as prescribed under sub regulation (1) of this regulation.

Locking channels with unsuitable content.

88. Criteria for locking channels with unsuitable content shall be as follows:

- (a) Network Facility licensee shall ensure the provision of locking mechanisms to prevent access to unsuitable content by minors;
- (b) a Content Services licensee shall, wherever practicable, implement adequate mechanisms to enable a subscriber, using a reasonably secure mechanism such as a PIN number selected by the subscriber, to block a programme based on the classification of the programme or a channel included in its service;

- (c) in order to enable a subscriber to block a programme based on the classification of the programme, a Network Facility licensee shall, wherever practicable capture the programming classification information; electronically and:
 - (i) a Content Services licensee shall inform all its subscribers of the parental control mechanism available and provide subscriber with a step-by-step guide on how to use the parental control guide; and
 - (ii) the Network Facility licensee shall ensure that the parental control guide is accessible to its subscribers through the Electronic Program Guide.

89.-(1)A licensed company providing support services for subscription broadcasting content services shall provide management services to a subscription broadcasting service which may include:

Support services for subscription broadcasting.

- (a) subscriber management support;
- (b) subscription fee collection;
- (c) call centers;
- (d) sales and marketing; and
- (e) technical support and installation.

(2) A licensee for support services for subscription broadcasting content services shall provide subscribers with the following information in writing:

- (a) type of product, bouquets and services offered;
- (b) cost structure for products and services;
- (c) subscriber service level contract describing not only the conditions for the product and service offered but

also the information about the physical address of the licensee;

- (d) billing and collection of subscriber fee;
- (e) complaints handling procedures and resolution; and
- (f) provide information on the control mechanisms for access of content inappropriate for children.

(3) Every licensee for support services for subscription broadcasting services shall have the following obligations to:

- (a) import and distribute by the licensee or through agents broadcasting apparatus to subscribers after obtaining the required license from the Commission;
- (b) conduct installation, commissioning, repair of subscriber terminal equipment;
- (c) provide Electronic Programme Guide support;
- (d) provide customer care support; and
- (e) provide any other services prescribed in writing by the Commission from time to time.

(4) The support services licensee shall be responsible and accountable to all issues pertaining to subscription broadcasting services and subscribers.

Protection
of Privacy.

90.-(1)A licensee shall comply with the following conditions:

- (a) protection of subscribers privacy;
- (b) not use their systems to collect personal identifiable information concerning any subscriber without their prior written or electronic consent; and
- (c) prohibited from disclosing personal identifiable information without prior concern of the subscriber.

(2) The operator may collect the information under regulation (1), if its necessary to render subscription services or to detect unauthorized reception of services.

(3) At the time of entering into agreement with subscriber the service provider shall notify subscriber of any personally identifiable information collected or to be collected regarding the use of such information its frequency, time and purpose of any disclosure of such information.

91.-(1)The main source of income for:

Source of
Income.

- (a) subscription broadcasting services, shall be subscription fees;
- (b) commercial advertisements, shall be exclusive for local free to air television licensee;

(2) Subscription broadcasting services shall not carry any advertising except for live events.

(3) Advertisement in the live events may be aired thirty minutes before the event, during break and after the event.

92.-(1)The Commission shall authorize foreign channels submitted by the channel aggregator.

Authorization
of foreign
channels for
aggregation.

(2) The channel aggregator shall not add a channel to its service unless the Commission, on application by the licensee, has authorized the channel.

(3) An application by a channel aggregator to the Commission for the authorization of one or more channels shall be made in writing and shall state:

- (a) name of the channel;
- (b) nature of the channel and its content;
- (c) country where the channel was packaged;

- (d) full name of channel supplier;
- (e) primary language of the channel; and
- (f) duration of the channel where it is a special event channel.

(4) The application must be accompanied by the prescribed fee.

(5) Within thirty days of receipt of an application made in terms of this regulation, the Commission shall issue a certificate authorizing or refusing to authorize the channel.

(6) Where the Commission refuses to authorize a channel shall give reasons in writing to the applicant for the refusal within thirty days of issuing of the certificate.

PART EIGHT

MISCELLANEOUS PROVISIONS

General offence.

93.-(1)Where a person whether natural or legal person contravenes any of the provisions of the Act or these Regulations commits an offence and if no penalty is specifically provided for, shall be liable to a fine not less than five million shillings (5,000,000/=) or to imprisonment for a term not exceeding twenty-four months or to both such fine and imprisonment.

(2) In addition, the Court may, in the manner which the court directs, order the confiscation of all or any part of any apparatus.

Appeal.

94.-(1)A person who is aggrieved by:

- (a) the refusal or cancellation of his registration;
- (b) the refusal or cancellation of his license;
- (c) the refusal of making transfer or amendment or modification of his license;
- (d) any other conditions or requirements imposed under the Act or these Regulations;

(e) any decisions provided under the Act or these Regulations; may, within fourteen (14) days of the notification of act complained of being received by him, appeal in writing to the Minister.

(2) The Minister shall, within thirty (30) days, confirm, set aside or vary the decision complained.

(3) A person who is dissatisfied by the decision of the Minister may refer the matter to the High Court of Zanzibar.

95. A suit or other legal proceeding shall not lie against the members of the Commission, Officer or other employee thereof for anything which is in, good faith done or intended to be done in pursuance of the Act or these Regulations.

Protection
of action
taken in
good faith.

96.-(1) The Commission may impose to the licensee such royalty in such rate as prescribed in the Fourth schedule to these Regulations. Royalty.

(2) Subject to the provision of sub regulation (1) of this regulation, the Commission may, from time to time, review the rate of royalty by notice published in the Official Gazette.

(3) Subject to this Regulations, any fees specified in United States Dollar under this Regulations, may be paid in Tanzania Shillings equivalent to the prevailing market exchange rate.

97. The Zanzibar Broadcasting Regulations, 2017 are hereby Repeal. repealed.

SCHEDULES

FIRST SCHEDULE

APPLICATION FORMS

[Made under regulation 4, 10]

FORM NO. 1

ZANZIBAR BROADCASTING COMMISSION



Application for a Network Facility License

Notes

1. Answer all the questions as fully as possible, use extra sheets if required and if necessary send copies of other documents to illustrate an answer.
2. Complete the form in typescript or in block capitals in black ink.
3. If you are completing the form as an agent, i.e. you are acting on some other individual's or company's behalf, please make this clear in an accompanying letter, and provide evidence of your authority to act on behalf of the applicant. The form should be filled in so as to include information about the applicant not the agent.
4. If you think that there are special or exceptional circumstances in your case which mean this condition should not be included in the licence for which you are applying, please set out in writing what those circumstances are so that The Commission can consider them.

Details About The Applicant

1.1 Full name and address

.....

1.2 If a company:

- (a) Registered Office:
- (b) Company Registration Number:

1.3 (a) Address for communication:

(b) Contact name:

(c) Contact telephone number, fax number and e-mail address:

.....

1.4 (a) If a company name(s) of shareholder and directors:

Name(s) of shareholder and directors	Number /percentage of shares
1.	
2.	
3.	
4.	

(b) Share capital of company:

1.5 Citizenship of applicant / shareholders/ directors

Name(s) of Applicant/ shareholder/ directors	Citizenship	Identity card Number	Type of Identity Card ¹
1.			
2.			
3.			
4.			

Details about the Service

2.1 What services do you wish to be licensed for?

- Free to Air Television
 - Cable Television
 - Terrestrial Pay Television
 - IPTV
 - Free to Air Radio
 - Terrestrial Pay Radio
 - Any other Services.....
-

¹ 'recognized identity card' is the National Identity Card, Zanzibar Residence Identity Card, Driving License, Passport or Voters Identity Card

- 2.2 Projected date of first transmission:.....
- 2.3 Description of service
- (a) Brief description of the service content (attach if any):
 - (b) In what language(s) will the service be transmitted?
 - (d) Is this service for a Commercial or Community digital multiplex?
.....
- 2.4 Transmission
- (a) Which multiplex(es) will the service be carried on?
 - (b) Has carriage been agreed?

Technical Specifications

- 3.1. Make and Type of Transmitter
- 3.2. Manufacturer Name and Address:
- 3.3. Station Type: Main Station Booster Station
- 3.4. Intended Area of Coverage..... (Attach a Roll out Plan)
- 3.5. Do you intend to use TVRO? Yes No
- 3.6. If Yes, to which Satellite is the TVRO intended to be beamed?

Transmission Information

- 4.1 Studio Location (Area, Street, Block, Plot No.)
-
-
-

- 4.2 Antenna Site Location (Area, Street, Block, Plot No.)
.....
.....
.....
- 4.3 Antenna Gain dBi
- 4.4 Polarization:
- 4.5 Antenna Site: Elevation Above Sea Level.....(meters)
Height Above Ground Level.....(meters)
- 4.6 Antenna Coordinates (Latitude/Longitude):
- 4.7 Frequency Band:
- 4.8 Preferred Frequency channel:
- 4.9 Nominal Bandwidth..... Type of Modulation.....
- 4.10 Transmitter Power: (KW) Effective Radiated Power: (KW)
- 4.11 Hours of transmission: Attach full details (e.g. hours per day/week).

STL Information

- 5.1 Make and type of Equipment
- 5.2 Manufacturer's Name and Address
- 5.3 Antenna Type and Make.....

Content Information

- 6.1 Source of Program: Locally Produced% Imported%

- 6.2 If Imported please Specify
- 6.3
- 6.4 Type of Programmes:
- 6.5 Time of operation per day.....Hours
- 6.6 Intended charges to viewers and listeners:
- 6.7 Billing System type: fixed, per access per bit rate
- 6.8 Future Plan:
- 6.9 Any other relevant information:
-
-

Declaration

- 7.1 I hereby apply to **Zanzibar Broadcasting Commission** for the grant of a licence for the service(s) described above and declare that the information given in this application form is, to the best of my knowledge and belief, correct..
- 7.2 I further declare and warrant that I am a qualified person as defined in section 12 of the Broadcasting Act 1997, and that having made all reasonable enquiries neither I nor any person by which I am controlled will, as result of the grant to me of the licence, be in breach of any other requirement.
- 7.3 I also certify that, to the best of my knowledge, no person involved in this application has been convicted of an unlicensed broadcasting offence, and that I shall do all that I can to ensure that no person so convicted will be concerned in the operation of the radio station or the making of

programmes included in the licensed service if this applicant is granted a licence.

7.4 I enclose [delete where not appropriate]:

- (a) A copy of the Memorandum and Articles of Association (or, if a body corporate without such, the nearest equivalent along with a translation, if it is not in English), together with copies of any resolution amending or updating them;
- (b) the applicant's proposals in relation to the policy and nature of the service in regard to the daily transmission time allocated to different program;
- (c) network plan, technical specifications of the equipment and studio and installations program;
- (d) the training program involving local staff;
- (e) A copy of the last Annual Return and Accounts of the applicant; and
- (f) A cheque for the application fee.
- (g) Certificate of Incorporation.

Signature

Name (Block Capitals)

Position

Date

Please return to:

**Executive Secretary
Zanzibar Broadcasting Commission
P.O. Box 2255
Zanzibar, Tanzania**



**THE REVOLUTIONARY GOVERNMENT OF
ZANZIBAR
ZANZIBAR BROADCASTING COMMISSION
(ZBC)**

**APPLICATION FOR LICENSE TO OPERATE A RADIO BROADCASTING
STATION**

(Under section 11 of the Broadcasting Service Act. No. 7, 1997)

1. Name(s) of Applicant
2. (a) If a company, name(s) of shareholder and directors:

Name(s) of shareholder and directors	Number /percentage of shares
5.	
6.	
7.	
8.	

- (b) Share capital of company
-

3. Citizenship of applicant / shareholders/ directors

Name(s) of Applicant/ shareholder/ directors	Citizenship	Identity card Number	Type of Identity Card¹
5.			
6.			
7.			
8.			

¹'recognized identity card' is the National Identity Card, Zanzibar Residence Identity Card, Driving License, Passport or Voters Identity Card

4. (a) Address of Applicant(s)

.....
.....

(b) Contact Person:

Name: Designation:

Telephone: Fax:

Email:

5. Name of Broadcasting Services

.....

6. (a) Type and make of equipment:

.....
.....

(b) Estimate cost:

.....

(c) Type of modulation:

.....

(d) Transmission Frequency band:

.....
.....

(e) Preferred Channel:

.....
.....

(f) Power of transmitter / Transponder

.....

.....

(g) Antenna type of polarization (Horizontal, Vertical or Circular)

.....

7. Feasibility study and cash flow:

.....

Attach if any.

8. Location of broadcasting station:

Give address

City/Town:

Street:

Plot No.

9. Area to be covered:

.....

10. Source of programmes (Locally produced, imported)

.....

11. Type of programmes (commercial Advertising, Cultural, Ports, Political, Religious, Entertainment, etc)

.....

.....

12. Time and hours of operation per day

.....

.....

13. Intended charges to viewer and listeners:

.....
.....

14. Staff establishment and qualification (Present and future)

.....
.....
.....

15. Staff training programmers (attach if any)

.....
.....

16. Expected date of commencement of operations:

.....
.....

17. Future plans:

.....
.....
.....

18. Any other relevant information:

.....
.....
.....

19. Name(s) and signature of application (s):

.....
.....

Date:

REMARKS OF THE COMMISSION:

.....

.....

.....

.....

.....

ZANZIBAR BROADCASTING COMMISSION**Application for a Television Content Service Licence****Notes**

1. Try to answer all the questions as fully as possible, use extra sheets if required and if necessary send copies of other documents to illustrate an answer.
2. Complete the form in typescript or in block capitals in black ink.
3. If you are completing the form as an agent, i.e. you are acting on some other individual's or company's behalf, please make this clear in an accompanying letter, and provide evidence of your authority to act on behalf of the applicant. The form should be filled in so as to include information about the applicant not the agent.
4. If you think that there are special or exceptional circumstances in your case which mean this condition should not be included in the licence for which you are applying, please set out in writing what those circumstances are so that The Commission can consider them.

Details About The Applicant

1.1 Full name and address

.....

.....

.....

.....

1.2 If a company:

(a) Registered Office:

(e) Company Registration Number:

1.3 (a) Address for communication:

(b) Contact name:

(f) Contact telephone number, fax number and e-mail address:

.....
.....
.....

1.4 (a) If a company, name(s) of shareholder and directors:

Name(s) of shareholder and directors	Number /percentage of shares
1.	
2.	
3.	
4.	

(b) Share capital of company

.....

1.5 Citizenship of applicant / shareholders/ directors

Name(s) of Applicant/ shareholder/ directors	Citizenship	Identity card Number	Type of Identity Card ¹
1.			
2.			
3.			
4.			

¹recognized identity card' is the National Identity Card, Zanzibar Residence Identity Card, Driving License, Passport or Voters Identity Card

Details About The Service

2.1 What services do you wish to be licensed for?

- Free to Air Television
 - Cable Television
 - Terrestrial Pay Television
 - Free to Air Sound
 - Terrestrial Pay Sound
 - IPTV
 - Any other Services
-

2.2 Projected date of first transmission:

2.3 Description of service

- (a) Brief description of the service content (attach if any):
- (b) In what language(s) will the service be transmitted?

(g) Is this service for a Commercial or Community digital multiplex?
.....

2.4 Transmission

- (a) Which multiplex(es) will the service be carried on?
.....

- (b) Has carriage been agreed?

2.5 Studio Location (Area, Street, Block, Plot No.)

.....
.....
.....

STL Information

- 3.1 Make and type of Equipment
- 3.2 Manufacturer's Name and Address.....
- 3.3 Antenna Type and Make

Content Information

- 4.1 Source of Program: Locally Produced% Imported.....%
- 4.2 If Imported please Specify
- 4.3
- 4.4 Type of Programmes:
- 4.5 Time of operation per day..... Hours
- 4.6 Intended charges to viewers and listeners:
- 4.7 Billing System type: fixed, per access per bit rate
- 4.8 Future Plan:
- 4.9 Any other relevant information:
-
.....

Declaration

- 5.1 I hereby apply to **Zanzibar Broadcasting Commission** for the grant of a licence for the service(s) described above and declare that the information given in this application form is, to the best of my knowledge and belief, correct.
- 5.2 I further declare and warrant that I am a qualified person as defined in section 12 of the Broadcasting Act 1997, and that having made all reasonable enquiries neither I nor any person by which I am controlled will, as result of the grant to me of the licence, be in breach of any other requirement.
- 5.3 I also certify that, to the best of my knowledge, no person involved in this application has been convicted of an unlicensed broadcasting offence, and that I shall do all that I can to ensure that no person so convicted will be concerned in the operation of the radio station or the making of programmes included in the licensed service if this applicant is granted a licence.
- 5.4 I enclose [delete where not appropriate]:
 - (h) A copy of the Memorandum and Articles of Association (or, if a body corporate without such, the nearest equivalent along with a translation, if it is not in English), together with copies of any resolution amending or updating them;
 - (i) the applicant's proposals in relation to the policy and nature of the service in regard to the daily transmission time allocated to different program;
 - (j) network plan, technical specifications of the equipment and studio and installations program;
 - (k) the training program involving local staff;
 - (l) A copy of the last Annual Return and Accounts of the applicant; and
 - (m) A cheque for the application fee.

Signature

Name (Block Capitals)

Position

Date

Please return to:

**Executive Secretary
Zanzibar Broadcasting Commission
P.O. Box 2255
Zanzibar, Tanzania
Email: zbc@zantel.com**



**THE REVOLUTIONARY GOVERNMENT
OF ZANZIBAR
ZANZIBAR BROADCASTING COMMISSION
(ZBC)**

**APPLICATION FOR FM/MF/HF/VHF/UHF/RADIO/TELEVISION
BROADCASTING LICENCE**

- A. 1. Name of Applicant
2. Postal Address
3. Contact Person
- B. 1. Make and Type of Equipment
2. Seller's name and Address
-
3. Is the Equipment crystal controlled? YES NO
4. Number and type of stations
- | | | |
|---------------------------------|-----------------------------------|-----------------------------------|
| <input type="checkbox"/> Fixed | <input type="checkbox"/> Base | <input type="checkbox"/> Repeater |
| <input type="checkbox"/> Mobile | <input type="checkbox"/> Portable | |
5. Intended coverage area (attach diagram)
6. Area of Operation (in case of mobiles)
7. Name of transmitting station (transmitter site)
-
- C. 1. Exact antenna site (Area, Street, Block, Plot no, etc).....
-
-

2. Antenna gain dB Polarization.
3. Site elevation above sea level
-
4. Height over ground level
5. Location of antenna (Latitude/Longitude).....
-
- D. 1. Frequency range Frequency tolerance
- Preferred frequency
2. Nominal bandwidth Type of modulation
3. Class of emission Transmitter power
4. Azimuth of maximum radiation in degree
5. Angular width of radiation main lobe in degree
6. Maximum hours of operation
7. Any other remarks

Signature Place Date

Official Stamp

NOTE: (I) Fill the form carefully
(II) Submit the form to:
THE EXECUTIVE SECRETARY
THE ZANZIBAR BROADCASTING COMMISSION (ZBC)
P.O BOX 2255
ZANZIBAR.



**THE REVOLUTIONARY GOVERNMENT OF
ZANZIBAR
ZANZIBAR BROADCASTING COMMISSION
(ZBC)**

**FORM FOR REGISTRATION AS A DEALER/OPERATOR/REPAIRER/
IMPORTER/DISTRIBUTOR OF BROADCASTING APPARATUS**

(Under Section 11 of the Broadcasting Services Act No 1.1997)

1. Name of:
 - (a) Importer
 - (b) Distributor
 - (c) Dealer/Shop.....
 - (d) Repairer
2. Citizenship
3. Address.....
4. Location:

City.....

Street.....

Plot
5. Contact Personal

Name:

Telephone Fax.....

E-mail.....

6. Type of Broadcasting apparatus on sale/ Imported / distributed / assembled
- (a) TV.....
 - (b) VCR.....
 - (c) Radio.....
 -
 - (d) Radio Cassette.....
 - (e) TV Antennae.....
 - (f) Audio / video control boards.....
 - (g) Video Editing suites.....
 - (h) Video Camera
 - (i) Decoders.....
7. Mention other charges you pay to Municipal
- (a) Service charges
 - (b) Rent Tax
 - (c) Rates Tax
 - (d) Ground Rent
 - (e) Other
8. Previous License Number
9. According to my knowledge and understanding, I approve that the information given in this form is true and authentic and I qualify to be given a license. And, my age is not less than 18 years. Also, I approve that I have never been obstructed from doing business with any Institute of the Zanzibar Revolutionary Government.
10. Explain if you have been obstructed from doing business or sent before Magistrate.
-

..... Date 20

.....
Applicant Signature

For Office Use

11. Application Accepted / Declined
12. New License Number
13. Commencement Date.....
14. Expiring Date
15. Provided by (Name)

..... **Signature**

.....
Registrar



**THE REVOLUTIONARY GOVERNMENT OF
ZANZIBAR
ZANZIBAR BROADCASTING COMMISSION
(ZBC)**

APPLICATION FORM FOR CHANGE OF NAME

01 Name of Licensee:

02 Type of License:

03 Licensee's registered physical and Postal Address:

.....

.....

04 Proposed Name:

05 Reasons for change of name:

.....

.....

06 Declaration

I declare that all what is stated hereinabove is true to the best of my knowledge.

Name _____ Designation _____

Stamp _____ Date _____

SECOND SCHEDULE

TECHNICAL STANDARDS FOR MULTIPLEXER

(Made under Regulation 77)

- (a) Digital Video Broadcasting-Terrestrial (DVB-T EN 300 744) for free to air and subscription services and where necessary Digital Video Broadcasting-Satellite (DVB-S EN 300 421) to compliment the terrestrial service as a relaying standard to remote areas due to terrain and lack of terrestrial infrastructure;
- (b) MPEG-4/H.264 AVC or its higher compression format developed for DTT after issuance of these Regulations and as may be approved by the Commission;
- (c) MPEG-4 based STB and backward compatible with MPEG-2;
- (d) Multiplex Operators to provide network security to prevent stolen STBs from being used outside Tanzania and the East African Community region.
- (e) STB to be open and Interoperable with networks within the Republic and the East African Community region;
- (f) The DVB-T Head-end shall support Standard Television (SDTV) and provisionally upgradeable to support High Definition (HDTV) programming.
- (g) Standards applicable to STBs should also apply to IDTV (Integrated Digital Television Receivers)]
- (h) Provision of Over The Air (OTA) capability by the STB;
 - (i) STB-Cost, (Multicrypt vs Simulcrypt) Simulcrypt to be the option;
 - (ii) Use of technology which shall ensure low cost to end-users

THIRD SCHEDULE

REQUIREMENTS FOR NETWORK CONFIGURATIONS INCLUDING PARAMETER FOR MFN (Made under Regulation 78)

- (a) In planning network configuration, a Multiplex Operator is required to consider the following:
- (a) Effective Radiated Power;
 - (b) Service Area;
 - (c) Transmitter Arrays;
 - (d) Reception Modes.

2.-(1)A Multiplex Operator shall adhere to reference planning configurations for DVB-T in accordance with the following reception modes and frequency bands:

- (b) fixed reception;
- (c) portable outdoor reception or lower coverage quality portable indoor reception or mobile reception;
- (d) higher coverage quality for portable indoor reception.

(2) The reference planning configurations for DVB-T that shall be used are summarized in Table 1

Table 1: Reference Planning Configurations for DVB-T

RPC	RPC 1	RPC 2	RPC 3
Reference location probability	95%	95%	95%
Reference C/N (dB)	21	19	17
Reference (Emed)ref (dB(iV/m)) at fr = 200 MHz	50	67	76
Reference (Emed)ref (dB(iV/m)) at fr = 650 MHz	56	78	88

(Emed)ref: Reference value for minimum median field strength

RPC 1: RPC for fixed reception

RPC 2: RPC for portable outdoor reception or lower coverage quality portable indoor reception or mobile reception

RPC 3: RPC for higher coverage quality for portable indoor reception

Reference frequencies for VHF Band is 200 MHz and for UHF Band is 650 MHz. For other frequencies, the reference field-strength values in Table 1 shall be adjusted by adding the correction factor defined according to the following rule:

- $(E_{med})_{ref}(f) = (E_{med})_{ref}(f_r) + \text{Corr};$
- for fixed reception, $\text{Corr} = 20 \log_{10} (f/f_r)$, where f is the actual frequency and f_r the reference frequency of the relevant band quoted in Table 1;
- for portable reception and mobile reception, $\text{Corr} = 30 \log_{10} (f/f_r)$ where f is the actual frequency and f_r the reference frequency of the relevant band quoted in Table 1.

The standard deviation used for the calculation of the location correction factor of each RPC shall be as follows:

- for RPC 1 and RPC 2: 5.5 dB in VHF and UHF,
- for RPC 3: 6.3 dB in VHF and 7.8 dB in UHF.

- (e) IA Multiplex Operator shall use four Reference Networks (RNs) in order to cover the different implementation requirements for DVB-T networks as follows: large service area SFN, small service area SFN & dense SFN, small service area SFN for urban environment and semi-closed small service area SFN.

I: Large service-area SFN (Table 2)

- (a) This network consists of seven transmitters situated at the centre and at the vertices of a hexagonal lattice.
- (b) The transmitters have non-directional antenna patterns;
- (c) The service area is assumed to exceed the transmitter hexagon by about 15%.
- (d) This network applies to: fixed, outdoor/mobile, and indoor reception, for both Band III and Bands IV/V.
- (e) For portable and mobile reception, the size of the real service areas for this type of SFN coverage is restricted to 150 to 200 km in diameter

Table 2: Parameters of Large Service Area SFN

RPC and reception type	RPC 1 Fixed antenna	RPC 2 Portable outdoor and mobile	RPC 3 Portable indoor
Type of network	Open	Open	Open
Geometry of service area	Hexagon	Hexagon	Hexagon
Number of transmitters	7	7	7
Geometry of transmitter lattice	Hexagon	Hexagon	Hexagon
Distance between transmitters d (km)	70	50	40
Service area diameter D (km)	161	115	92
Tx effective antenna height (m)	150	150	150
Tx antenna pattern	Non - directional	Non - directional	Non - directional
e.r.p.* (dBW)	Band III	34.1	36.2
	Bands IV/V	42.8	49.7
			52.4

The e.r.p. is given for 200 MHz in Band III and 650 MHz in Bands IV/V; for other frequencies (f in MHz) the frequency correction factor to be added is: $20 \log_{10} (f/200 \text{ or } f/650)$ for RPC 1 and $30 \log_{10} (f/200 \text{ or } f/650)$ for RPC 2 and RPC 3.

* The e.r.p. values indicated in this table incorporate an additional power margin of 3 dB.

For the guard interval length, the maximum value $\frac{1}{4}Tu$ of the 8k FFT mode is used. The Licensed Multiplex Operator shall ensure that the distance between transmitters in an SFN does not exceed the distance equivalent to the guard interval duration.

II: Small service area SFN, dense SFN (Table 3)

- (a) The network consists of three transmitters situated at the vertices of an equilateral triangle.

- (b) The transmitters have non-directional antenna patterns.
- (c) The reference service area is hexagonal.
- (d) This network applies to: fixed, outdoor/mobile and indoor reception, for both Band III and Bands IV/V.
- (e) The network is intended for small service area SFN coverage.
- (f) Transmitter sites with appropriate effective antenna heights are required to be available for this type of network and self-interference restrictions are small.
- (g) Typical service area diameters should be from 30 to 50 km.

TABLE 3: PARAMETERS OF SMALL SERVICE AREA SFN

RPC and reception type		RPC 1 Fixed antenna	RPC 2 Portable outdoor and mobile	RPC 3 Portable indoor
Type of network		Open	Open	Open
Geometry of service area		Hexagon	Hexagon	Hexagon
Number of transmitters		3	3	3
Geometry of transmitter lattice		Triangle	Triangle	Triangle
Distance between transmitters d (km)		40	25	25
Service area diameter D (km)		53	33	33
Tx effective antenna height (m)		150	150	150
Tx antenna pattern		No non-directional	No non-directional	No non-directional
e.r.p.* (dBW)	Band III	24.1	26.6	34.1
	Bands IV/V	31.8	39.0	46.3

The e.r.p. is given for 200 MHz in Band III and 650 MHz in Bands IV/V; for other frequencies (f in MHz) the frequency correction factor to be added is: $20 \log_{10} (f/200 \text{ or } f/650)$ for RPC 1 and $30 \log_{10} (f/200 \text{ or } f/650)$ for RPC 2 and RPC 3.

* The e.r.p. values indicated in this table incorporate an additional power margin of 3 dB.

In this network the inter-transmitter distance is 25 km in the case of portable and mobile receptions.

It is therefore possible to use a value of 1/8 Tu (8k FFT) for the guard interval.

The same guard interval value might also be feasible for fixed reception, with its greater distance between transmitters of 40 km, since fixed roof-level reception is less sensitive to self-interference because of the directional properties of the receiving antenna.

The parameters and the power budgets of this network given in Table 3 shall be used.

III: Small service area SFN for urban environment (Table 4)

- (a) The geometry of the transmitter lattice of this network and the service area are identical to those of Small Service Area SFN, dense.
- (b) This network applies to: fixed, outdoor/mobile and indoor reception, for both Band III and Bands IV/V.

I This Network is intended for small service area SFN coverage in an urban environment.

TABLE 4: PARAMETERS OF SMALL SERVICE AREA SFN FOR URBAN ENVIRONMENT

RPC and reception type	RPC 1 Fixed antenna	RPC 2 Portable outdoor and mobile	RPC 3 Portable indoor
Type of network	Open	Open	Open
Geometry of service area	Hexagon	Hexagon	Hexagon
Number of transmitters	3	3	3

Geometry of transmitter lattice	Triangle	Triangle	Triangle
Distance d (km)	40	25	25
Service area diameter D (km)	53	33	33
Transmitter effective antenna height (m)	150	150	150
Transmitter antenna pattern	Non-directional	Non-directional	Non-directional
e.r.p.* (dBW)	Band III	24.1	32.5
	Bands IV/V	31.8	44.9
			52.2

The e.r.p. is given for 200 MHz in Band III and 650 MHz in Bands IV/V; for other frequencies (f in MHz) the frequency correction factor to be added is: $20 \log_{10} (f/200 \text{ or } f/650)$ for RPC 1 and $30 \log_{10} (f/200 \text{ or } f/650)$ for RPC 2 and RPC 3.

* The e.r.p. values indicated in this table incorporate an additional power margin of 3 dB.

IV: Semi-closed small service area SFN (Table 5)

- (a) This network is intended for cases in which increased implementation efforts regarding transmitter locations and antenna patterns are undertaken in order to reduce the outgoing interference of the network.
- (b) The geometry for this network is identical to Small Service Area SFN, dense, except for the antenna patterns of the transmitters, which have a reduction of the outgoing field strength of 6 dB over 240 degrees (i.e. it is a semi-closed RN).
- (c) This network applies to: fixed, outdoor/mobile and indoor reception, for both Band III and Bands IV/V.

TABLE 5:PARAMETERS OF SEMI-CLOSED SMALL SERVICE AREA SFN

RPC	RPC 1	RPC 2	RPC 3
Type of network and reception type	S e m i - c l o s e d F i x e d antenna	Semi-closed Portable outdoor and mobile	S e m i - c l o s e d Portable indoor
Geometry of service area	Hexagon	Hexagon	Hexagon
Number of transmitters	3	3	3
Geometry of transmitter lattice	Triangle	Triangle	Triangle
Distance between transmitters d (km)	40	25	25
Service area diameter D (km)	46	29	29
Tx effective antenna height (m)	150	150	150
Tx antenna pattern	Directional 6 dB reduction over 240°	Directional 6 dB reduction over 240°	Directional 6dB reduction over 240°
e.r.p.*(dBW)	Band III	22.0	24.0
	Bands IV/V	29.4	37.2
			44.8

The e.r.p. is given for 200 MHz in Band III and 650 MHz in Bands IV/V; for other frequencies (f in MHz) the frequency correction factor to be added is: $20 \log_{10} (f/200 \text{ or } f/650)$ for RPC 1 and $30 \log_{10} (f/200 \text{ or } f/650)$ for RPC 2 and RPC 3.

* The e.r.p. values indicated in this table incorporate an additional power margin of 3 dB.

FOURTH SCHEDULE

TARIFFS

(Made under regulations 4, 5, 6, 7, 11, 28, 47, 62, 96)

REVOLUTIONARY GOVERNMENT OF ZANZIBAR
ZANZIBAR BROADCASTING COMMISSION

A. NETWORK FACILITIES (MULTIPLEX OPERATOR) AND SERVICES

(i) Transmission and access facilities; transmitters and links

- | | |
|--|-----------------|
| (a) Application fee: (non-refundable) | US \$ 1,000.00 |
| (b) Initial License fee: | US \$ 20,000.00 |
| (c) Royalty fee (Monthly Subscription fees): | US \$ 0.8% |
| (d) Duration of license (years) | 10 |

(ii) To provide to the public voice, message, value added services, gaming services.

- | | |
|--|----------------|
| (a) Application fee: (non-refundable) | US \$ 1,000.00 |
| (b) Initial License fee: | US \$ 1,000.00 |
| (c) Royalty fee (Monthly Subscription fees): | US \$ 0.8% |
| (d) Duration of license (years) | 10 |

B. INSTALLATION AND MAINTENANCE, IMPORTATION, DISTRIBUTION AND SELLING OF BROADCASTING EQUIPMENT.

(i) Installation and Maintenance

- | | |
|---------------------------------------|-----------|
| (a) Application fee: (non-refundable) | US \$ 5 |
| (b) License fee | US \$ 100 |
| (c) Duration of license (years) | 3 |

(ii) Importation

(a) Studio an Transmission Equipment			
(1) License fee		US \$	500
(b) Household Broadcasting Equipment			
(1) License fee	3 to 6 pcs	US \$	50
	7 to 11 pcs	US \$	100
	12 to 17 pcs	US \$	150
	18 to 24 pcs	US \$	200
	25 and above	US \$	300
(iii) Distribution (whole sale)			
(a) Application fee: (non-refundable)		US \$	10
(b) License fee		US \$	150
(c) Duration of license (years)			3
(iv) Selling (retail)			
(a) Application fee: (non-refundable)		US \$	5
(b) License fee		US \$	25
(c) Duration of license (years)			1

C. CONTENT SERVICES LICENSES

(i) Television Broadcasting - Free to air (Public and Commercial)

(a) Application fee: (non-refundable)	US \$	1,000.00
(b) Initial License fee:	US \$	3,000.00
(c) Annual license fee:	US \$	3,000.00
(d) Duration of license (years)		5

(ii) Television Broadcasting - Free to air (Non-Commercial)

(a) Application fee: (non-refundable)	US \$	1,000.00
(b) Initial License fee:	US \$	1,500.00
(c) Annual license fee:	US \$	1,500.00
(d) Duration of license (years)		5

(iii) Television Broadcasting - Free to air (Community)

- | | |
|---------------------------------------|----------------|
| (a) Application fee: (non-refundable) | US \$ 1,000.00 |
| (b) Initial License fee: | US \$ 0.00 |
| (c) Annual license fee: | US \$ 1,000.00 |
| (d) Duration of license (years) | 5 |

(iv) Subscription Television Broadcasting – Terrestrial and Cable (Public and Commercial)

- | | |
|--|----------------|
| (a) Application fee: (non-refundable) | US \$ 1,000.00 |
| (b) Initial License fee: | US \$ 4,000.00 |
| (c) Royalty fee (Monthly Subscription fees): | US \$ 0.8% |
| (d) Duration of license (years) | 5 |

(v) Subscription Television Broadcasting – Other technology (Public and Commercial)

- | | |
|--|----------------|
| (a) Application fee: (non-refundable) | US \$ 1,000.00 |
| (b) Initial License fee: | US \$ 1,000.00 |
| (c) Royalty fee (Monthly Subscription fees): | US \$ 0.8% |
| (d) Duration of license (years) | 5 |

(vi) Radio Broadcasting - Free to air (Public and Commercial)

- | | |
|---------------------------------------|----------------|
| (a) Application fee: (non-refundable) | US \$ 1,000.00 |
| (b) Initial License fee: | US \$ 2,000.00 |
| (c) Annual license fee: | US \$ 2,000.00 |
| (d) Duration of license (years) | 5 |

(vii) Radio Broadcasting - Free to air (Non-Commercial)

- | | |
|---------------------------------------|----------------|
| (a) Application fee: (non-refundable) | US \$ 1,000.00 |
|---------------------------------------|----------------|

(b) Initial License fee:	US \$ 1,000.00
(c) Annual license fee:	US \$ 1,000.00
(d) Duration of license (years)	5

(viii) Radio Broadcasting - Free to air (Community)

(a) Application fee: (non-refundable)	US \$ 1,000.00
(b) Initial License fee:	US \$ 200.00
(c) Annual license fee:	US \$ 200.00
(d) Duration of license (years)	5

(ix) Support Services - Terrestrial (Commercial)

(a) Application fee: (non-refundable)	US \$ 1,000.00
(b) Initial License fee:	US \$ 5,000.00
(c) Annual license fee:	US \$ 5,000.00
(d) Duration of license (years)	10

(x) Support Services - Satellite (Commercial)

(a) Application fee: (non-refundable)	US \$ 1,000.00
(b) Initial License fee:	US \$ 12,000.00
(c) Annual license fee:	US \$ 2% of GAT
(d) Duration of license (years)	10

D. SPECTRUM FEES

(i) Radio Broadcasting MF/HF

(a) Annual license fee:	US \$ 1,000.00
(b) Duration of license (years)	5

(ii) Radio Broadcasting VHF FM Transmitter less than 2KW

(a) Annual license fee:	US \$ 1,000.00
(b) Duration of license (years)	5

(iii) Television Broadcasting VHF/UHF

(a) Annual license fee:	US \$ 1,000.00
-------------------------	----------------

(b) Duration of license (years)	15
---------------------------------	----

E. CHANGE OF NAME, SHAREHOLDING STRUCTURE AND TRANSFER OF LICENCE

(i) Change of Name

- | | |
|---|-------------|
| (a) Network Facilities, Network Services Content Services | US \$ 1,000 |
| and Application Services | |
| (b) Other Licences | US \$ 200 |

(ii) Change of Shareholding Structure

- | | |
|---|-------------|
| (a) Network Facilities, Network Services Content Services | US \$ 1,500 |
| and Application Services | |
| (b) Other Licences | US \$ 500 |

(iii) Transfer of Licence

- | | |
|------------------|----------------------|
| (a) All Licences | 1% of the sale price |
|------------------|----------------------|

SIGNED on this 14th day of July, 2020.

(MAHMOUD THABIT KOMBO)
MINISTER FOR INFORMATION, TOURISM, AND HERITAGE
ZANZIBAR

