

The Ministry of Culture's Consolidation Act No. 75 of January 29, 1997

The Danish Broadcasting Act

Promulgation of the Radio and Television Broadcasting Act, cf. Consolidation Act No. 666 of July 5, 1996 with the amendments pursuant to Act No. 1208 of December 27, 1996.

Chapter 1

The right to provide programme services

1. The following broadcasters shall have the right to provide sound and television programmes as stated in Section 2 of this Act:

- 1) Danmarks Radio, cf. Chapter 3 of this Act;
- 2) TV 2, cf. Chapter 4 of this Act.
- 3) Broadcasters having been licensed under Chapter 5 of this Act to provide programme services by satellite or cable systems to areas exceeding a single local area, cf. Chapter 6 of this Act. Such activity shall take place in accordance with the terms of the licence.
- 4) Companies, associations, etc. and municipalities licensed under Chapter 6 of this Act to provide programme services within a local area. Such activity shall take place in accordance with the terms of the licence.

2.(1) The right to provide sound and television programmes as stated in Section 1 of this Act shall comprise the following activities:

- 1) Broadcasting of programmes to the general public by means of radio equipment, and
- 2) distribution through cable systems of programmes which are not also broadcast as mentioned in item 1).

(2) Within the meaning of this Act, the term "cable systems" shall mean cable systems and other cable systems for the distribution of sound and television programmes to premises used for private residence.

Chapter 2

Distribution of programmes in cable systems

3.(1) Danish and foreign sound and television programmes received directly by way of aerial systems or by cable transmission may only be distributed in cable systems unchanged and simultaneously with the actual broadcasting or transmission.

(2) Subtitling and similar and timelagging of programmes are allowed provided the radio or television broadcaster concerned has consented thereto.

(3) Transmission of local programmes via the public telecommunications network is permitted only within the area covered by the broadcasting licence. However, local programmes provided by means of radio equipment may also be transmitted to the municipalities bordering on the area comprised by the licence and to municipalities bordering on such municipalities, cf. Section 5, item 3).

4.(1) Owners of cable systems are under an obligation to ensure that the sound and television programmes broadcast by means of radio equipment by Danmarks Radio and TV 2, including the regional programmes intended for reception in the area concerned, are distributed by the cable systems. However, this does not apply to programmes broadcast pursuant to Section 7(3) or Section 18(4).

(2) If a cable system has more than eight channels, one channel must also be available for local television programmes broadcast in the area concerned under a licence granted in pursuance of the provisions of Chapter 6.

(3) Should the cable system distribute programmes in programme packages all such packages shall contain the programmes covered by (1) and (2).

5.(1) The Minister of Research and Information Technology shall issue directions on cable systems and on the use of the public telecommunications network for the provision of programme services.

The directions may contain provisions for:

- 1) Permission to install, extend, arrange and use cable systems.
- 2) The influence of users on the programme selection in cable systems.
- 3) Transmission of local programmes as provided in Section 3(3) of this Act. When warranted by special geographical conditions, the requirement regarding the location of municipalities in relation to a licensed area may be deviated from.
- 4) The technical design and approval of cable systems, including type approval or type registration of the equipment used.
- 5) Fees to cover the expenses incurred in the administration of the provisions of Section 5, including the rules laid down pursuant thereto.

5a. The Minister of Research and Information Technology shall issue directions on access in cable systems to use decoders which convert encrypted signals into TV signals which can be immediately reproduced by TV sets. The directions may contain rules for:

- 1) Programme providers' access to use a common decoder system, which is used in the cable system.
- 2) Programme providers' access to use own decoders.
- 3) Programme providers' access to settlement directly with the users.
- 4) Fees to cover the expenditure related to the administration of Section 5a, including the provisions issued pursuant thereto.

5b. The National Telecom Agency shall supervise compliance with Sections 4, 5 and 5a. The Agency may in conjunction with its supervision direct owners of cable systems to comply with Sections 4, 5 and 5a.

(2) The Minister of Research and Information Technology may not order the National Telecom Agency to exercise its official authority concerning concrete cases or the consideration and decision of individual cases pursuant to Sections 4, 5 or 5a, or rules issued under such authority.

5c. Complaints against decisions by the National Telecom Agency concerning compliance with rules issued pursuant to Section 5, item 2) may be brought before the Telecommunications Consumer Board established pursuant to the Act on the Supply Responsibility and Certain Consumer Issues within the Telecommunications Sector.

5d. Complaints against decisions by the National Telecom Agency not covered by Section 5c and which have been made pursuant to Sections 5 and 5a of this Act may be brought before the Telecommunications Complaint Board established pursuant to the Act on Competition and Traffic in the Telecommunications Sector.

6. (Repealed)

Chapter 3 *Danmarks Radio*

7.(1) Danmarks Radio is an independent public institution which has an obligation to the general public to provide radio and television programme services comprising news coverage, general information, entertainment and art. Programmes may be broadcast by means of radio equipment, including satellite, or cable systems. In the planning of programmes freedom of information and of expression shall be a primary concern. Quality, versatility and variety must be aimed at in the range of programmes provided. Objectivity and impartiality must be sought in the information coverage. The Minister for Culture may issue rules concerning Danmarks Radio's public service obligations.

(2) Danmarks Radio may carry on other programme activities, such as the provision of broadcasting services to be received abroad and production of programmes for distribution by other means than broadcasting.

(3) In addition, Danmarks Radio may provide other programme services, pursuant to a licence under Chapter 5 of this Act or by means of the terrestrial broadcasting network. Programme services

provided by means of the broadcasting network shall not require a licence, but must be provided subject to the provisions of Chapter 5 and rules issued pursuant thereto concerning the content of programmes broadcast and on the recording and storage of programmes on tape.

(4) Danmarks Radio shall broadcast short-wave programmes to listeners abroad.

(5) Sponsored programmes may be included in programme activities according to the rules in Chapter 8 of this Act.

(6) Danmarks Radio may carry out other activities, including telecom activities, in connection with its programme services or to utilize the institution's technical equipment, special expertise, etc.

(7) Danmarks Radio may establish new companies or contribute capital to existing companies in order to carry out other activities, including programme services, or in order to cooperate on media-related activities with other enterprises.

(8) Under rules laid down by the Minister for Culture, Danmarks Radio has an obligation to broadcast notifications to the general population regarding emergency measures in a crisis situation.

8.(1) Danmarks Radio shall be financed by Danmarks Radio's share of licence fees and from income from the sale of programmes and other services, sponsorship, dividend, profit shares, etc.

(2) Danmarks Radio may raise loans on ordinary market terms to finance its investments, provided that such borrowing does not exceed 4 pct. of the revenues according to the most recent accounts. Further loans shall be subject to the approval of the Minister for Culture.

9.(1) Danmarks Radio shall be managed by a Board of eleven members, appointed by the Minister for Culture. One member (the Chairman) shall be nominated by the Minister for Culture and nine members shall be nominated by Folketinget (the Danish Parliament). The permanent staff of Danmarks Radio shall nominate one member. From among the members nominated by Folketinget, the Minister for Culture shall appoint a Deputy Chairman.

(2) In the event of resignation of a member of the Board a new member shall be appointed for the remaining term of office.

(3) Members of Folketinget are not eligible to be members of the Board.

(4) The term of office shall be four years.

10.(1) The Board shall have the supreme executive authority over Danmarks Radio and shall have overall responsibility for the observance of the provisions laid down by this act for the activities of the institution. The Board shall draw up the general guidelines for the activities of Danmarks Radio and shall appoint the Director General and other members of the general management.

(2) Decisions made by Danmarks Radio in matters pertaining to the activities of the institution may not be brought before any other administrative authority, cf. Section 16(2), however.

(3) Decisions made by Danmarks Radio in matters concerning ethics of journalism and right of reply may be brought before the Press Council, however, as laid down in Chapters 57 of the Editorial Responsibility Act.

(4) The Minister for Culture shall draw up statutes for Danmarks Radio based on the Board's proposals.

11. The Director General shall hold daytoday responsibility for the programme services and shall be in charge of the everyday administrative and financial management of Danmarks Radio. Staff not appointed by the Board, cf. Section 10(1) of this Act, shall be appointed by the Director General.

12.(1) The Minister for Culture shall set up a programme council. Members shall be appointed for terms of four years.

(2) The programme council shall be an advisory body to discuss the programme services of Danmarks Radio and submit an opinion to the Board and general management.

(3) Rules and regulations governing the composition and activities of the council shall be laid down in the statutes of Danmarks Radio.

13.(1) According to rules established by the county council, a programme council shall be set up for each county and one jointly for the municipalities of Copenhagen and Frederiksberg. The programme councils are advisory bodies whose task is to monitor Danmarks Radio's regional programme services. They may submit their opinion hereof and of other programme services to the programme council mentioned in Section 12 of this Act. The term of office shall be four years.

(2) Rules and regulations governing the activities of the county programme councils shall be embodied in the statutes of Danmarks Radio.

14.(1) The Board shall draw up the budget for Danmarks Radio's activities for each financial year. The budget shall be submitted for their information to the Minister for Culture and Folketinget.

(2) The accounts of the institution shall be audited by the Auditor General. The accounts prepared by the Board covering the individual financial year, with the Auditor General's remarks, shall be submitted to the Minister for approval and then submitted to Folketinget for information.

15. (Repealed)

16.(1) Funds may be made available from the Treasury to cover the expenses in connection with some of the activities of Danmarks Radio. The terms and conditions shall in such case be agreed between the Minister for Culture, the Board and the Minister whose area of responsibility is affected by the relevant elements of such activities.

(2) By agreement, as provided in (1) above, it may be decided to deviate from the provisions of Section 10(2) and Section 11 of this Act.

17. Following negotiations with the Minister of Finance, the Minister for Culture may provide a government guarantee to ensure fulfilment of the pension commitments of the Pension Fund for Civil Servants Employed by Danmarks Radio. The equivalent shall apply to Danmarks Radio's obligations to provide employees who are not members of any pension scheme with an ongoing lifelong supplement to the social pension.

Chapter 4

TV 2 National and regional stations

18.(1) TV 2 is an independent institution the object of which is through independent programme activities to provide and distribute national and regional television programmes. Distribution may be by means of radio equipment, including satellite, or cable systems. Quality, versatility and variety must be crucial considerations. Affinities to the region shall also be given priority in the planning of programmes for the regional TV 2 stations, cf. Section 21 of this Act. The Minister for Culture may issue rules concerning TV 2's public service obligations.

(2) TV 2 shall produce news and current affairs programmes. Other programmes shall primarily be purchased from other producers.

(3) The programme services may include advertisements and sponsored programmes according to the rules embodied in Chapter 81) of this Act.

(4) The national TV 2 station may provide other programme services pursuant to a licence under Chapter 5 or by means of the terrestrial broadcasting network. Programme services provided by means of the broadcasting network shall not require a licence, but must be provided subject to the provisions of Chapter 5 and rules issued pursuant thereto concerning the content of programmes broadcast and on the recording and storage of programmes on tape.

(5) TV 2 may carry out other activities, including telecom activities, in connection with its programme services or to utilize the institution's technical equipment, special expertise, etc.

(6) TV 2 may establish new companies or contribute capital to existing companies in order to carry out other activities, including programme services, or in order to cooperate on mediarelated activities

with other enterprises.

(7) Under rules laid down by the Minister for Culture, TV 2 has an obligation to broadcast notifications to the general population regarding emergency measures in a crisis situation.

19.(1) TV 2 shall be managed by a Board consisting of eleven members appointed by the Minister for Culture (the Central Board). Eight members shall be nominated by the Minister and shall together represent expertise in media, cultural, management and business affairs. The Regional Boards, cf. Section 21(5) of this Act, shall jointly nominate two members, and the employees of the national station one member of the Central Board. From among the members, the Minister shall nominate a Chairman and a Deputy Chairman.

(2) In the event of resignation of a member of the Board, a new member shall be appointed for the remaining term of office.

(3) Members of Folketinget are not eligible to be members of the Board.

(4) The term of office shall be four years. Members can be immediately renominated only once.

(5) The Minister shall draw up statutes for the national and the regional TV 2 stations, based on the Board's proposal.

20.(1) Where it has not expressly been conferred on others, the Central Board shall have the supreme executive authority over TV 2 and shall stipulate the general guidelines for its activities.

(2) The Board shall decide on the conclusion and termination of collective agreements for TV 2's permanent employees.

(3) The Board shall appoint the Managing Director and other members of the general management of the national station.

(4) The Managing Director shall hold daytoday responsibility for the programme services and shall be in charge of the everyday administrative and financial management of the national station. The Managing Director shall engage the employees of the organization.

21.(1) A number of regional stations may be established. Each station shall cover one or several counties.

(2) If there is a request to establish a regional station, a Board of Representatives shall be set up, the composition of which shall reflect a wide variety of aspects of the regional culture and community.

(3) The Minister for Culture shall lay down rules and regulations for the conditions otherwise to be met for the establishment of a regional TV 2 station.

(4) Regional stations shall be approved by the Minister. Petition for authority to establish a regional station shall be submitted to the Central Board by the Board of Representatives, through the county council(s) concerned. The petition shall subsequently be submitted to the Minister by the Board, together with any remarks by the Board.

(5) For each regional station a Board of five to seven members (the Regional Board) shall be appointed for a four-year term. The permanent employees shall elect one member, while the other members shall be elected by the Board of Representatives. The Board shall elect its own Chairman. Members of Folketinget, of municipal councils and of county councils are not eligible for election to the Board. Members can be immediately re-elected only once.

22.(1) The Regional Board shall hold the supreme executive authority for the regional station.

(2) The Board shall appoint a General Manager.

(3) The General Manager of the regional station shall hold daytoday responsibility for the programme services and shall be in charge of the everyday administration and financial management. The General Manager shall engage the employees of the station.

23. (Repealed)

24.(1) The Central Board shall draw up the budget of the national station each financial year, including allocations to each of TV 2's regional stations.

(2) The annual accounts of the national station shall be prepared by the Board and audited by the Auditor General. The accounts for each financial year, with the Auditor General's remarks, shall be submitted to the Minister for Culture for approval and then submitted to Folketinget for information.

(3) The annual reports and audited accounts of the regional stations, cf. Section 25(2), shall be submitted to the Central Board.

(4) The Board shall annually submit to the Minister for Culture a report on the overall activities of TV 2. The report shall be submitted to Folketinget for information.

25.(1) The Board of a regional TV 2 station shall draw up the annual budget for the station.

(2) The annual accounts of the regional station shall be prepared by the Board and audited by the Auditor General. However, the accounts of TV Syd shall be audited by a StateAuthorized Public Accountant. The accounts for each financial year, with the auditors' remarks, shall be submitted to the Minister for Culture for approval.

26.(1) The Minister for Culture shall set up a programme council. Members shall be appointed for terms of four years.

(2) The programme council shall be an advisory body to discuss the programme services of TV 2 and submit an opinion to the Central Board and the general management.

(3) The Minister shall lay down rules and regulations for the composition and activities of the council.

27. The Regional Board of Representatives shall act as programme council for the regional station. The programme council is an advisory body to discuss the activities and which may submit an opinion to the Board and the General Manager.

28. Decisions by the national TV 2 station in matters concerning the institution's activities may not be brought before any other administrative authority, cf. (3), however.

(2) Decisions by the regional stations in matters concerning the activities of these institutions may not be brought before any other administrative authority, cf. (3), however.

(3) In matters concerning ethics of journalism and the right of reply, decisions made by the TV station responsible for the programme concerned may be brought before the Press Council, as laid down in Chapters 57 of the Editorial Responsibility Act.

29. (Repealed)

30.(1) TV 2 shall be financed by TV 2's share of licence fees and from revenue from advertising on TV 2 and from income from the sale of programmes and other services, sponsorship, dividend, profit shares, etc.

(2) The national station may raise loans on ordinary market terms to finance its investments, provided that such borrowing does not exceed 4 pct. of the revenues according to the most recent accounts. Further loans shall be subject to the approval of the Minister for Culture.

TV2 Reklame A/S ²⁾

31.(1) The Minister for Culture shall set up a limited liability company which on a commercial basis shall sell advertising time on TV 2 (TV2 Reklame A/S). The State shall be the sole shareholder of the company. The Minister shall approve its Articles of Association and any amendments thereof.

(2) The legislation on limited liability companies with any changes following from this Act shall apply to the company. The Auditor General shall have access to inspect the accounts of the company. It must be ensured in particular that the accounts have been subject to satisfactory auditing, that the funds were applied in conformity with the regulations and that due economic consideration was shown

in the management of the funds.

(3) The company shall not be allowed, without the approval of the Minister and the consent of a parliamentary committee, to initiate activities which have not been conferred on it by this Act.

(4) The company may raise loans for the financing of its establishment. The loans shall be raised as determined by the Minister of Finance in order to obtain the best possible terms. The Minister of Finance shall be authorized to grant a Treasury guarantee for the payment of interest and instalments and other current obligations. The Minister of Finance is further authorized, to the extent deemed appropriate, to meet the company's financing requirements through government loans. Such loans may not be granted on terms more favourable than those obtainable by the State as borrower.

32.(1) TV2 Reklame A/S shall supply blocks of advertisements and teletext advertisements to the TV 2 broadcaster. The company shall ensure that the rules in Chapter 8 of this Act on advertising on TV 2 are observed.

(2) The company shall for three months keep tape recordings of all advertisements broadcast. In connection with the consideration of any case concerning the content of an advertisement, the company may be directed to hand over the recording of the advertisement. Should the consideration of the case make this necessary, the company may be ordered to keep the tape recording for more than three months.

33. The proportion of TV2 Reklame A/S' accumulated profits which is not transferred to the TV 2 Fund may, with the approval of the Finance Committee, be used by the Minister for Culture to repay earlier redeemed government guarantees, or for cultural purposes.

Chapter 5

Programme services broadcast by satellite or cable systems to areas exceeding a single local area

34.(1) The provision of programme services by satellite or cable systems in areas exceeding a single local area, cf. Section 1, item 3), and Section 2, undertaken by a radio or television broadcaster under Danish jurisdiction shall be subject to a licence granted by the Board referred to in Section 41 (the Satellite and Cable Board).

(2) Programme services provided by a television company not under the jurisdiction of an EU member state and depending on the use of either a frequency or of satellite capacity the utilization of which has been authorized by Danish authorities, or depending on a radio uplink from Denmark to a satellite, shall also be subject to licensing, as provided in (1) of this Section.

(3) However, (2) shall not apply to television broadcasters under the jurisdiction of an EFTA member state.

(4) To meet Denmark's international commitments, the Minister for Culture may lay down further rules to the effect that the provision of programme services by an operator who otherwise has affiliations to Denmark shall likewise be subject to licensing as provided in (1) of this Section.

35.(1) A licence may not be granted to undertakings licensed to provide local programme services in pursuance of Chapter 6.

36.(1) An application for a licence must give an overall picture of the activities planned, and show that it is probable that the necessary financial means are available. Information concerning programme plans, ownership and the financial basis for the planned service must be stated in the application.

(2) The Minister for Culture may lay down more detailed rules and regulations on applications and on the granting of licences.

(3) The Minister shall lay down rules on fees payable for licences to cover expenses in connection with the Satellite and Cable Board's activities.

37.(1) As far as television broadcasting services are concerned, the Minister for Culture shall lay down rules on the programme services, including rules for the proportion of programmes of European

origin to be included, and rules to ensure that consideration is shown for children and young people.

(2) Programmes broadcast by satellite may include advertisements according to the rules of Chapter 8 of this Act. The licensee shall ensure compliance with the rules concerning advertising. However, advertisements may not be included in programmes broadcast by Danmarks Radio by means of satellite or the terrestrial broadcasting network. Advertisements may not be included in programmes broadcast via cable systems in areas exceeding one local area.

(3) Sponsored programmes may form part of broadcasts by satellite or services distributed by cable systems in areas exceeding a single local area, as provided in Chapter 8 of this Act. The holder of the licence shall ensure compliance with the rules on programme sponsoring.

(4) Undertakings providing programme services according to this Chapter shall identify themselves at the end of each programme.

38. The licensee shall record and keep for three months tapes of all programmes broadcast, pursuant to rules laid down by the Minister for Culture. The licensee may be directed to hand over tape-recorded programmes in connection with consideration of a case concerning the programme service, including the advertising which is broadcast. If warranted by consideration of the case, the licensee may be directed to keep recorded programmes for more than three months.

39.(1) A licence may be revoked if the licensee:

- 1) No longer fulfils the conditions of Section 35;
- 2) Infringes the regulations of the Act or regulations laid down in pursuance of the Act, provided that such infringement is serious, or recurs repeatedly, or
- 3) Disregards Section 38 or directions issued pursuant thereto.

40. A licence which has not been utilized for one year shall lapse.

41.(1) The Minister for Culture shall appoint a board concerning programme services provided via satellite and via cable systems in areas exceeding a single local area, called the Satellite and Cable Board.

(2) The Board shall comprise five members representing legal, technical, economic and media expertise. Members of the Board shall be appointed for consecutive terms of four years.

(3) Having obtained an opinion from the Board, the Minister shall determine its rules of procedure.

42.(1) The Satellite and Cable Board may order a licensee to submit information on the broadcasting activities.

(2) The Board shall make the final administrative decision concerning:

- 1) Issue of licences to provide programme services;
- 2) Revocation or lapse of such licences;
- 3) Action to be taken in the event of infringement of the regulations of the Act or of any regulations laid down in pursuance of the Act.

(3) The Board shall furthermore take the final administrative decision in cases concerning the programme services provided by Danmarks Radio and TV 2 by means of the terrestrial broadcasting network pursuant to Section 7(3) and Section 18(4). In this connection the Board may protest any infringement of the regulations of the Act or of any provisions issued pursuant to the Act. The Board may furthermore require the temporary or final discontinuation of the programme services in the event of gross or often repeated infringement.

(4) The Board shall advise the Minister on the programme services provided via satellite and via cable systems in areas exceeding one local area.

Chapter 6

Local radio and television services Licence to provide programme services

43. The provision of programme services by way of radio equipment or cable systems within a local

area is subject to a licence granted by the Board mentioned in Section 56 (the Local Radio and Television Board).

44.(1) Licences may be granted to companies, associations, etc., provided that the following conditions have been fulfilled:

- 1) A majority of the members of the board of the company, association or similar must reside within the area.
- 2) The sole object of the company, association, or similar shall be to provide radio or television broadcasting services.
- 3) Apart from national daily and local newspapers, no commercial undertakings may have any decisive influence in the company, association or similar. For licences to be granted to companies, etc. in which national daily or local newspapers have a decisive influence, it is a precondition that the local radio or TV station functions as a forum for wide-ranging local debate.

(2) The same individual may not be a member of the Board of more than one local radio or TV station.

(3) The same individual may not be responsible for the programmes of or otherwise participate in the overall management of the programme services of more than one local radio or TV station.

(4) Should the company, association or similar in addition to fulfilling the conditions set out in (1)(3) represent a wide variety of business and cultural interests in the local area, an application for a permit to broadcast television programmes by means of radio systems shall be granted provided that there is an unutilized transmission line (frequency) within the area. The licence shall comprise all transmission time on that frequency, cf. Section 50a(1), item 3), however.

(5) The Minister for Culture shall issue rules on the use of transmission opportunities for local television companies within the Municipality of Copenhagen, the Municipality of Frederiksberg and the County of Copenhagen. In this connection rules deviating from Section 45 may be issued.

(6) A licence under (1) may be limited to the transmission time stated in Section 50a(1), item 3).

(7) The holder of a licence for programme services pursuant to (1) may with the approval of the local radio and television board transfer to the terms applying to licensees under (4) or (6) for the remainder of the licence period.

45. Municipalities shall be entitled to be granted a licence as mentioned in Section 43 of this Act, provided that the municipality's purpose of providing programme services is solely to make production and broadcasting facilities available to interested citizens, or to disseminate information on local government matters. The licence may be limited to the broadcasting time stated in Section 50a (1), item 3).

46.(1) The local Board may in special cases authorize that programmes on single events of a local nature are transmitted over short periods by means of cable systems within the local area.

(2) For authorizations granted in pursuance of Subsection (1), the provisions of Sections 50(1) (3), 51(1) and (3) and 52, 53 and 54 shall apply.

47. The provision of programme services by means of cable systems shall not require a licence if the system concerned does not comprise more than 25 connections in one building or group of adjacent buildings.

48.(1) Applications for licences must include a description of the programme services to be provided, thus enabling the local Board to control that they have affinities to the local area. On considering an application, the Board shall seek to ensure that the individual local area is provided with a versatile programme service.

(2) The Minister for Culture may lay down rules concerning the content of applications.

49.(1) Licences shall be granted for a fixed period not exceeding 5 years for radio and 7 years for

television services. However, licences pursuant to Section 44(4) shall be issued for a period of 7 years. A licence may be renewed on expiry of the period concerned. A licence shall not lapse if the area covered by the licence, within the period of its validity, is wholly or partly transferred to a local Board other than the Board which issued the licence.

(2) The Board may make a licence conditional amongst other things on the programme services being provided in accordance with the application.

(3) The Board's decision to refuse an application for a licence may within 4 weeks from such refusal be brought before the committee referred to in Section 58 (the Local Radio and Television Committee) by the applicant.

(4) The granting of a licence to broadcast by means of radio equipment is conditional on a licence having been granted, within a certain time limit, which can be prolonged, to provide radio broadcasting services pursuant to the Radio Communication Act.

(5) The Minister for Culture may lay down rules concerning the issue of licences.

Provision of programme services

50.(1) The licensee shall provide an independent programme service.

(2) The programme service may not include programmes transmitted simultaneously by other radio or television broadcasters. The same applies to programmes transmitted with a small time lag. However, it may include programmes transmitted simultaneously by another holder of a licence to broadcast local programmes, if this can be specially justified by local conditions in the individual case.

(3) Irrespective of a possible time lag the programme service may not include programmes transmitted by other radio or television broadcasters pursuant to permanent cooperation on programme services, either among stations or between stations and other undertakings.

(4) The provisions set out in (2) and (3) shall not apply to local television companies which provide programme services pursuant to licences issued under Section 44(4).

(5) The provisions set out in (2) and (3) shall not apply to local radio stations with regard to news and current affairs programmes and programmes in the period between 11 p.m. and 6 a.m.

(6) The Minister for Culture may lay down specific regulations on the aspects of the programme service covered by (4) and (5).

50a. TV stations with broadcasting licences pursuant to Section 44(4) shall

- 1) daily broadcast at least 1 hour of locally produced news and current affairs programmes or other programmes based on the local community,
- 2) ensure that a significant element of the other programmes are in the Danish language or produced for a Danish public, and
- 3) allocate broadcasting time to companies, etc. whose licence is covered by Section 44(6) and to municipalities whose licence is covered by Section 45.

(2) The Minister for Culture may issue specific regulations concerning the programmes stated in (1), items 1) and 2).

(3) For each programme broadcast as an element of programme services pursuant to Section 50(4) and (5) the participating licensees shall ensure that one licensee is responsible for compliance with the provisions set out in the Radio and Television Broadcasting Act. This licensee shall be named at the end of each programme. Any sanctions pursuant to Section 55 will be imposed on this licensee.

51.(1) Advertisements and programmes which have been sponsored, and programmes of which the transmission time has been paid for, may be included in the programme service according to the rules in Chapter 8.

(2) Advertisements may not be part of programme services pursuant to Section 44(6).

(3) The Minister for Culture may lay down rules on the programme service to ensure that special

consideration is shown for children and young people.

(4) According to rules laid down by the Minister, licensees may be directed to participate in broadcasting notifications to the general population regarding emergency measures in a crisis situation.

52. It is the responsibility of the licensee to ensure that the rules on advertising, programme sponsoring and sale of transmission time in accordance with Chapter 8 are complied with.

53.(1) The licensee shall ensure that each programme has a producer. The producer shall as far as possible be aware of which individuals appeared in or were otherwise involved in making the programme.

(2) It is the responsibility of the licensee that at the end of each programme

- 1) the name of the producer is stated, and
- 2) the local radio or TV station is identified.

54. The licensee shall record and keep on tape for three months all programmes broadcast, pursuant to rules laid down by the Minister for Culture. The licensee may be directed to hand over taperecorded programmes in connection with consideration of a case concerning the programme service, including advertising broadcast. If warranted by consideration of the case, the licensee may be directed to keep recorded programmes for more than three months.

55.(1) A licence may be revoked temporarily or permanently if the licensee does not utilize the licence or if the programme service is interrupted for a considerable length of time.

(2) A licence may be revoked temporarily or permanently if the licensee

- 1) no longer fulfils the requirements of Section 44;
- 2) infringes the regulations of Section 50;
- 3) infringes the regulations of Section 50a(1), item 3) or Section 50a(3);
- 4) neglects orders in pursuance of Section 51(4);
- 5) infringes the regulations of Sections 52 or 53, or
- 6) neglects the provisions of Section 54 or orders pursuant to that Section.

(3) A licence may otherwise be revoked temporarily or permanently if infringement of the regulations of the Act, of rules laid down in pursuance of the Act, or of the terms and conditions of the licence is of a gross nature or if such infringement is frequently repeated.

(4) A decision by a local Board on revocation of a licence may within 4 weeks from the licensee being notified of such decision be brought before the Local Radio and Television Committee. A complaint shall have delaying effect unless otherwise decided by the Committee.

Local Radio and Television Boards

56.(1) If required, the local council shall set up a Local Radio and Television Board, cf. (3), however. If warranted by the circumstances one Board for radio programme services and one for television programme services may be set up.

(2) The local councils of neighbouring municipalities with a total population of up to 200,000 may appoint one joint Board. The Local Radio and Television Committee may, if warranted, approve the setting up of one joint Board by the local councils of neighbouring municipalities with a total population of more than 200,000. If a joint Board comprising neighbouring municipalities with a total population of more than 200,000 has been set up in the preceding period of office the setting up of a new Board for the same municipalities shall not require the Committee's approval, however.

(3) A joint board for television services concerning the Municipality of Copenhagen, the Municipality of Frederiksberg and the municipalities in the County of Copenhagen shall be set up.

(4) The Board shall consist of an unequal number of members, not being less than five.

(5) A minority of Board members shall be elected directly by the local council. The other members are elected according to the following rules: the local council convenes at not less than 14 days' notice a

meeting of representatives of local associations and organizations selected according to the judgement of the local council. In so doing, the local council shall seek to achieve a versatile representation of local community life. If agreement is reached at the meeting on the election of the other members to the Board, these shall be considered elected. If agreement is not reached, the local council shall elect members according to opinions given by the associations and organizations concerned. For those members who represent local community life, substitutes may be elected.

(6) The Board's term of office shall be the same as the period of election of local governments. Elections to the Board shall take place as soon as possible after each local government election, but by April 1 of the following year at the latest. The Board shall remain in office until the end of the month in which new elections to the Board have taken place. The local council shall solely be authorized to shorten the term of office of an existing Board in connection with the setting up of a joint Board, provided that a majority of the members of the Board concerned so decide. A joint Board's term of office may only be shortened in order to set up a larger joint Board.

(7) The local council shall lay down rules for the activities of the Board.

57.(1) The Board may direct a licensee to submit any information of significance to the matters considered by the Board. The Board may set a deadline for submission of information.

(2) The Board shall issue licences to provide programme services. The Board shall supervise the services, it shall protest any infringement of the regulations of the Act, of any rules laid down in pursuance of the Act and of the terms and conditions for licences granted, and it may revoke a licence, cf. Section 55.

(3) Should the Board become aware of matters which under Section 59(3) and (4) are the province of the Local Radio and Television Committee the Board shall inform the Committee thereof.

The Local Radio and Television Committee

58.(1) The Minister for Culture shall set up a committee, the Local Radio and Television Committee.

(2) The Committee shall consist of five members, representing legal, technical and media expertise, respectively. The Committee shall be set up for consecutive terms of four years.

(3) Having obtained an opinion from the Committee, the Minister shall determine its rules of procedure.

59.(1) The Committee may direct local Boards and licensees to submit any information of significance to the matters considered by the Committee. The Committee may set a deadline for submission of information.

(2) The Committee shall decide any complaints concerning a local Board's

- 1) rejection of applications for licences to provide local programme services, cf. Section 49(3), and
- 2) revocation of a licence to provide local programme services, cf. Section 55(4).

(3) The Committee shall decide complaints concerning licensees' independent provision of programme services, cf. Section 50, where such services

- 1) cover several local areas, or
- 2) concern radio or television broadcasters which provide programme services on another basis than a licence for local radio or television programme services.

(4) The Committee shall decide complaints concerning programmes broadcast simultaneously by several licensees or broadcast pursuant to permanent cooperation on programme services with other radio and television companies, cf. Section 50(4) and (5).

(5) The Committee shall distribute subsidies to noncommercial local radio and TV stations, cf. Section 60 b.

(6) The Committee shall decide cases concerning the appointment of joint Boards covering

municipalities with a total population of more than 200,000, cf. Section 56(2).

(7) After negotiation with the National Telecom Agency the Committee shall decide cases concerning the distribution of transmission stations in local areas with due regard for the frequencies available.

(8) The Committee may furthermore at its own initiative, disregarding Section 57(2), take up a case for consideration. In that connection the Committee may

- 1) direct a local Board to decide in a case not previously considered;
- 2) direct a local Board to reconsider a case previously considered, and
- 3) in special cases itself reach a decision in a case.

(9) The Committee's decisions, as provided in (2)(8), may not be brought before any other administrative authority.

(10) The Committee shall offer advice to the Minister on local radio and television services.

Other

60. The Minister for Culture may lay down rules concerning local radio and television services.

60a. TV stations holding licences to broadcast television programmes pursuant to Section 44(4) shall pay an annual licence fee to the Treasury. The size of the fee shall be laid down annually in the Finance Act.

(2) Failure to pay the fee shall entail revocation of the licence.

(3) The Minister for Culture shall issue rules concerning payment of the fee.

60 b. The Local Radio and TV Committee may on the recommendation of the local radio and television boards provide subsidies for noncommercial local radio and TV stations. The Minister for Culture shall issue rules on the distribution of subsidies, etc.

Chapter 7

Radio and television licence fees

61.(1) The size of licence fees payable for radio receivers and television sets shall be determined for one or several years at a time by the Minister for Culture with the consent of the Parliamentary Finance Committee. The licence fees shall be collected by Danmarks Radio and, subject to the Minister's decision, shall be distributed to Danmarks Radio, TV 2 and for any other mediarelated purposes.

(2) The Minister for Culture shall issue rules concerning the commencement and termination of the obligation to pay licence fees, on due payment dates and collection, and on reminder fees, etc. Interest shall accrue on licence fees paid after the due date and other outstanding amounts. Interest shall accrue from the due date. The amount of interest shall be calculated in accordance with the Interest Act. Following negotiations with the Minister for Social Affairs and the Boards of Danmarks Radio and TV 2, the Minister for Culture may lay down rules concerning the reduction or lapse of the fees. Funds may be made available from the Treasury to cover the loss of income resulting from the introduction of such rules. The Minister for Culture may issue rules on extension of payment dates and waiver of arrears.

(3) The reminder fee stated in (2) may not exceed DKK 200.

62.-(1) According to rules laid down by the Minister for Culture it is the duty of the owner of a radio receiver or television set to inform Danmarks Radio of the installation of such equipment. Business enterprises selling or hiring radio receivers or television sets to consumers are under an obligation, subject to rules laid down by the Minister, to inform Danmarks Radio of any sale or hire of equipment.

(2) The Minister for Culture shall issue rules concerning a control tax on infringement of (1), clause 1. The size of this control tax shall correspond to the unpaid licence fee, but minimum DKK 500.

63.(1) Fees and charges as provided under Section 61 and 62(2) of this Act which remain unpaid

may, together with interest and costs incurred, be collected by Kongeriget Danmarks Hypotekbank og Finansforvaltning (the Mortgage Bank). The Mortgage Bank may collect amounts owing by attachment of the amount from the salary, etc., of the person concerned, according to the rules on collection of personal taxes laid down in the Deduction of Taxes at Source Act.

(2) The Minister for Culture shall lay down rules concerning the procedure to be followed in connection with the attachment of salaries.

(3) The Mortgage Bank may obtain any information from the tax authorities and other public authorities concerning the person liable to pay licence fees which is necessary to collect the amounts mentioned in (1) above, including information concerning such person's income and capital assets.

(4) The Mortgage Bank's decisions concerning attachment of salary and deduction from excess income tax paid may be submitted to the Minister of Finance.

(5) On request the Bailiff's Court shall decide cases of protest against the control tax, cf. Section 62 (2), made by the debtor to the Mortgage Bank concerning the justification of the claim or the justification of an order for attachment of salary and of any actual deduction made from excess income tax paid. This request is submitted to the Mortgage Bank which shall bring the protest before the Bailiff's Court. The decision shall be made in accordance with the rules set out in Sections 495-503 of the Administration of Justice Act.

(6) Decisions pursuant to (5) shall be taken by the Bailiff's Court within the jurisdiction of the debtor's place of residence.

(7) The due date for a request for protest made pursuant to (5) shall be 4 weeks from the debtor's receipt of notification of attachment of salary or deduction from excess income tax paid.

(8) Should the deadline set out in (7) be exceeded the Bailiff's Court shall reject the case. However, in exceptional cases the Process Authorization Board may allow a protest to be considered for up to 1 year after notification of attachment of salary or deduction from excess income tax paid. Such request shall be made to the Bailiff's Court within 4 weeks of notification of such authorization. The Bailiff's Court's decision concerning protests may be appealed to the High Court in accordance with the rules set out in Chapter 53 of the Administration of Justice Act.

Chapter 8

Advertising and programme sponsorship

64. Advertisements must be clearly identifiable as such, their content and presentation distinguishing them from regular programmes.

TV 2

65.(1) The following rules shall apply to advertisements transmitted by TV 2, cf. (2) and (3), however.

- 1) Advertisements shall be transmitted only in blocks to be inserted between the programmes;
- 2) Advertisements for pharmaceutical products, tobacco or beverages with an alcohol content of at least 2.8 pct. by volume are not allowed, nor may economic interests or religious and political observances be advocated;
- 3) The maximum transmission time per day for advertisements shall be no more than 15 pct. of the daily transmission time.

(2) The provisions of (1), items 1) and 3), shall not apply to advertisements on teletext, however.

(3) Advertisements shall not be allowed in programme services distributed by cable systems, cf. Section 18(4).

Programme services provided by satellite

66.(1) To advertisements transmitted by a licensee authorized to provide television services by satellite the following rules shall apply, cf. (2), however:

- 1) Advertisements shall be transmitted only in blocks to be inserted between the programmes;

- 2) Advertisements for pharmaceutical products, tobacco or beverages with an alcohol content of at least 2.8 pct. by volume are not allowed, nor may economic interests or religious and political observances be advocated;
- 3) The maximum transmission time per day for advertisements shall be no more than 15 pct. of the daily transmission time.

(2) The provisions of (1), items 1) and 3), shall not apply to advertisements on teletext, however.

67. For advertisements transmitted by a licensee authorized to provide radio services by satellite the following rules shall apply:

- 1) Advertisements may appear at all times during transmission;
- 2) Advertisements for tobacco or beverages with an alcohol content of 2.8 pct. or more by volume are not allowed. Advertisements for pharmaceutical products are permitted subject to the regulations of the Pharmaceuticals Act.
- 3) The maximum transmission time per day for advertisements shall be no more than 15 pct. of the daily transmission time.

Local radio and television services

68.(1) The following rules shall apply to advertisements transmitted by a licensee authorized to provide local television services, cf. (2), however:

- 1) Advertisements may only be transmitted in blocks, to be inserted between the programmes;
- 2) Advertisements for pharmaceutical products, tobacco or beverages with an alcohol content of at least 2.8 pct. by volume are not allowed, nor may economic interests or religious and political observances be advocated;
- 3) The maximum transmission time per day for advertisements shall be no more than 15 pct. of the daily transmission time.

(2) The provisions of (1), items 1) and 3), shall not apply to advertisements on teletext, however.

69. The following rules shall apply to advertisements transmitted by a licensee authorized to provide local radio services.

- 1) Advertisements may appear at all times during transmission;
- 2) Advertisements for tobacco or beverages with an alcohol content of at least 2.8 pct. by volume are not allowed. Advertisements for pharmaceutical products are permitted subject to the regulations of the Pharmaceuticals Act.
- 3) The maximum transmission time per day for advertisements shall be no more than 15 pct. of the daily transmission time.

Other

70. The Minister for Culture shall lay down rules concerning the inclusion of advertisements in programme services, including rules for their identification, scheduling, content and scope.

The Radio and Television Advertisements Board

71.(1) The Minister for Culture shall appoint a board to consider advertisements on radio and television, the Radio and Television Advertisements Board.

(2) The Board shall consist of three members appointed by the Minister for consecutive terms of four years.

(3) The Minister shall lay down rules on the composition and activities of the Board.

72.(1) The Radio and Television Advertisements Board shall have the following tasks:

- 1) The Board shall make the final administrative decision in matters concerning the content of radio and television advertisements. In cases concerning compliance with the Pharmaceuticals Act the Board shall obtain a prior opinion from the National Health Board. The Board may protest any infringement of the regulations of the Act and may order TV2 Reklame A/S or a

licensee providing radio or television services to make the ruling known to the public. The Board shall be authorized to decide the manner and form thereof.

- 2) The Board shall be authorized to make the final administrative decision concerning the right of reply in connection with information of a factual nature transmitted in advertisements. The right of reply presupposes that the information could cause considerable economic or other damage and that its correctness is not indisputable. The Board shall be authorized to order TV2 Reklame A/S or a licensee providing radio or television services to broadcast a reply. The Board shall be authorized to decide the content, structure and scheduling of the reply.
- 3) The Board may state its opinion concerning cases of infringement of Section 64 and cases of infringement of provisions issued pursuant to Section 73(8) on incitement to buy or hire products or services.
- 4) The Board shall advise the Minister on the content of advertisements in radio and television.

(2) Complaints concerning the content of advertisements, cf. (1) items 1) and 2) shall be lodged with the Board within four weeks of the broadcasting of the advertisement concerned.

Sponsorship of programmes

73.(1) Sponsorship pursuant to Section 7(5), Section 18(3), Section 37(3) and Section 51(1) shall mean any contribution, direct or indirect, to the financing of radio or television programmes, including teletext, from a natural or legal person not engaged in the broadcasting or production of radio or television programmes, films, phonogrammes, etc., with a view to promoting the name, trademark (logo), image, activities or products of that person.

(2) When a programme is sponsored as provided in (1), it shall be clearly identified as such by appropriate credits appearing at the beginning or end, or both, of the programme, showing the sponsor's name or trademark (logo). Such credits may not appear in the programme itself. On teletext the sponsor's name or trademark (logo) shall, however, appear on the individual pages sponsored, cf. (1).

(3) The content and scheduling of a programme sponsored as provided in (1) may not be influenced by the sponsor in such a way as to affect the responsibility and editorial integrity of the radio or television broadcaster.

(4) No programmes may be broadcast which have been sponsored by natural or legal persons whose principal activity is to produce or sell beverages with an alcohol content of 2.8 pct. by volume or more, tobacco products or goods primarily used in connection with smoking, and pharmaceutical products.

(5) No programmes may be broadcast which have been sponsored by employer organizations or trade unions or by political parties or religious movements. However, this does not apply to broadcasters holding a licence for radio programme services by satellite or cable systems, cf. Chapter 5, or local radio programme services.

(6) No sponsored news and current affairs programmes may be broadcast.

(7) Broadcasters holding a licence for radio programme services in accordance with Chapter 5 and local radio broadcasters, may, however, broadcast sponsored current affairs programmes.

(8) After having obtained the opinions of Danmarks Radio, TV 2, the Satellite and Cable Board and the Local Radio and Television Committee, the Minister for Culture shall lay down rules on the sponsoring of programmes. These rules shall include how sponsored programmes, and in the case of local radio and television, programmes for which the transmission time has been paid, may be included in the programme services.

Chapter 9

Various provisions

73 a.(1) Cases and documents concerning the programme service activities and appurtenant business affairs of Danmarks Radio and TV 2 shall be exempt from the Access to Public Administration Files

Act.

(2) Cases and documents concerning the programme service activities and appurtenant business affairs of Danmarks Radio and TV 2 shall be exempt from Chapters 46 of the Danish Public Administration Act.

74. The Minister for Culture may lay down rules to the effect that, against compensation for expenses incurred, Danmarks Radio shall place recordings of its programmes at the disposal of an archive established for research purposes, and rules concerning access to the recordings on file. Expenses towards the establishment and operation of such an archive shall be defrayed by the Treasury.

75. In order to secure for the public the right to be kept informed, the Minister for Culture may lay down rules for certain limitations regarding the exploitation by television broadcasters of their exclusive rights to transmit broadcasts of major events so that, in certain, welldefined circumstances, other television broadcasters may be able to bring short news excerpts about the events.

76.(1) Anyone who

- 1) broadcasts radio or television programmes in contravention of Section 1 of this Act;
- 2) distributes radio or television programmes by cable systems in contravention of Section 3 of this Act;
- 3) infringes the regulations of Section 4,
- 4) infringes the regulations of Sections 38 or 54 or orders pursuant to the regulations therein, or
- 5) grossly or repeatedly infringes Section 62(1), clause 1 or regulations issued under its provisions,
- 6) infringes Section 62(1), clause 2 or
- 7) disregards a decision about right of reply, cf. Section 72(1), item 2),

shall be liable to a fine.

(2) Directions issued in pursuance of Section 5, Section 5a, Section 51(4), Section 63(2), Section 70 and Section 73(8), may stipulate fines for the infringement of the regulations contained therein.

(3) In the event of infringement by limited liability companies, or similar, the company or society as such may be made liable to a fine. If the infringement was committed by a local government or community of local governments, cf. Section 60 of the Local Government Administration Act, the local government or community of local governments may be made liable to a fine.

77.(1) This Act shall enter into force on January 1, 1993. However, the date of coming into force of Section 34(3) shall be set by the Minister for Culture³).

(2) At the same time, the Radio and Television Broadcasting Act, No. 421 of June 15, 1973 shall be repealed.

78. This Act shall not apply to the Faroe Islands and Greenland.

79. In the Editorial Responsibility Act No. 348 of June 6, 1991, Section 1, item 2) "or distributed" shall be deleted, and in Section 1, item 2), Section 5(1) and Section 32(1), clause 1 the word "local" shall be deleted.

80. Rules issued in pursuance of the Radio and Television Act in force so far, cf. Section 77(2), shall remain in force until they are repealed or superseded by rules issued in pursuance of this Act. Infringement of the rules is subject to a penalty according to the statutory provisions applying so far.

Act no. 280 of May 6, 1993 to amend the Act on Pharmaceutical Products, etc. (Advertising, etc.) contains the following provision:

4

The Act shall come into force on the day after its promulgation in Lovtidende (the Law Gazette⁴)).

Act no. 1101 of December 22, 1993 to amend the Radio and Television Broadcasting Act and the Telecommunications Act (Financing of Shortwave Broadcasts, Access to Programme Material Documents, etc.) contains the following provision:

3

The Act shall come into force on January 1, 1994.

Act no. 377 of June 14, 1995 to amend the Radio and Television Broadcasting Act (Terms for cable systems, etc.) contains the following provisions:

2

(1) The Act shall come into force on July 1, 1995.

(2) At the same time Order no. 230 of March 25, 1994 on the hybrid network, etc. shall lapse.

Act no. 469 of June 12, 1996 to amend the Telecommunications Act and the Radio and Television Broadcasting Act contains the following provision:

3

The Act shall come into force on July 1, 1996.

Act no. 478 of June 12, 1996 to amend the Radio and Television Broadcasting Act (Broadcasting by satellite) contains the following provision:

2

The Act shall come into force on the day after its promulgation in the Law Gazette⁵).

Act no. 1208 of December 27, 1996 to amend the Radio and Television Broadcasting Act and the Media Responsibility Act contains the following provisions:

3

(1) The Act shall come into force on January 1, 1997. However, the date of coming into force of Section 1, item 12) and item 23), shall be fixed by the Minister for Culture⁶).

(2) The Minister for Culture may extend the period of office of the Board of Danmarks Radio appointed on October 1, 1995 until December 31, 1999.

(3) The Minister for Culture may extend the period of office of the Board of TV 2 appointed on September 1, 1994 to December 31, 1998.

(4) The Minister for Culture may extend or reduce the periods of office of the Boards of the regional TV 2 stations so that they all expire on December 31, 1998 or December 31, 2002. In connection with extension of the period of office of a Board of Directors, the Minister for Culture may decide that the permanent employees shall elect one member in addition to the Board members elected by the Board of Representatives. The Minister for Culture may furthermore depart from the provision in Section 21(5) of the Radio and Television Broadcasting Act that the Board of Directors may consist of at most 7 members.

(5) The fee pursuant to Section 60a as set out in Section 1, item 43, shall for 1997 be fixed at DKK 5 per inhabitant of the licence area.

(6) Within the period of validity of the present licences the local boards may not issue new licences to local television stations for a longer term than the licence for the relevant frequency which expires last.

The Ministry of Culture, January 29, 1997

EBBE LUNDGAARD

/Lars M. Banke

¹) Pursuant to Act no. 1208 of December 27, 1996 to amend the Radio and Television Broadcasting Act and the Media Responsibility Act, the following is inserted as item 2 to Subsection (3): "TV 2 shall ensure that the rules on advertising pursuant to Chapter 8 are complied with." The date of the coming into force of the amendment is laid down by the Minister for Culture pursuant to Section 3(1) of the aforementioned Act.

²⁾ Pursuant to Act no. 1208 of December 27, 1996 to amend the Radio and Television Broadcasting Act and the Media Responsibility Act, Sections 3133 are repealed. The date of coming into force of this repeal shall be fixed by the Minister for Culture pursuant to Section 3(1) of the aforementioned Act. After the repeal has come into force, as a consequence thereof Section 72(1), "TV 2 Reklame A/S", shall be amended to "TV 2".

³⁾ The provision came into force with regard to Finland, Iceland, Norway, Sweden and Austria on April 10, 1994 and took effect as from January 1, 1994, cf. Order no. 240 of April 8, 1994 on the coming into force of the provision in the Radio and Television Broadcasting Act.

⁴⁾ The Act came into force on May 10, 1993.

⁵⁾ The Act came into force on June 14, 1996.

⁶⁾ Cf. notes 1 and 2.

Source: [Forbrugerstyrelsen](#)