

**REGULATION
OF THE NATIONAL BROADCASTING COUNCIL**

of 12 July 2011

concerning the manner of keeping a record by the broadcaster of transmission time of programmes originally produced in the Polish language, European works and European works produced by independent producers, as well as the period of storage of such record

Pursuant to Article 15a paragraph 2 of the Broadcasting Act of 29 December 1992 (official journal "Dz.U." of 2011, No. 43, item 226, No. 85, item 459, No. 112, item 654 and No. 153, item 903), it is hereby ordered as follows:

§ 1

This Regulation determines:

- 1) the manner of keeping a record of transmission time by the broadcaster,
- 2) the period of storage of such record, not less than 1 year,
- 3) the scope of recorded information, including information about the date of transmission of the programme, actual duration of the programme, title and producer of the programme,

§ 2

1. Broadcasters of television programme services shall keep a record of transmission time, hereinafter the "record", for:
 - 1) programmes originally produced in the Polish language referred to in Article 4 subparagraph 14 of the Broadcasting Act of 29 December 1992, hereinafter referred to as the "Act";
 - 2) European works referred to in Article 15b of the Act;
 - 3) European works produced by independent producers referred to in Article 4 subparagraph 26 of the Act, with separately entered European works produced within the period of 5 years before their transmission in the programme service.
2. The record referred to in subparagraph 1 shall be kept separately for each programme service transmitted by the broadcaster.
3. The record shall be kept in an electronic format, in a spreadsheet, in accordance with specimens set forth in Appendix No. 1 and Appendix No. 2 to the Regulation.
4. In the record, European works shall be designated with the EU symbol, programmes originally produced in the Polish language shall be designated with the PL symbol, European works produced by independent producers shall be designated with the EUN symbol, while European works produced by independent producers within the period of 5 years before their transmission in the programme service shall be designated with the EUNN symbol.
5. The broadcasts inserted between the programmes, referred to in Article 16 paragraph 4 of the Act, shall not be included in the record.

§ 3

1. The electronic record and documents confirming fulfilment of the conditions set forth in Article 4 subparagraphs 14, 25 and 26 as well as in Article 15b of the Act shall be stored for the period of 3 calendar years counted from the beginning of the year following the year of transmission of the programme.

§ 4

1. The record shall comprise the following information:
 - 1) name of the programme service in which the programme was transmitted;
 - 2) name of the broadcaster;
 - 3) reporting period;
 - 4) title of the programme;
 - 5) day, month, year and hour of the beginning of transmission of the programme in the programme service;
 - 6) actual duration of the programme;

- 7) year of production of the programme;
 - 8) name of the producer of the programme.
2. The actual duration of the programme shall mean the time from the beginning till the end of transmission of the programme, excluding duration of any inserted broadcasts that do form part of the programme.

§ 5

The Regulation of the National Broadcasting Council of 20 September 2005 concerning the manner of keeping record by the broadcaster of transmission time of programmes originally produced in the Polish language, European works and European works produced by independent producers as well as the duration of storage period of such records (official journal "Dz.U." No. 201, item 1676; and of 2009, No. 58, item 484) shall be repealed.

§ 6

This Regulation shall take effect after 14 days of its promulgation.

APPENDIXES

APPENDIX NO. 1

SPECIMEN

EXCERPT FROM THE RECORD OF TRANSMISSION TIME OF EUROPEAN WORKS, PROGRAMMES ORIGINALLY PRODUCED IN THE POLISH LANGUAGE, EUROPEAN WORKS PRODUCED BY INDEPENDENT PRODUCERS AND EUROPEAN WORKS PRODUCED BY INDEPENDENT PRODUCERS WITHIN THE PERIOD OF 5 YEARS BEFORE THEIR TRANSMISSION IN THE PROGRAMME SERVICE

BROADCASTER NAME OF PROGRAMME SERVICE REPORTING PERIOD: ... QUARTER YEAR

No.	Title of the programme	Date of broadcast: day, month, year	Hour of beginning of the programme (hh:mm)	Actual duration of the programme (hh:mm)	Year of production of the programme	Name of producer of the programme	Symbol of the programme according to § 2 subparagraph 4 of the Regulation of the NBC of *			
							EU	EUN	EUNN	
1										
2										
3										
4										
5										
6										
7										
8										
9										
10										
11										
12										
13										
14										
15										
16										
17										
18										
19										
20										
21										
22										
TOTAL+							0:00	0:00	0:00	0:00

* Enter all applicable symbols next to the title of the programme.

APPENDIX NO. 2

SPECIMEN

EXCERPT FROM THE RECORD OF TRANSMISSION TIME OF EUROPEAN WORKS, PROGRAMMES ORIGINALLY PRODUCED IN THE POLISH LANGUAGE, EUROPEAN WORKS PRODUCED BY INDEPENDENT PRODUCERS AND EUROPEAN WORKS PRODUCED BY INDEPENDENT PRODUCERS WITHIN THE PERIOD OF 5 YEARS BEFORE THEIR TRANSMISSION IN THE PROGRAMME SERVICE

BROADCASTER NAME OF PROGRAMME SERVICE REPORTING PERIOD: ... QUARTER
 YEAR

No.	DESCRIPTION	NUMBER OF HOURS and MINUTES (hh:mm)	% SHARE in the quarterly transmission time of the programme service	% SHARE in the transmission time of programmes of independent producers
1	QUARTERLY TRANSMISSION TIME OF THE PROGRAMME SERVICE determined in accordance with Article 15 paragraphs 1 and 3 as well as Article 15a paragraph 1 of the Broadcasting Act of 29 December 1992			
2	EUROPEAN WORKS, total			
3	PROGRAMMES ORIGINALLY PRODUCED IN THE POLISH LANGUAGE, total			
4	PROGRAMMES PRODUCED by INDEPENDENT PRODUCERS, total			
5	PROGRAMMES PRODUCED by INDEPENDENT PRODUCERS WITHIN THE PERIOD OF 5 YEARS before their transmission in the programme service, total			