

**REGULATION  
OF THE NATIONAL BROADCASTING COUNCIL**

of 29 October 2010

**amending the Regulation concerning the fees for awarding a broadcasting licence to transmit radio  
and television programme services**

(official journal „Dz.U.” of 16 November 2010)

Pursuant to Article 40 paragraph 2 of the Broadcasting Act of 29 December 1992 (official journal “Dz.U.” of 2004, No. 253, item 2531, as subsequently amended<sup>1)</sup>), it is hereby ordered as follows:

**§ 1.**

The Regulation of the National Broadcasting Council of 4 February 2000 concerning the fees for awarding a broadcasting licence to transmit radio and television programme services (official journal “Dz.U.” No. 12, item 153, as subsequently amended<sup>2)</sup>) shall be amended as follows:

1) in § 4b:

a) in subparagraph 1, the introductory sentence shall be replaced by the following:

“The fee for awarding a broadcasting licence to transmit a television programme service by terrestrial diffusion through digital mode in the DVB-T standard in the Poland-wide multiplex signal shall amount to:

b) subparagraph 2 shall be replaced by the following:

“2. In case the population range covered by the awarded licence is smaller than the total population range of the Poland-wide multiplex signal, the fee referred to in subparagraph 1 shall be reduced by a coefficient resulting from the ratio of the number of inhabitants of the area covered by the range stipulated in the licence to the number of inhabitants of the Republic of Poland.”.

c) the following subparagraphs 3 and 4 shall be added:

“3. Subparagraphs 1 and 2 shall accordingly apply to fees for changing the licence to transmit a television programme service by satellite by way of granting the right to transmit the programme service through digital mode in the DVB-T standard.

4. In case the licence referred to in subparagraph 3 is changed, the fee shall be reduced in proportion to the time remaining before the expiry of the licence, rounded to a full number of years”;

2) § 4c shall be replaced by the following:

“§ 4c. 1. The fee for changing a broadcasting licence to transmit a television programme service by terrestrial diffusion by way of granting the right to transmit the programme service through digital mode in the DVB-T standard in the Poland-wide multiplex signal shall amount to:

$$\text{PLN } 110 \times (3,850 - K) \times (L_1 + L_2 + L_3)$$

where:

$L_1$  - stands for the number of years from discontinuation of transmission of programme services through analogue mode on the following areas: Świnoujście, Koszalin, Łębork, Piła, Białogard, Szczecin, Płock, Konin, Kłodzko, Zakopane - Rabka, Jelenia Góra, Rzeszów, Wiśla, Leżajsk - Przemyśl, until expiry of the broadcasting licence, rounded to a number of full years,

$L_2$  - stands for the number of years from discontinuation of transmission of programme services through analogue mode on the following areas: Warszawa,

- Poznań, Kalisz, Częstochowa, Opole, Bydgoszcz, Wrocław, Lublin, Olsztyn, Opoczno, Dęblin, Zamość, Elbląg, Giżycko, Iława, until expiry of the broadcasting licence, rounded to a number of full years,
- L<sub>3</sub> - stands for the number of years from discontinuation of transmission of programme services through analogue mode on the following areas: Gniezno, Katowice, Łódź, Gdańsk, Ostrołęka, Siedlce, Kraków, Tarnów, Szczawnica - Gorlice, Bieszczady, Kielce, Białystok, Suwałki, until expiry of the broadcasting licence, rounded to a number of full years,
- K - stands for the number of inhabitants, in full tens of thousand, covered by transmission of a television programme service through analogue mode.
2. In case the licence to transmit a television programme service by terrestrial diffusion is changed by way of granting the right to transmit the programme service through digital mode in the DVB-T standard on the area that is smaller than the total range of the Poland-wide multiplex signal, the fee shall be calculated in accordance with the following formula:

$$\text{PLN } 330 \times (K_c - K) \times L$$

where:

- L - stands for the number of years remaining until the day of expiry of the licence, rounded to a number of full years,
- K<sub>c</sub> - stands for the number of inhabitants, in full tens of thousands, covered by the transmission of a programme service through digital mode,
- K - stands for the number of inhabitants, in full tens of thousand, covered by the transmission of a television programme service through analogue mode.

The fee shall not be charged in case  $K_c - K \leq 0$ .

**§ 2.** The Regulation shall take effect after 14 days of its promulgation.

- <sup>1)</sup> Amendments to the consolidated text of the Act were promulgated in the official journal „Dz.U.” of 2005, No. 17, item 141, No. 85, item 728 and No. 267, item 2258, of 2006, No. 51, item 377, No. 83, item 574 and No. 133, item 935, of 2007, No. 25, item 162 and No. 61, item 411, of 2009, No. 18, item 97, No. 115, item 965 and No. 201, item 1540, as well as of 2010, No. 28, item 146, No. 127, item 857, No. 152, item 1023 and No. 182, item 1228.
- <sup>2)</sup> Amendments to the Regulation were promulgated in the official journal „Dz.U.” of 2000, No. 90, item 1007, of 2002, No. 58, item 541, of 2007, No. 124, item 870, as well as of 2009, No. 105, item 876.