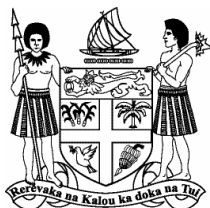


ACT NO. 32 OF 2020

I assent.

J. K. KONROTE

President

[4 September 2020]

AN ACT**TO AMEND THE TELEVISION ACT 1992**

ENACTED by the Parliament of the Republic of Fiji—

Short title and commencement

1.—(1) This Act may be cited as the Television (Amendment) Act 2020.

(2) This Act comes into force on a date or dates appointed by the Minister by notice in the Gazette.

(3) In this Act, the Television Act 1992 is referred to as the “Principal Act”.

Long title amended

2. The Principal Act is amended in the long title after “TELEVISION” by inserting “AND CERTAIN ONLINE”.

Section 1 amended

3. Section 1 of the Principal Act is amended after “Television” by inserting “and Online Streaming”.

Section 2 amended

4. Section 2 of the Principal Act is amended by inserting the following new definitions—

““commercial gain”, in relation to broadcasting a live sporting event, means the receipt of payment from any person so that the person may view the live sporting event;”;

““live sporting event” means any live sporting event in Fiji;”;

““online streaming” means the transmission of data over the Internet for aural or visual reception;”;

““online streaming service” means a service that at any time broadcasts through online streaming a live sporting event for commercial gain;”.

Section 4 amended

5. Section 4 of the Principal Act is amended by deleting subsection (2A).

Part 2A inserted

6. The Principal Act is amended after section 9 by inserting the following new Part—

**“PART 2A—LICENCE TO BROADCAST THROUGH ONLINE
STREAMING**

Licence to broadcast through online streaming

9A.—(1) No person may broadcast through online streaming a live sporting event for commercial gain except under or in accordance with a licence granted under this Part.

(2) Every such licence is to be in such form and may contain such terms and conditions as the Minister may determine.

(3) In granting a licence under this Part, the Minister may require the licensee to pay a premium for the issue of the licence or such annual fee, rent or royalty as the Minister may determine.

(4) Any person who contravenes subsection (1) is guilty of an offence under this Part and, on conviction, is liable to a fine not exceeding \$100,000 or to imprisonment for a term not exceeding 3 years or to both.

Compliance with the Media Code of Ethics and Practice

9B. If a licensee is found to have breached the Media Code of Ethics and Practice under the Media Industry Development Act 2010, the Minister may, by notice revoke the licensee’s licence or vary the licence, provided however, that before making any decision under this section, the Minister must provide the licensee with such opportunity as determined by the Minister, to provide a written explanation as to why the licence should not be revoked or varied as the case may be.

Validity of licence

9C. A licence granted under this Part may be subject to conditions and may, unless sooner revoked or suspended, be valid for a period not exceeding 12 years