



More Choices, Better Access and Higher Quality

**ANNUAL REPORT
APRIL 2009
TO
MARCH 2010**

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VISION OF THE BROADCASTING COMMISSION (BCJ)

The Commission contributes to the development of Jamaica by enabling a competitive, flourishing, co-regulated electronic communications sector that delivers high quality service and variety, including indigenous expression, is a responsible partner in the regulatory process and operates within the broad parameters administered by the Broadcasting Commission.

MISSION STATEMENT

The mission of the Broadcasting Commission of Jamaica is:

To enable the orderly development of the electronic communications sector in order to serve the interests of the Jamaican public by regulating and monitoring licensees and by advising government in a manner that is transparent, fair, efficient, effective, facilitative and consultative.

THE ROLE, COMPOSITION AND MANDATE OF THE BROADCASTING COMMISSION

The Broadcasting Commission (BCJ) is a body corporate established under **The Broadcasting and Radio Re-Diffusion Act (BRRA)**. It is the successor to the Broadcasting Authority following the 1986 amendment of the BRRA, making the Commission the Caribbean region's most established communications regulator.

The Commission's principal functions may be classified as:

- Advisory;
- Monitoring;
- Research/information-gathering;
- Administrative; and
- Legislative.

The prescribed **advisory** functions include the following areas of advice to the Minister:

- Whether or not a licence should be granted **S. 11E (1)**;
- The terms and conditions on which licences should be granted **S 16 (a) (i)**;
- Whether a licence should be suspended or cancelled for non-compliance with the Commission's directives following a contravention of the licence **S 22**; and
- The allocation of broadcast time to programmes of Jamaican origin, performed by Jamaicans or programmes significant to Jamaica **S 16 (a) (ii)**.

The **monitoring** powers and duties include:

- Monitoring the operations of licensees **S 16 (e)**;

- Receiving and investigating complaints in relation to any matter under the BARRA **S 16 (f)**;
- Establishing a system of monitoring transmissions by licensees **S 16 (d)**;
- Requiring licensees to submit information relating to their programming and operations **S 17**;
- Giving licensees written notice (copied to the Minister) of any contravention of licence, and requiring justification of the offending act and/or remedial action **S 20 (1)**;
- Giving written notice to the Minister of any failure by a licensee to justify any offending act or take remedial action **S 20 (3)**;
- Directing a licensee to transmit an apology for any action in contravention of its licence **S 20 (3)**; and
- In relation to political broadcasts, ensuring rights of reply under certain circumstances, and in general ensuring impartiality in political broadcasts **S 21**.

The **information-gathering** duties include:

- Conducting surveys to ascertain whether matter transmitted or relayed by licensees is capable of being received in Jamaica **S 16 (b)**; and
- Undertaking, sponsoring or assisting in research on any type of operation regulated under the Act **S 16 (c)**.

The **administrative** functions relate to:

- Processing all licence applications under the Act to determine whether prescribed requirements are satisfied **S 11E**;
- Receiving application fees **S 11 F (2)**;
- Receiving licence fees **S 11 G (5)**;

- At the direction of the Minister, notifying licensees before licenses are suspended or cancelled that they have an opportunity to be heard by the Minister **S 22 (2)**; and
- Where a licence to provide STV service becomes void for non-performance, notifying the licensee and requiring the return of the licence **S 11G (7)**.

The Commission's *legislative* power is to recommend regulations under the **Act**, after consultation with the Minister. Approval is subject to a negative resolution in the House of Representatives.

COMMISSIONERS

Commissioners are appointed by the Governor General after consultation with the Prime Minister and the Leader of the Opposition, pursuant to Section 1 of the Schedule to the **BRRA**. The appointments are for a period of five years.

The following persons served during the period under review:



Dr. Hopeton Dunn, Ph.D., M.A., B.A. (Hons.), Dip. (Mass Comm.)
Chairman

Director, Telecommunications Policy and Management Unit, U.W.I.

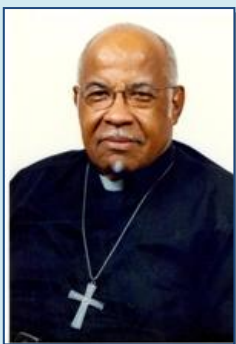
Re-appointed November 1, 2006



Mrs. Rosemarie Vernon, C.D., B.A., Cert. Ed.

Educator, Former Principal, Alpha Primary School, Former President of The Jamaica Teachers' Association

Appointed November 1, 2008



Rev. Canon Peter Mullings J.P., B.A. Th.

Cleric, Rector Church of the Ascension

Appointed November 1, 2001



Mr. Claude Robinson, O.D., B.J., B.A. (Hons.)
Lecturer and Communications Consultant

Appointed March 10, 2003



Mrs. Elaine Foster-Allen, M.Phil, B.ED
Educator, Principal – Shortwood Teachers' College

Appointed March 10, 2003



Dr. Elaine Wallace, Ph.D., M.B.A.
Academic Administrator and Lecturer - UTECH

Appointed September 4, 2003



Mrs. Hyacinth Lindsay, Q.C., C.D., LL.B., B.A.
Former Chief Parliamentary Counsel

Appointed November 1, 2006



Mr. Neville James, B.A., Dip. Public Admin.
Communications Consultant

Appointed: September 5, 2008

EXECUTIVE STAFF AND PRINCIPAL OFFICERS

The Commission is supported by a Secretariat, headed by the Executive Director, which has responsibility for its day to day operations. The executive staff members are:



Mr. Cordel Green, M.B.A., LL.M (Dist.), LL.B (Hons.), B.A. (Hons.)

Executive Director, Attorney-at-Law



Mrs. Karlene Salmon-Johnson, M.Sc., B.A. (Hons.)

Assistant Executive Director

There are also seven Principal Officers, namely:

Miss Teisha Mattison LL.M;LL.B (Hons) Legal Officer	Mr. Richard Myers, M.Sc., B.Sc. (Hons.) Human Resource & Office Manager	Mr. Donovan Campbell, M.Sc. Technical Officer
Ms. Juliet Anderson, MAAT, Fellow (ACCA), Finance Officer	Mrs. Michelle Jones-Francis B.Sc. (Hons) Monitoring and Customer Service Manager (Appointed March 10, 2008)	Ms. Nicole R. Morrison, B.A. (Hons) Information & Public Relations Officer
Mr. Dwaymian Brissette, M.A., B.A.(Hons) Registrar		

STANDING COMMITTEES

Oversight of the Commission's work is conducted through three Standing Committees (See Appendix A). The results of Committee deliberations are brought to the full Commission for discussion, approval or ratification either as proposed or with modification. The Standing Committees are:

- (a) Legislative and Policy
- (b) Monitoring, Content and Compliance
- (c) Finance, Administrative and Audit

OVERVIEW OF PERFORMANCE IN 2009 - 2010

CONTENT STANDARDS

2009 was a momentous year for the Broadcasting Commission, relating particularly to media output Directives that generated significant public response. The Directives and their enforcement by the Commission resulted in substantial and demonstrable change in electronic media output on both radio and television. By mid-2009 the Commission began to receive widespread support from the general public, the Government, large sections of the music fraternity as well as from significant sections of the regulated broadcast media itself.

In the twelve months since the Directives, the Commission recorded a reduction in the number of complaints relating to on air beeping and other forms of musical content. Complaints relating to transmission of sexually explicit and violent content also declined. Perhaps what was more striking, were public comments by members of the entertainment industry that there was now renewed creativity in how they approached their craft.

PUBLIC EDUCATION & INFORMATION

One of the historical challenges of the Commission has been deepening and strengthening public knowledge of the Commission and its role in society. Over the last year inroads were made in that regard. The BCJ embarked on a series of briefing and meetings which was highlighted by a Call on the Governor-General, shortly after his appointment. His Excellency was updated on the Commission's work.

Welcoming the new Governor General



Chairman of the Broadcasting Commission, Dr. Hopeton Dunn (3rd from left) exchanges a handshake with newly appointed Governor General, His Excellency the Most Hon. Sir Patrick Allen at a courtesy call by the Commission. Also in attendance: (From left) Commissioner Rosemarie Vernon, Cordel Green, Executive Director, Commissioner Dr. Elaine Wallace and Commissioner Hyacinth Lindsay

During the year, the Commission embarked on a public education campaign under the theme ***“Choice comes with responsibility”***. The Strategies included a print media supplement, television advertising, radio advertising, video-board advertising islandwide, social media campaign on Youtube, Twitter, and Facebook, media interviews, public speaking engagements, and participation in expositions.

The Commission's began its public education campaign with the publication of a four-page supplement in April. The supplement achieved the following:

- 

The regulatory body for radio, television and subscriber television in Jamaica

53 Knutsford Boulevard, Kingston 5
Tel: 922-1998, 920-9537-8; Toll free: 1-888-99-22253
Fax: 922-1997
Email: info@broadcom.org, Website: www.broadcom.org

Regulating the Changing Face of Electronic Media

Hopeton S. Dunn, J.P., Ph.D.
Chairman, Broadcasting Commission of Jamaica

As media landscape is changing and it is doing so rapidly. Advances in communications and broadcasting products are being spurred by rapid rollout of digital and new technologies. Technology improvement is a complex process, a blending of hardware for broadcasting, ICT and other technologies. These developments are leading to an expansion of services models and increased competition, as new players enter the field. The combination of these developments and user friendly technologies which make it easy to create and distribute content in a variety of types and formats, have led to a proliferation of media services, outlets and products. Many of these new services and products are coalescing around the Internet platform. This includes broadcast radio and television, which are using part of their traditional analogue platforms, to digital and on-line services. In addition, increased access to and portability of media and content with the emergence of next generation technologies such as mobile, multimedia devices the cellular phones, are changing the way we consume and create our media.

The Jamaican Scenario

Many of the changes being witnessed are already taking place in Jamaica, where our electronic media have benefited from important strides in the media, information and technology and telecommunications positions over the past decade. These advances have in fact set the stage for the convergence of broadcasting, ICT and telecommunications to amend the regulatory framework. In the past decade, 13 of 20 electronic stations are streaming audio and video over the Internet. Five subscriber television providers are holders of telecommunications licences. In 2007, subscriber television licence was granted to the first

Content Regulation

The Jamaican public clearly demonstrated support for content regulation exemplified by the outpouring of support for regular industry action to clean up the airwaves. The endorsement of citizen2007 as a self-regulatory body, is significant in indicating that the sheer volume of content that is now present in the media space requires vigilance to go beyond the capacity of any regulator to monitor the plethora of programming and that citizens can and must play a part in regulation. Essentially, co-regulation must support regulation by the state, rather than self-regulation among service providers. A tripartite approach must be supported by media education and media literacy, which are stands of the Commission's public education thrust. This includes a tripartite approach must be supported by media education and media literacy, which are stands of the Commission's public education thrust.

Regulatory Reform

In coping out the future, the Broadcasting Commission must continue to reform of its internal resources, systems and processes and it must maintain a close working relationship with the media industry to develop and best practices for the convergent landscape. These include the need to reform the organisational/technical infrastructure to support the reform of management tools and processes, as well as internal processes. The Commission must also anticipate regulatory changes that will be required by ministerial policy-making and regulatory changes to reconfigure personnel resources and re-engineer business processes. As the most established regulatory body in the Caribbean, speaking Caribbean, the Commission's position is also cognisant of its responsibility to assist streamlining and strengthening regulatory structures in the emerging and new media, and to support the centres of excellence.

The Broadcasting Commission

 - ✓ Monitors radio, television and cable, licensees ensure that operations are in keeping with established legal standards for broadcasting in legislation governing the sector and with the terms and conditions of their licences;
 - ✓ Investigates complaints from the public about possible violations of standards and law;
 - ✓ Evaluates licence applications for radio, television and subscriber television and makes recommendations on the grant, renewal, terms and conditions of licences to the Minister of Information;
 - ✓ Conducts or commissions research relating to electronic media services;
 - ✓ Provides media policy advice to the Minister of Information.
 - We do not have responsibility for regulating content on public transportation, sound systems, stage shows, newspapers and bill boards.

The Commission

Commissioners are appointed by the Governor General and serve for a term of five (5) years, renewable. They are supported by a staff of 23 persons, headed by an Executive Director.

The Commissioners are:

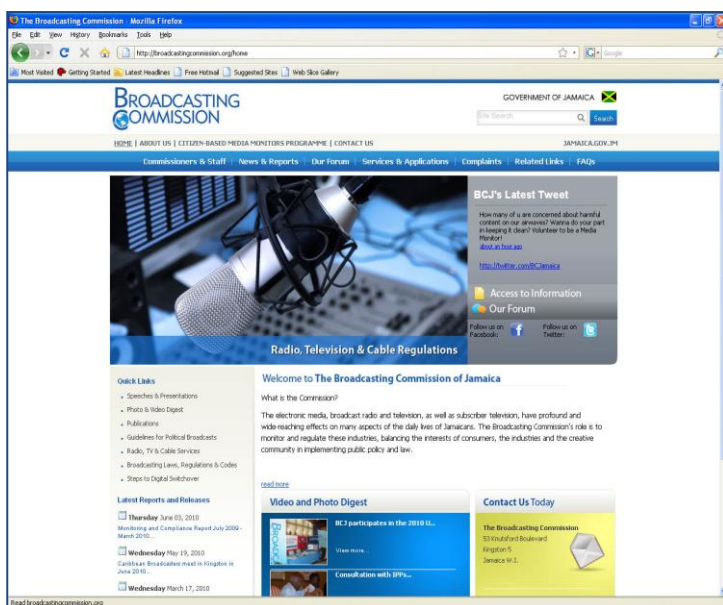
Dr. Hopeton Dunn is a communications scholar, researcher and policy analyst. He is director of the Telecommunications Policy and Management Research Centre (TPMC) at the Mona School of Business, University of the West Indies.

Currently, Dr. Dunn is Acting Executive Director of the International Association for Media and Communications Research (IAMCR) and is the largest global association of media and communications development.

Hopeton S. Dunn, J.P., Ph.D., (Jamaica)
Chairman

Supplement Cover. Published May 2009

Redesigned Website



BCJ Website homepage at
www.broadcastingcommission.org

In August 2009, the redesigned Broadcasting Commission website went live online. The new website is equipped with a number of features for easier navigation and better engagement of stakeholders. These include a discussion forum, a video and sound archive and a real time updated panel for the Commission's Twitter page. The website has a modern

design which has captured international attention. The homepage has been selected to be featured in an upcoming publication on media and regulation by English publishing house, Routledge Publishers.

Social Networking

The Commission has tapped into the increasingly popular use of social networking. It has a presence on Facebook, Twitter and Youtube. These efforts have been well received by the general public, and there is a daily increase in the number of persons who utilise these channels to communicate with the Commission.



Community Relations

The Commission heightened its community presence by participating in a number of public fora across the country. There was also special attention to youth outreach.



Students sharing their views on the Commission's television Public Service Announcements



Executive Director, Cordel Green discusses the Commission's work with U.W.I. Guild of Students Executive Committee.



MCSM, Michelle Jones-Francis answers questions about the work of the Commission at the U.W.I. Career Exposition

This entailed the incorporation of the views and participation of young people in all the Commission's outreach efforts, including meetings with student leaders,

participation in expositions and trade fairs targeting youths and enlisting youth volunteers for the Commission's Citizen-Based Media Monitors Programme.

Citizen-based Media Monitoring

The commission is guided by the principle that the responsibility for media content is shared jointly by the regulator, industry and the citizen/consumer.

In view of the foregoing, the BCJ embarked on a Citizen-based Media Monitoring programme to encourage media literacy, parental responsibility and to enlist continued citizen vigilance in maintaining acceptable standards on the airwaves.

At March 2010, one hundred and fifty (150) individuals from a broad cross-section of the society (youth, the disabled community, professionals etc) had volunteered to be media monitors and were trained in critical viewing, listening and participation in media as well as the role, function and adjudicative approach of the Broadcasting Commission.



Citizen-based Media Monitors' Training - Westmoreland

Licensee Outreach

The Commission continued its one-to-one dialogue with licensees through visits to offices, studios and headends across the country. The meetings included discussions on the Broadcasting Commission's Strategic Plan, impact of the financial melt-down on businesses, plans for the future and regulatory issues.



From left: Monitoring and Compliance Manager, Michelle Jones-Francis, Executive Director, Cordel Green and Winston Witter of General Satellite at the BCJ's visit to the facility.



Assistant Executive Director, Karlene Johnson (1st left) shares with the General Manager and the Marketing Manager at LOVE FM.

THE WIDER ENVIRONMENT

The Broadcasting Commission, which is the most well established regulator in the English-speaking Caribbean, maintained its reputation as a regional leader which is both respected internationally through such councils as the International Institute of Communications (IIC) and the International Association for Media and Communication Research (IAMCR), and by regional media regulators and industry generally.

In that regard, it was entirely appropriate that in March 2010, the Broadcasting Commission had been advanced in plans to host a regional forum on broadcasting regulation and policy. This forum is designed to share perspectives and learn more about the implications of changing technologies for approaches to regulation and policy. It will bring together policy specialists and regulators from throughout the Caribbean including Jamaica, Barbados, Trinidad and Tobago, Guyana, Belize, the Eastern Caribbean, Bermuda, among others.

Digital Switch-over

During the year, the Commission continued to lead the process towards Digital Switch-Over. This included reconvening the National Digital Steering Committee in February 2010, which was presided over for the first time by the new Minister with responsibility for Information and Telecommunications, Hon. Daryl Vaz. The committee's attention was focused on identifying funding for a feasibility study which is the precursor to crucial decisions about the timeframe within which Jamaica's analogue systems are to be switched to digital.

Media Policy and Legislative Change

The centrifugal process of convergence now spins once separate outlets, into single channels of digital content and welds together hitherto disparate systems into what is called “next generation networks” that are internet protocol based.

Amidst and in response to these changes, media regulation has also been evolving through the work of the Broadcasting Commission. In that regard, it was anticipated that during the year in review, the Commission would have operated within a framework of new regulations, arising from industry and public consultations in 2008-09 and amendments to the Broadcasting and Radio Re-Diffusion Act in 2008. Those changes did not materialise as the draft regulations were not included in the government’s legislative programme. The Commission has urgently called for the reform and regulatory amendments to be submitted to Parliament for review and determination.

The Commission continued its work on regulatory review and reform, which by March 2010 included an advanced draft of an electronic media policy, paving the way for the proposed repealing and replacement of the Broadcasting and Radio Re-Diffusion Act 1946 (as amended).

The Commission was also instrumental in shaping broader policy for the communications sector. It was a key player in developing the government’s ICT policy and continued to spearhead cross agency collaboration by establishing an Inter-Regulators Forum.

Proposal for a Public Broadcasting Production Fund

Whilst there has been growth in locally-made programming for local television, there continues to be an under-representation or absence of locally produced content in genres such as animation, radio dramas, children’s programming, and educational

programmes. This is due, in part, to the difficulty producers experience in accessing funding or sponsorship, especially for informational and educational programmes.

In seeking to enrich the spectrum of content available through public broadcasting, the Commission researched and made recommendations to the government for the establishment of a Public Broadcasting Production Fund, as operated in other jurisdictions such as Canada.

Copyright Protection

The broader regulatory remit of the Commission, covers diverse issues including support for intellectual property rights. During the period there was considerable local, regional and international attention to Directives which were issued to Cable operators to remove HBO and Cinemax channels for which no licensing had been obtained, and to refund subscribers who had specifically paid for those channels.

Those Directives had the desirable level of compliance by cable operators. Equally positive was that, HBO developed a cable package specifically for the Caribbean market, including a “HBO Caribbean Channel” which features 100% English language programmes and many of the favourites with which Jamaicans are accustomed.

The Commission remained in close dialogue with local rights and collection bodies and proposed regulations which would strengthen their ability to access and examine playlists.

The Way Forward

Our reality is that the Digital Future is upon us and we need to rapidly move in a direction which realises opportunities, for the benefit of all. The transformation of the electronic media sector is an important component of the digital future, where uniquely individualized information can be delivered simultaneously to an infinite

number of persons globally and content can be accessed, modified and shared by all players involved, that is, publishers, broadcasters and consumers. The move toward Digital Switchover represents an opportunity to transform the communications sector through the greater utilization Web 2.0 and future Next generation applications and to increase competitiveness in niche markets for our cultural products and services on digital platforms.

The future will depend on factors such as the level of political will to make changes at the national and regional levels to ensure effective access through education and media literacy, and the empowerment of regulators to respond to the digital environment.

The Commission looks towards Government's approval of regulatory reforms of legacy practices and obsolete systems. In this regard, the immediate future requires urgent attention to legislative reforms. re-engineering of personnel requirements and business processes, and global linkages to centres of excellence and best practices. Streamlining and harmonizing local and regional regulatory strategies to deal with the emerging and new media must also be a priority.

OPERATIONAL PLAN 09/10 –

PERFORMANCE INDICATORS AND TARGETS

The planned programmes/major tasks, achievements and constraints are set out in the following table.

OBJECTIVES	STRATEGIES	PLANNED PROGRAMME/MAJOR TASKS/TARGETS	ACHIEVEMENTS YEAR TO DATE	CONSTRAINTS /REMARKS
1. To improve the governance framework of the Commission and the Sector	Preparing drafting instructions for a new Act by Q4 2009/2010.	Legislative Reform Programme: Develop a policy paper incorporating digitalization	Draft policy paper completed	
	Improving the governance of the BCJ by Q3 2009/2010	Governance Framework Programme: 1. Establish Procurement and Audit Committees	<ul style="list-style-type: none"> • Procurement Committee established • Audit Committee awaiting Ministry input on hiring of Internal Auditor and review of the PBMA and FAA 	Inconsistencies between PBMA and GOJ Audit Committee Policy issued by the Financial Secretary pursuant to the FAA
		2. Establish mechanism for structured consultation between Minister and Commission	<ul style="list-style-type: none"> • Meetings convened on a needs basis at Ministerial level. • Monthly meetings at 	

OBJECTIVES	STRATEGIES	PLANNED PROGRAMME/MAJOR TASKS/TARGETS	ACHIEVEMENTS YEAR TO DATE	CONSTRAINTS /REMARKS
To improve the governance framework of the Commission and the Sector CONT'D.			Technical Level being pursued.	
		3. Establish formal consultation mechanism among regulators (BCJ, PIOJ, SMA, CITO, JIPO, OUR)	Inter-Regulators Forum established	
2. To be an authoritative (evidence based) regulator through effective enforcement of industry standards	Design and implement a Public Education Program by Q3 2009/2010	Public Education Program: 1. Re-launch website	.	
		2. Develop and implement a public information and education plan using new modalities	<p>Website redesign completed</p> <ul style="list-style-type: none"> • BCJ promotion on JUTC buses and mini-video boards launched • BCJ Facebook and Twitter accounts set-up <p>Presentation at several public fora, including:</p> <ul style="list-style-type: none"> • “Stakeholder Consultations, Best Practices: Regulatory Regimes and Incentives to Develop the Audiovisual Sector in the Caribbean”- Accra Beach Resort, 	

OBJECTIVES	STRATEGIES	PLANNED PROGRAMME/MAJOR TASKS/TARGETS	ACHIEVEMENTS YEAR TO DATE	CONSTRAINTS /REMARKS
<p>To be an authoritative (evidence based) regulator through effective enforcement of industry standards CONT'D.</p>			<p>Barbados, June 1-2, 2009,</p> <ul style="list-style-type: none"> • Graduation Ceremony- Corinaldi Primary School, June 25, 2009 • UWI Guild Consultation, Sept 16, 2009 • “Analogue Regulation in the Digital Age?”- IIC International Regulators Forum, Montreal, October 24, 2009 • “Regulating Across Platforms”- Caribbean Internet Forum , November 25, 2009 • “Role, Responsibility and Actions of the Regulator”, - Carimac, November 2009 • “Regulating in the Digital Age”- Children at Risk Conference, Jamaica, 	

OBJECTIVES	STRATEGIES	PLANNED PROGRAMME/MAJOR TASKS/TARGETS	ACHIEVEMENTS YEAR TO DATE	CONSTRAINTS /REMARKS
<p>To be an authoritative (evidence based) regulator through effective enforcement of industry standards CONT'D.</p>			<p>November 17, 2009</p> <ul style="list-style-type: none"> • Submissions before Select Committee of Parliament on Human Resources and Social Development Nov 4, 2009 • “Regulation and the Entertainment Fraternity”- JARIA, November 4, 2009 • “Flexibility and Creativity for Survival in a Global Workplace”- The Launch of Career Day, UWI, February 25, 2010 	
	<p>To provide quarterly research information beginning Q1 2009/2010</p>	<p>3. Subscribe to electronic journals and databases eg.Lexis Nexis and Emerald</p> <p>4. Implement BCJ's Research Program</p>	<p>Electronic journals identified and subscriptions done</p> <p>Primary research conducted to support Media Policy (online consultation, focus groups, licensee visits)</p>	

OBJECTIVES	STRATEGIES	PLANNED PROGRAMME/MAJOR TASKS/TARGETS	ACHIEVEMENTS YEAR TO DATE	CONSTRAINTS /REMARKS
To be an authoritative (evidence based) regulator through effective enforcement of industry standards CONT'D.	To facilitate Jamaica's conversion from analogue to digital broadcasting	Facilitate meetings of the Digital Switchover Steering Committee	Digital Committee re-convened in February under leadership of new Minister	Change in portfolio Minister delayed decision on Chairmanship and approach
	Host Regional Conference	Regional conference held	-Conference plan completed -Conference Planning Committee established	
	To improve content monitoring capability of the Commission through the acquisition of content monitoring system and citizen based monitoring groups by Q3 2009/2010	1. Conduct research to identify suitable automated content monitoring systems.	Research completed and recommendations made on suitable systems	
		2. Identify citizens to act as content monitors	150 Monitors trained.	
		3. Design training programme for the monitors	Training Programme designed and effected	
	Re-licensing of STV & IPP operators within 3 months of receipt of application	Complete evaluation and recommendation on licences which expire in 2009/2010 1. Create re-licensing schedule	Evaluations completed for four (4) applications to renew licence.	

OBJECTIVES	STRATEGIES	PLANNED PROGRAMME/MAJOR TASKS/TARGETS	ACHIEVEMENTS YEAR TO DATE	CONSTRAINTS /REMARKS
2. To build internal capacity (human, technical & technological)	To improve the efficiency of the BCJ through implementation of selected recommendations of the Business Process Review Exercise	BCJ core and support processes reviewed and redesigned	Benchmarking completed. Processes reviewed for redesign.	

QUARTER ENDED: JUNE 30, 2009

DETAILS OF OPERATIONAL ACTIVITIES

MONITORING, COMPLIANCE AND CUSTOMER SERVICE

Contacts with the Commission

Seven hundred and seventy-nine (779) contacts were recorded for the period, which was a forty percent (40%) decrease over the previous year. Those contacts resulted in sixty-nine (69) investigations, and fifty-five (55) Notices of Breach of licence.

Table 1 - TOTAL CONTACTS RECORDED

APRIL '09 - JUNE '09	203
JULY '09 - SEPTEMBER '09	202
OCTOBER '09 - DECEMBER '09	209
JANUARY '10 - MARCH '10	165
TOTAL	779

Table 2 provides further details on the nature of contacts with the public.

Table 2 - BREAKDOWN OF CONTACTS

	Apr- June 2009	Jul- Sept 2009-	Oct- Dec 2009	Jan 2009- Mar 2010	TOTAL
Information Requested:	129	150	137	126	542
<input type="checkbox"/> Zoning and contact information for subscriber television licensees					
<input type="checkbox"/> Procedure for acquiring licences (STV and Broadcast)					
<input type="checkbox"/> Purpose of "Take Responsibility" mailers					
<input type="checkbox"/> Role/ mandate of the Broadcasting Commission					
<input type="checkbox"/> Introduction of addressable systems by some STV licensees					
<input type="checkbox"/> Whether the Commission regulates cable subscription fees					
<input type="checkbox"/> Status of applications for licences					
<input type="checkbox"/> Local advertising on cable					
<u>Complaints received</u>	25	10	18	16	69
Follow-up to complaints already lodged	9	9	2	2	22
Queries about Flow advertising on intl. channel	7	6			13
Concerns about sexual explicitness of Magnum advertisement			7		7
Zoning Information	29	17	22	13	81
Concerns about sexual explicitness of Mandingo advertisement			8		8
Concerns about the transmission of programmes acquired by exclusive rights (Sportsmax acquiring rights to transmit Fox soccer))				4	4
Procedure for acquiring Broadcast licence	4	4	7		15
Queries in relation to Commission's Directive to STVO's to remove HBO & Cinemax from channel line-up		6	8		14
DJ's fans expressed disappointment at his suspension				4	4
TOTAL	203	202	209	165	779

Complaints Received

Section 16 (f) of The Broadcasting and Radio Re-Diffusion Act requires the Broadcasting Commission to “*receive and investigate complaints in relation to any matter under the Act*”.

During the period under review, the Commission received sixty-nine (69) complaints. This was a decrease of forty-seven percent (47%) when compared to the previous period.

Tables 3 and 4 provide a breakdown of the reports on a quarterly basis.

Table 3- QUARTERLY BREAKDOWN OF COMPLAINTS RECEIVED

APRIL '09 - JUNE '09	25
JULY '09 - SEPTEMBER '09	10
OCTOBER '09 - DECEMBER '09	18
JANUARY '10 - MARCH '10	16
TOTAL	69

Table 4: COMPLAINTS RECEIVED: APRIL 2009- MARCH 2010

	Apr-Jun 2009	Jul-Sep 2009	Oct-Dec 2009	Jan-Mar 2010	TOTAL	(%)
Subscriber Television						
▪ Technical	5	1	3	3	12	17%
▪ Customer Service	1	1	2	3	7	10%
▪ Content Standards	0	0	0	0	0	0%
▪ Unlicensed Service						
Broadcast Television						
▪ Technical	0	0	0	0	0	0%
▪ Content Standard	2	3	3	1	9	13
▪ Customer Service				1	1	%
						2%
Broadcast Radio						
▪ Content Standards	17	5	10	8	40	58%
▪ Technical						
Total	25	10	18	16	69	100%
Percentage (%)	36%	15%	26%	23%		100%

Complaints Investigated

The Commission investigated one hundred and four (104) complaints, sixty-nine (69) of which arose during the period under review and thirty-five (35) carried over from the previous year. The total number of complaints investigated was a thirty-nine percent (39%) decrease over the previous period.

Table 5 is a breakdown of the reports on a quarterly basis.

**Table 5: COMPLAINTS INVESTIGATED FOR THE PERIOD
APRIL 2009- MARCH 2010**

Complaints Investigated for the period April 2009- March 2010

APRIL '09 - JUNE '09	34
JULY '09 - SEPTEMBER '09	17
OCTOBER '09 - DECEMBER '09	28
JANUARY '10 - MARCH '10	25
TOTAL	104

Table 6 shows all complaints investigated, including those brought forward from the previous period.

**Table 6: TOTAL COMPLAINTS INVESTIGATED
APRIL 2009- MARCH 2010**

	Complaints Brought forward From April 08- March 2009	Complaints Received April 09-March 2010	Total
Subscriber Television	4	19	23
Broadcast Television	10	10	20
Broadcast Radio	21	40	61
TOTAL	35	69	104

Content Standards

The Commission received forty-nine (49) complaints pertaining to the broadcast of problematic content.

Tables 7-10 detail the complaints on a quarterly basis.

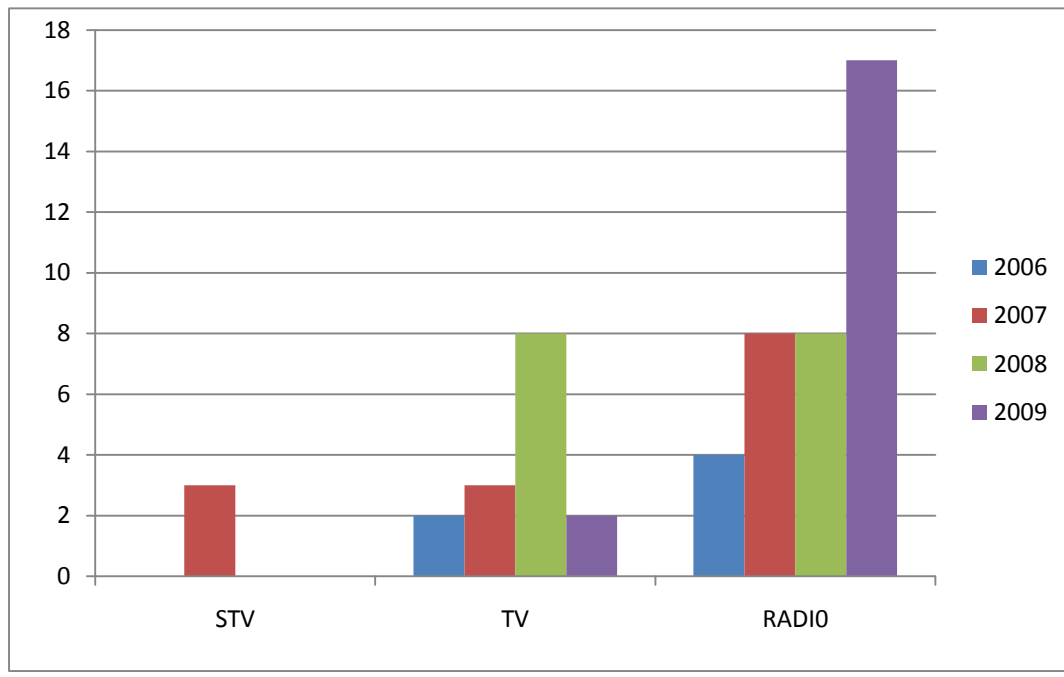
Table 7: CONTENT STANDARDS REPORTS: APRIL- JUNE 2009

	Inappropriate content	Sexually suggestive language/lyrics	Use of editing techniques	Problematic Language/lyrics	Alleged False & misleading news	Profane Language	Alleged breach of Directive	TOTAL
Grove Broadcasting Company Ltd (Irie FM)		1						1
CVM Television Ltd	1							1
Radio Jamaica Limited-FAME 95 FM		3	1	3			1	8
Grove Broadcasting Company Limited (ZIP 103 FM)		3		1		1		5
Radio Jamaica Limited- Television Jamaica Limited							1	1
Radio Jamaica Limited (HITZ 92FM)				1				1
Radio Jamaica Limited (RJR 94FM))					1			1
Universal Media Company Ltd (NewsTalk 93 FM)				1				1
TOTAL	1	7	1	6	1	1	2	19*

For the period April-June 2009, the Commission received nineteen (19) complaints relating to the transmission of problematic content. This represented an increase of nineteen percent (19%) over the corresponding period in 2008.

Figure 1 illustrates the trend in programming standards complaints received in similar reporting periods since 2006.

**Figure 1: CONTENT STANDARD REPORT TRENDS
APRIL-JUNE 2006 TO APRIL-JUNE 2009**



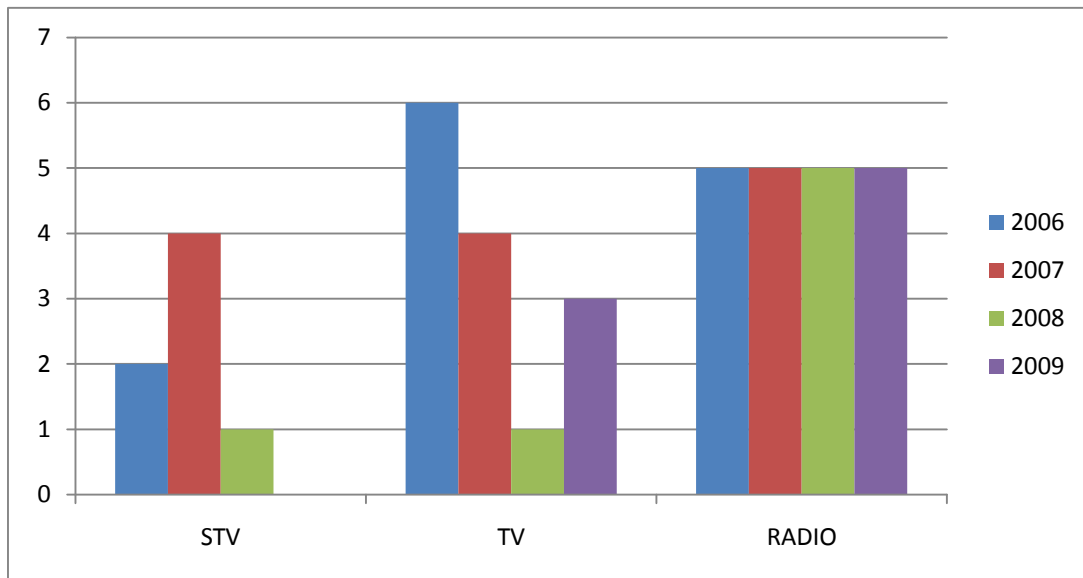
	2006	2007	2008	2009
STV	0	3	0	0
TV	2	3	8	2
RADIO	4	8	8	17

Table 8: CONTENT STANDARDS REPORTS: JULY-SEPT. 2009

	Alleged transmission of movie promoting homosexuality	Sexually suggestive language/lyrics	Alleged Use of editing techniques	Alleged use of Derogatory & Abusive	Alleged False & misleading news	Transmission of image of man attacking another with machete	Alleged breach of Directive	TOTAL
Grove Broadcasting (Irie FM)								
CVM Television Ltd	1							1
Radio Jamaica Limited- Fame 95 FM		1	2					3
Nationwide)			1					1
Radio Jamaica Limited- Television Jamaica	1					1		2
Radio Jamaica Limited (HITZ 92FM)								
Radio Jamaica Limited (RJR 94FM))								
NewsTalk				1				1
TOTAL	2	1	3	1		1		8*

****Complaints listed above include allegations that might not have resulted in findings of breach.***

**Figure 2: CONTENT STANDARDS REPORT TRENDS FOR QUARTER
JULY- SEPTEMBER 2006 TO JULY- SEPTEMBER 2009**



	2006	2007	2008	2009
STV	2	4	1	0
TV	6	4	1	3
RADIO	5	5	5	5

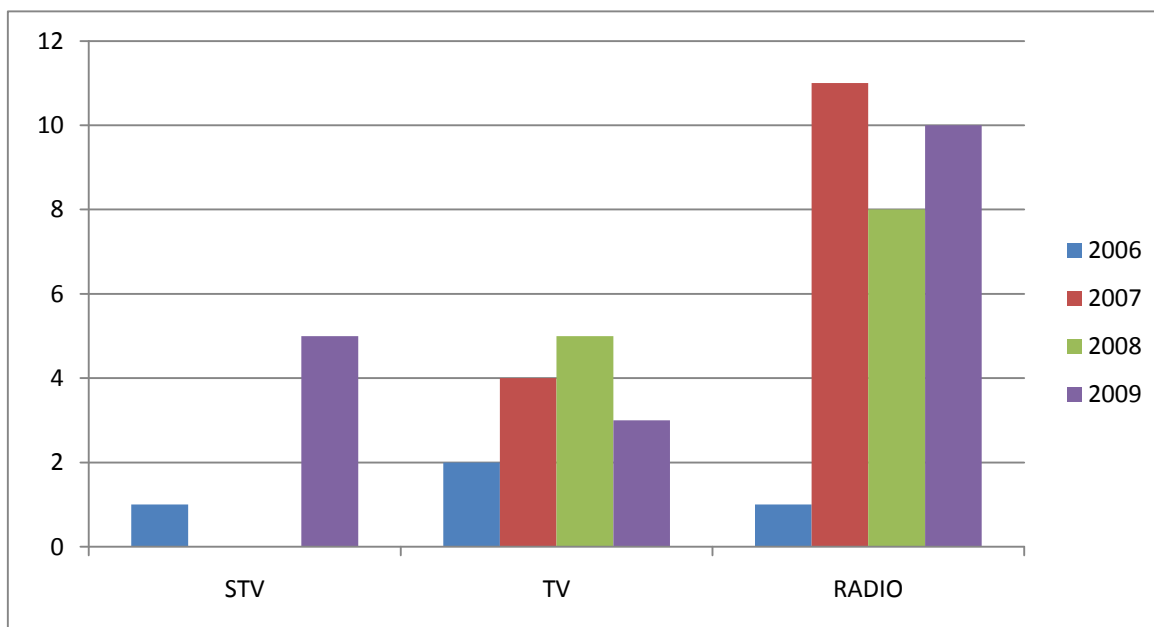
During the period, October to December 2009, thirteen (13) complaints relating to the transmission of problematic content were received. There was no change in the complaints received when compared to the similar period of October - December 2008

Table 9: CONTENT STANDARDS REPORTS: OCT-DEC. 2009

	Alleged transmission of movie containing problematic material	Sexually suggestive language/lyrics	Alleged Use of editing techniques	Alleged use of Derogatory & Abusive language	Alleged transmission of material containing expletive	Alleged transmission of son with lyrics inciting violence	Alleged transmission of song with problematic lyrics	TOTAL
Yard Broadcasting Limited Lynx FM		1						1
CVM Television Ltd	2							2
Radio Jamaica Limited-Fame 95 FM		2	1					3
Nationwide News Network (NNN)							1	1
Alliance Francaise De la Jamaïque					1			1
Radio Jamaica Limited-Television Jamaica		1						1
Western Broadcasting Limited (Hot 102 FM)		1						1
Grove Broadcasting Co. Ltd (Zip 103 FM)			1			1		2
Universal Media Company Ltd. (NewsTalk 93)				1				1
TOTAL	2	5	2	1	1	1	1	13*

****Complaints listed above include allegations that might not have necessarily resulted in findings of breach.***

**Figure 3: CONTENT STANDARD REPORT TRENDS FOR QUARTERS
OCTOBER-DECEMBER 2006 TO OCTOBER-DECEMBER
2009**



	2006	2007	2008	2009
STV	1	0	0	5
TV	2	4	5	3
RADIO	1	11	8	10

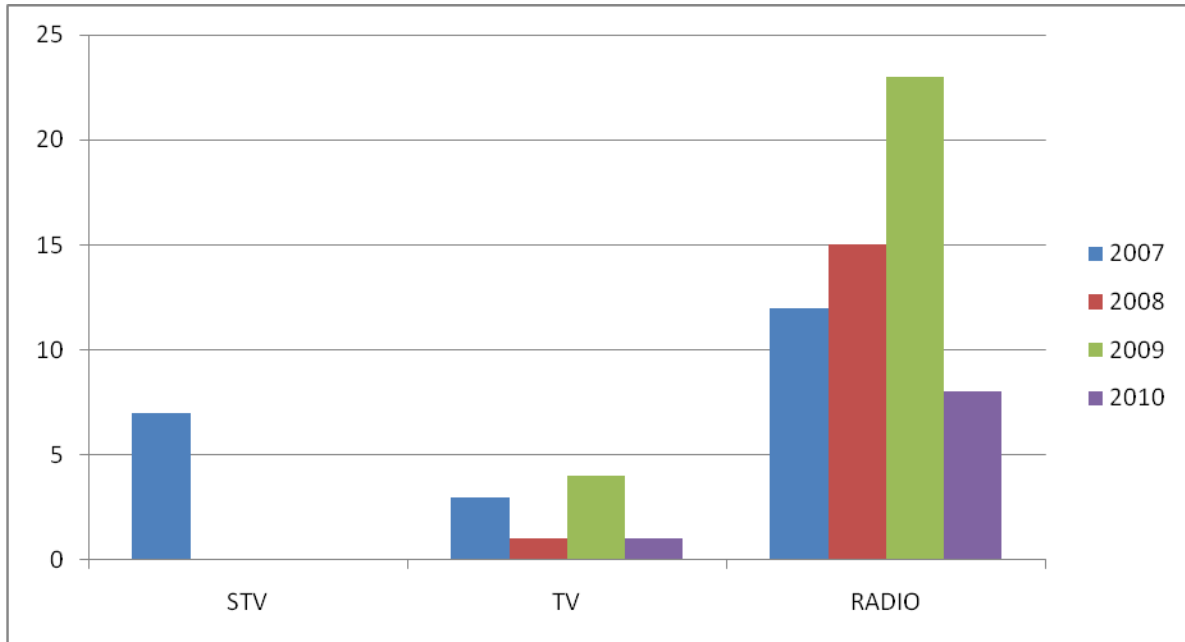
For the period January to March 2010, nine (9) complaints were received relating to the transmission of problematic content. This represents a significant reduction of sixty-seven percent (67%) when compared to the similar period January-March 2009.

Table 10: CONTENT STANDARDS REPORTS: JAN-MAR. 2010

	Alleged transmission of material promoting use of illegal drugs (insufficient info. To proceed with investigation)	Sexually suggestive language/lyrics	Alleged Use of editing techniques	Alleged transmission of material with inappropriate language	Alleged transmission of material containing	Alleged transmission of adult theme programme before watershed	Alleged transmission of song with problematic lyrics	TOTAL
Yard Broadcasting Limited (Lynx FM)					1			1
CVM Television Ltd (Insufficient information to proceed with investigation)						1		1
Radio Jamaica Limited-Fame 95 FM	1						3	4
Cornwall Broadcasting Co. Ltd (Mello FM)							1	1
Radio Jamaica Limited-Television Jamaica								
Western Broadcasting Limited (Hot 102 FM)								
Grove Broadcasting Company (Zip 103 FM)							1	1
Universal Media Company Ltd (NewsTalk 93 FM)				1				1
TOTAL	1	-		1	1	1	5	9*

****Complaints listed above include allegations that might not have necessarily resulted in findings of breach.***

**Figure 4: CONTENT STANDARD REPORT TRENDS FOR THE QUARTER
JANUARY- MARCH 2007 TO JANUARY-MARCH 2010**



	2007	2008	2009	2010
STV	7	0	0	0
TV	3	1	4	1
RADIO	12	15	23	8

TECHNICAL COMPLIANCE

TECHNICAL MONITORING

The facilities of seventeen (17) subscriber television operators were inspected to determine their compliance with the technical standards set out in law.

Tables 11-14 list the subscriber television licensees inspected and the areas of technical non-compliance found.

Table 11: TECHNICAL MONITORING: APRIL – JUNE 2009

	LICENSEES INSPECTED	NON-COMPLIANCE DETECTED	STATUS
1.	First Choice Cable Limited	Regulations: 24 (2)), 17 (1) (h), ,, 17 (4) (e), System not addressable	Breach letter dated April 28, 2009 sent to licensee
2.	Guthrie's Communications Limited	Regulations: 15 (a), 17(4)(e) (), 17(1) (h), None provision of STV service to licensed zones	Breach letter dated June 3, 2009 letter sent to licensee
3.	Combined Communications Limited	Regulations; 17 (4)(b), 17 (4) (d), 17 (4) (e), 17(1) (h)	Breach letter dated July 2, 2009 sent to licensee
4.	Wilson's Enterprises/ Satcum Cable Network Limited	Regulations; 17 (1)(d), 17(1)(h), 17(4)(b), 17(4)(d), 17(4)(d), 17(4)(e)	Breach letter dated August 3, 2009 sent to licensee
5.	General Satellite Network Limited	Regulations: 15(a), 17(1)(h), 17(1)(f), 17(4)(d), 17(4)(e)	Breach letter dated August 3, 2009 sent to licensee

Table 12: TECHNICAL MONITORING: JULY – SEPTEMBER 2009

	LICENSEES INSPECTED	NON-COMPLIANCE DETECTED	STATUS
1.	QES 46 Limited	Regulations: 17 (1)) (a), 17 (1) (h), 17 (4) (b), 17 (4) (d),17 (4) (e), System not addressable Not providing service to some zones	Breach letter dated August 03,2009 sent to licensee
2.	Inntech Communications Limited	Regulations: 15 (a),17 (1) (d), 17 (4) (b), 17 (4) (d), 17(4)(e) 17(1) (h),	Breach letter dated September 10, 2009 sent to licensee

Table 13: TECHNICAL MONITORING OCTOBER-DECEMBER 2009

	LICENSEES INSPECTED	NON-COMPLIANCE DETECTED	STATUS
1.	Linscom Network Ltd	Regulations: 17 (4) (b), 17 (4) (d),17 (4) (e),	Breach letter dated March 22, 2010 sent to licensee
2.	Mile Gully Cable Limited	Regulations: 17 (4) (b), 17 (4) (d), 17(4)(e), 17(1) (h), Breach of licence – system not addressable	Breach letter dated February 2, 2010 sent to licensee
3.	St. Thomas Cable Network Limited	Regulations; 15 (b), 17 (4)(b), 17 (4) (d), 17 (4) (e), 17(1) (h)	Breach letter dated February 25, 2010 sent to licensee

Table 14: TECHNICAL MONITORING: JANUARY – MARCH 2010

	LICENSEES INSPECTED	NON-COMPLIANCE DETECTED	STATUS
1	Mega International Company Ltd	Regulations: 17 (1) (h), 17 (4) (b), 17 (4) (d),17 (4) (e), System not addressable	Breach letter sent to licensee on Feb 25, 2010
2	Mike's Electronics & Cable Network Ltd	Regulations: 15 (b),17 (1) (f), 17 (4) (b), 17 (4) (d), 17(4)(e) 17(1) (h), 24(2), 24(4), System not addressable	Breach letter sent to licensee on Feb 26, 2010
3	Mari-Maxx Communications Ltd	Regulations: 17 (1)(d), 17 (1) (h), 17 (4) (b), 17 (4) (d),17 (4) (e), 25(1) System not addressable	Breach letter sent to licensee on Feb 26, 2010
4	Communicable Ltd	Regulations: 17 (1) (h), 17 (4) (b), 17 (4) (d),17 (4) (e), 25(1)	Breach letter sent to licensee on March 22, 2010
5	Astra Technology Ltd	Regulations: 15 (a),15 (b),17 (1) (f), 17(1) (h) System not addressable No service to Fellowship Zone.	Breach letter sent to licensee on April 28,2010
6	McKoy's Cable Television Company Ltd	Regulations: 15 (a), 15 (b), 17 (1) (d), 17 (1) (f), 17 (1) (h), 17 (4) (b), 17 (4) (d), 17 (4) (e).	Breach letter sent to licensee on April 28, 2010
7	Santastic Cable System Ltd.	Licensee fully compliant with regulations.	Letter of commendation sent to licensee for excellent performance on April 27, 2010

Technical complaints

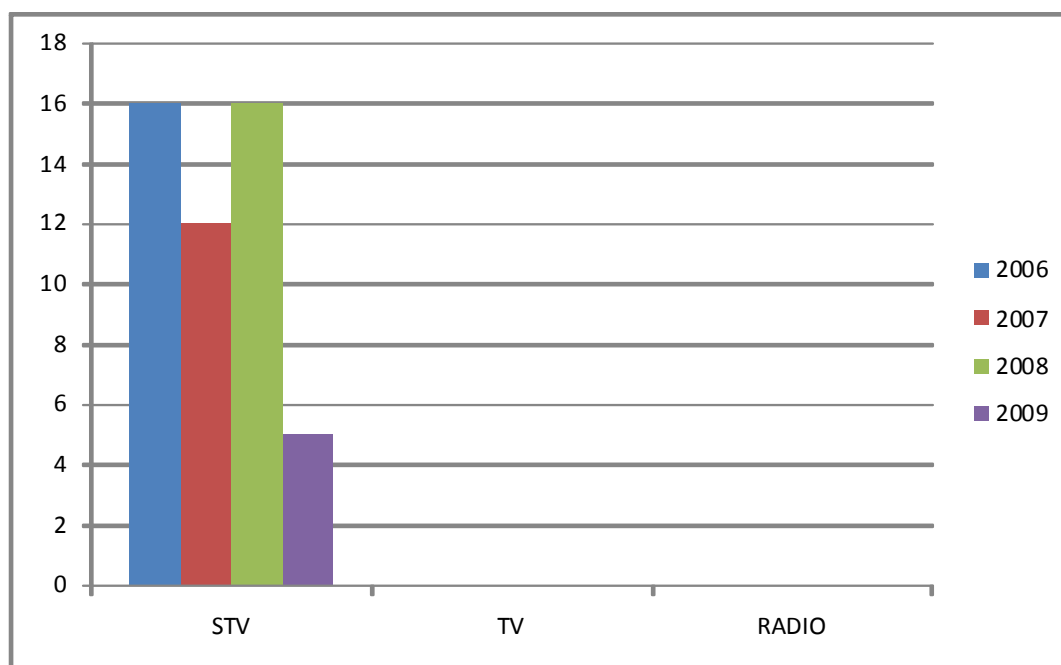
Five (5) technical complaints were received for the period April- June 2009; one (1) for the period July- September 2009; three (3) for the period October 2009- December 2009 and five (5) for the period January 2010 to March 2010.

**Table 15: TECHNICAL STANDARDS COMPLAINTS
APRIL –JUNE 2009**

	Poor audio and video signals	No provision of service	Frequent breakdowns	Break in transmission	TOTAL
Inntech Communications Limited	1				1
CTL Limited				1	1
Cornwall Communications Limited	1				1
Cable One Jamaica Limited	1				1
St. Thomas Cable Network Limited		1			1
TOTAL	3	1		1	5*

**Complaints listed above include allegations that might not have resulted in findings of breach*

**Figure 5: TECHNICAL STANDARDS REPORT TRENDS FOR QUARTERS
APRIL-JUNE 2006 TO APRIL – JUNE 2009**



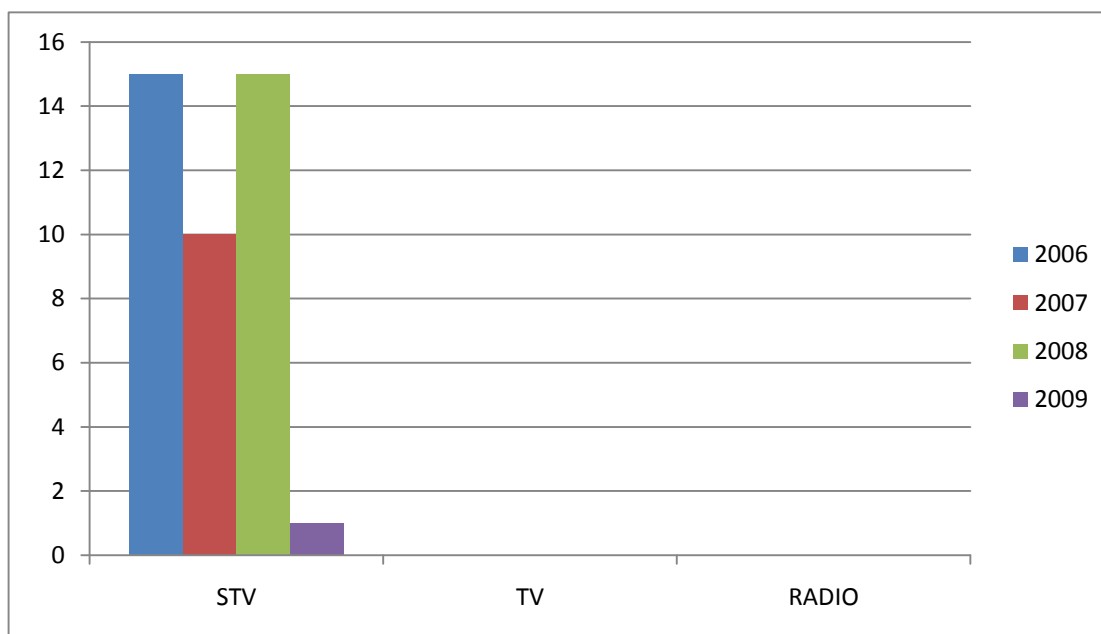
	2006	2007	2008	2009
STV	16	12	16	5
TV	0	0	0	0
RADIO	0	0	0	0

Table 16: TECHNICAL STANDARD COMPLAINTS JULY-SEPTEMBER 2009

	Poor audio and video signals	Non provision of service	Frequent breakdowns	Break in transmission	TOTAL
Starcom Cablevision	1				1
TOTAL	1				1*

*Complaints listed above include allegations that might not have resulted in findings of breach

**Figure 6: TECHNICAL STANDARDS REPORTS TREND FOR QUARTERS:
JULY- SEPTEMBER 2006 TO JULY-SEPTEMBER 2009**



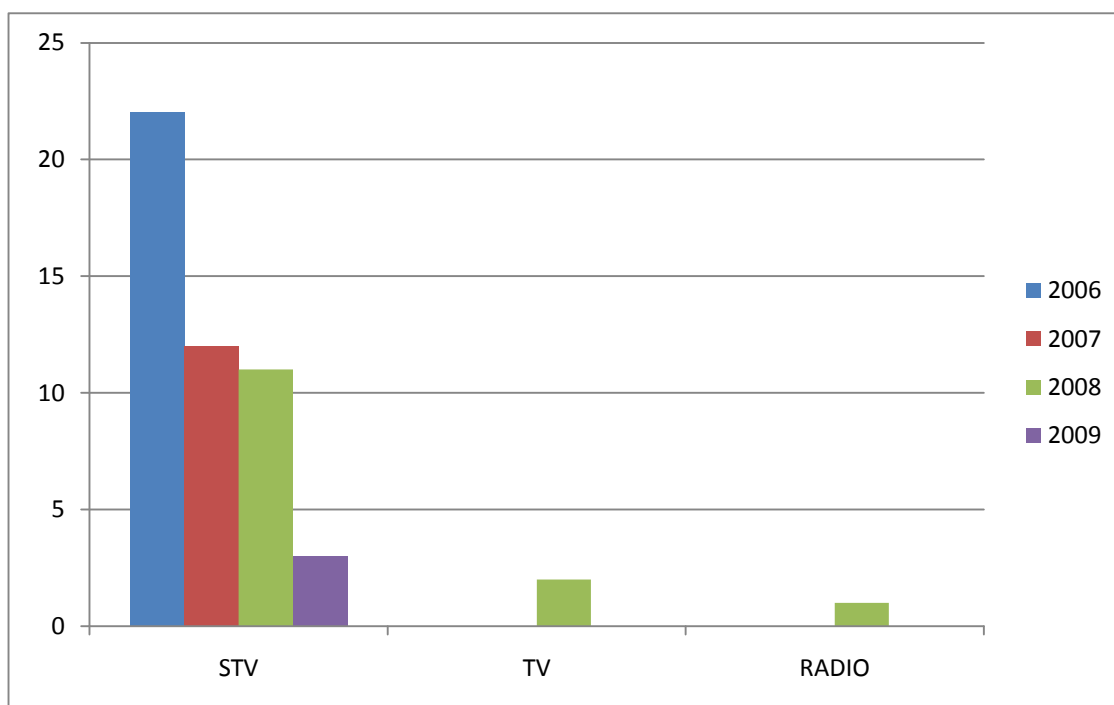
	2006	2007	2008	2009
STV	15	10	15	1
TV	0	0	0	0
RADIO	0	0	0	0

Table 17: TECHNICAL STANDARDS COMPLAINTS: OCT.-DEC. 2009

	Poor audio and video signals	No provision of service	Frequent breakdowns	Long Break in transmission	TOTAL
Jamaica Cablevision Limited			1		1
CTL Limited				1	1
Cornwall Communications Ltd				1	1
TOTAL			1	2	3*

**Complaints listed above include allegations that might not have resulted in findings of breach*

**Figure 7: TECHNICAL STANDARDS REPORTS TRENDS FOR
QUARTERS: OCTOBER-DECEMBER 2006 TO OCTOBER-DECEMBER
2009**



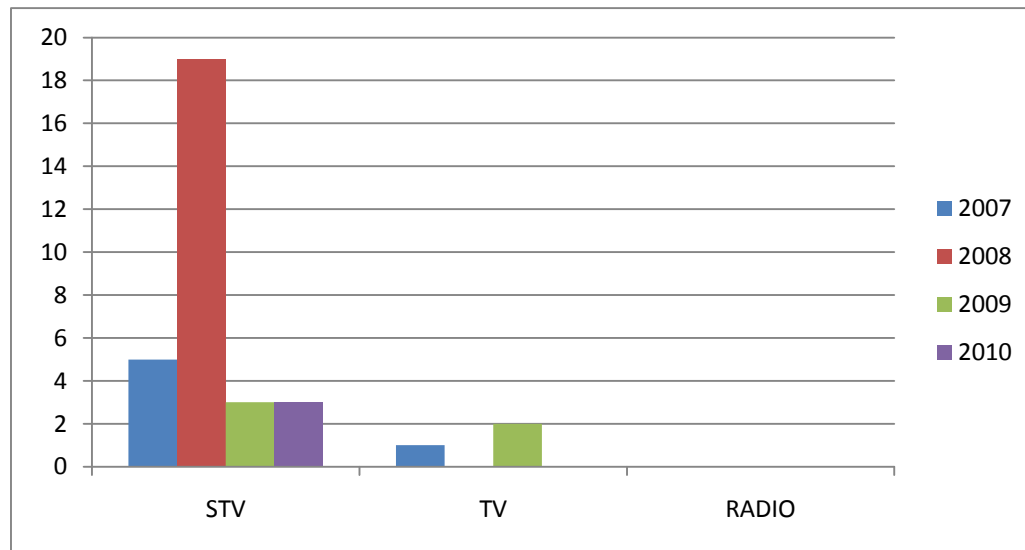
	2006	2007	2008	2009
STV	22	12	11	3
TV	0	0	2	0
RADIO	0	0	1	0

Table 18: TECHNICAL STANDARDS COMPLAINTS JANUARY-MARCH 2010

	Poor audio and video signals	No provision of service	Frequent breakdowns	Long Break in transmission	TOTAL
Mega Cable			1		1
Cable One Limited			1		1
Stars Cable	1				1
TOTAL	1		2		3*

** Complaints listed above include allegations that might not have resulted in findings of breach*

**Figure 8: TECHNICAL STANDARD REPORTS TRENDS FOR QUARTERS:
JANUARY 2007 – MARCH 2007 TO JANUARY –MARCH 2010**



	2007	2008	2009	2010
STV	5	19	3	3
TV	1	0	2	0
RADIO	0	0	0	0

Customer Service Complaints

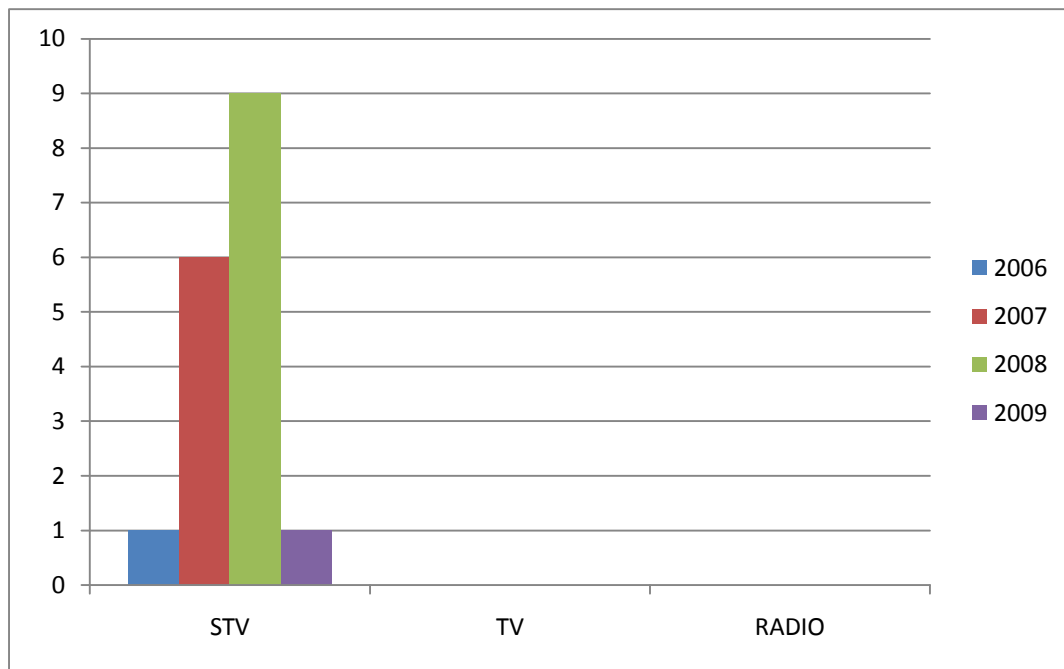
There were eight (8) customer service complaints for the period under review.

Table 19: CUSTOMER SERVICE COMPLAINTS: APRIL – JUNE 2009

LICENSEES	NATURE OF COMPLAINTS RECEIVED							
	Inaccurate Billing	Transmitting adverts on intl. channels	Customer A/c not updated	Denying Access to channels	Increased subscribers Fees	Bills quoted in U.S. Dollars	Unwarranted Disconnection	Dissatisfied with installation
Columbus Communications (FLOW)		1						
TOTAL								1*

Complaints listed above include allegations that might not have resulted in findings of breach

**Figure 9: CUSTOMER SERVICE COMPLAINTS REPORTS TRENDS
FOR QUARTERS: APRIL-JUNE 2006 TO APRIL – JUNE 2009**



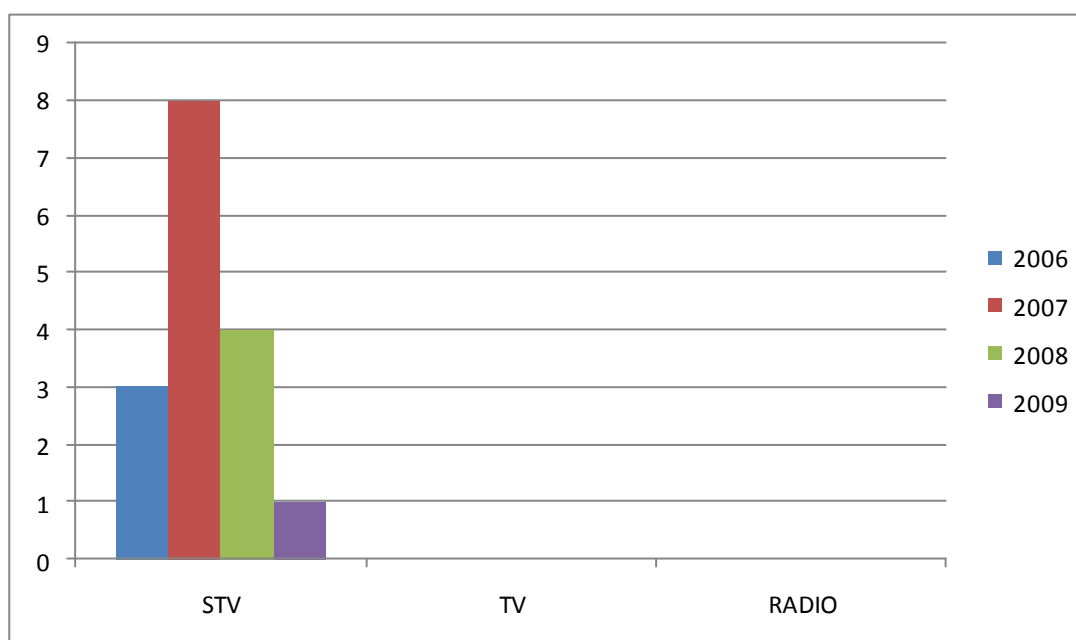
	2006	2007	2008	2009
STV	1	6	9	1
TV	0	0	0	0
RADIO	0	0	0	0

Table 20: CUSTOMER SERVICE COMPLAINTS: JULY – SEPT. 2009

LICENSEES	NATURE OF COMPLAINTS RECEIVED								
	Alleged non-provision of service	Transmitting adverts on intl. channels	Customer A/c not updated	Denying Access to channels	Increased subscribers Fees	Bills quoted in U.S. Dollars	Unwarranted Disconnection	Dissatisfied with installation	TOTAL
General Satellite Network Co. Ltd.	1								1
TOTAL	1								1*

**Complaints listed above include allegations that might not have resulted in findings of breach*

Figure 10: CUSTOMER SERVICE COMPLAINTS REPORTS TRENDS FOR QUARTER JULY-SEPTEMBER 2006 TO JULY-SEPTEMBER 2009



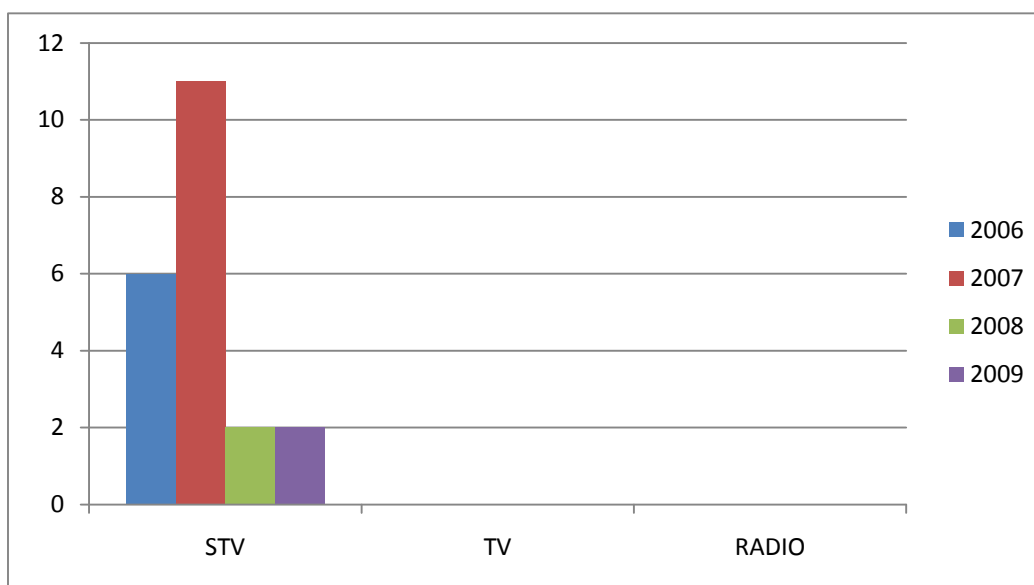
	2006	2007	2008	2009
STV	3	8	4	1
TV	0	0	0	0
RADIO	0	0	0	0

Table 21: CUSTOMER SERVICE COMPLAINTS: OCT –DEC 2009

	Alleged non-provision of service	Transmitting adverts on intl. channels	Customer A/c not updated	Denying Access to channels	Increased subscribers Fees	Poor Customer service	Unwarranted Disconnection	Dissatisfied with amount refunded for loss of channels	TOTAL
Columbus Communications (Flow)						1		1	2
TOTAL						1		1	2*

**Complaints listed above include allegations that might not have resulted in findings of breach*

Figure 11: CUSTOMER SERVICE COMPLAINTS REPORTS TRENDS FOR QUARTERS OCT-DEC 2006 TO OCT–DEC 2009



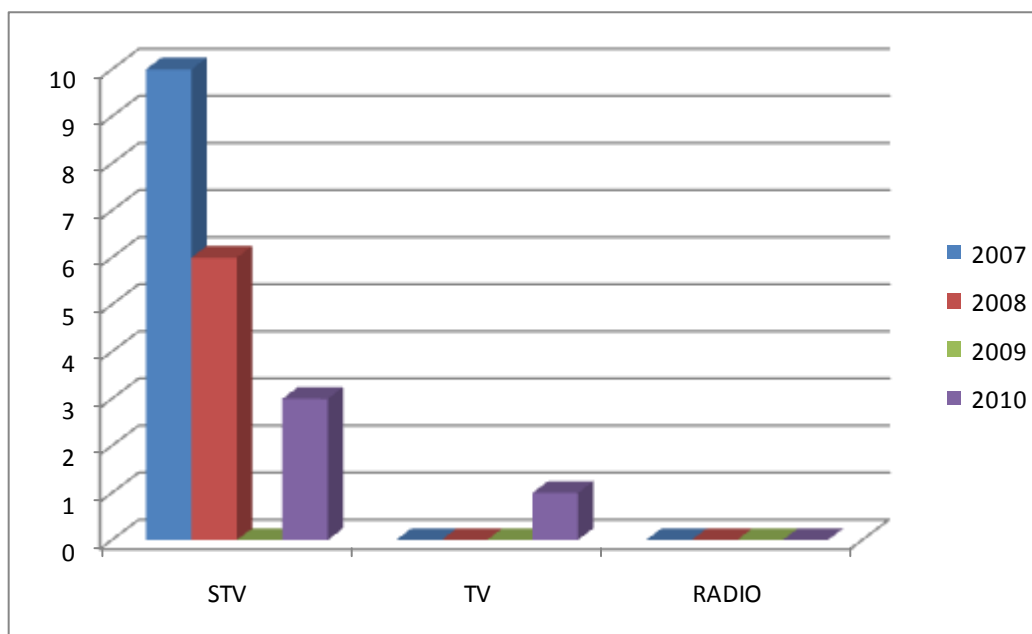
	2006	2007	2008	2009
STV	6	11	2	2
TV	0	0	0	0
RADIO	0	0	0	0

Table 22: CUSTOMER SERVICE COMPLAINTS: JAN-MAR 2010

	Alleged non-provision of service	Transmitting movies without permission of the copyright holder	Customer A/c not updated	Denying Access to channels	Transmitting channel without contractual arrangement	Alleged change in terms of contract without notification	Unwarranted Disconnection Dissatisfied with amount refunded for loss of channels	TOTAL
Columbus Communications (Flow)						1		1
Oliver Electronics Engineering		1						1
Love Television		1						1
Telstar Cable Co. Ltd.					1			1
TOTAL		2			1	1		4*

**Complaints listed above include allegations that might not have resulted in findings of breach*

Figure 12: CUSTOMER SERVICE COMPLAINTS REPORTS TRENDS FOR QUARTERS JAN-MAR 2007 TO JAN-MAR 2010



	2007	2008	2009	2010
STV	10	6	0	3
TV	0	0	0	1
RADIO	0	0	0	0

Complaints Resolution

Seventy (70) complaints were resolved during the period under review.

Table 23 shows the categories of complaints resolved while **Table 24** details the grounds on which the Commission closed investigations.

**Table 23: COMPLAINTS RESOLVED APRIL 2009 – MARCH 2010
(BY SERVICE)**

	No. of investigated complaints Resolved (including those brought forward)
Subscriber	18
Television	15
Broadcast	37
Television	
Broadcast	
Radio	
Total	70

**Table 24: COMPLAINTS RESOLVED FOR APRIL 2009- MARCH 2010
(BY METHOD)**

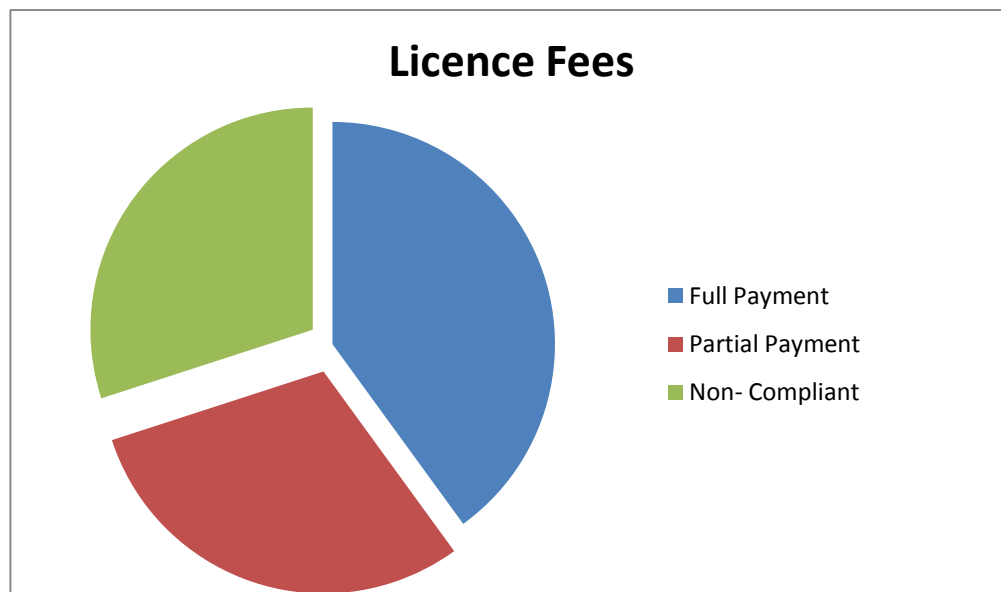
CATEGORY	Apr-Jun '09	Jul-Sept '09	Oct-Dec '09	Jan-Mar '10	TOTAL
Closed - resolved to complainant's satisfaction					
Subscriber Television	2	2	5	1	10
Broadcast Television	1	-	-	-	1
Closed – withdrawn by complainants					
Subscriber Television					
Closed - no response from complainant					
Subscriber Television					
Broadcast Television					
Broadcast Radio					
Closed – complainants no longer subscribe to licensee					
Subscriber Television	-	-	-	1	1
Closed – new subscriber television operator					
Subscriber Television					
Complied with required remedial action for breach of licence					
Subscriber Television	-	1	1	1	3
Broadcast Television	-	-	-	-	
Broadcast Radio	1	13	2	-	16
Closed – No evidence of breach of Children's Code for Programming					
Subscriber Television	1	-	-	-	1
Broadcast Television	6	3	3	2	14
Broadcast Radio	-	-	4	3	7
Closed – No further remedial action required for breach of licence					
Subscriber Television	2	1	-	-	3
Broadcast Television	2	2	-	-	4
Broadcast Radio	1	-	1	-	2
New investigation to be pursued					
Subscriber Television					
Broadcast Radio					
No evidence of breach of technical standards found					
Broadcast Television					
Closed - Commission's investigation complete					
Subscriber Television	4		-		4
Broadcast Television	1	1	-		2
Broadcast Radio	1	1	-		2
Complaint falls outside of Commission's mandate					
Subscriber Television					
Total	22	24	16	8	70

FINANCIAL COMPLIANCE

STV operators are required to pay an annual licence fee of five percent (5%) of their gross subscription income.

Aggregate payment performance is illustrated in **Figure 13**

Figure 13



Full Payment	40%
Partial Payment	30%
Non- Compliant	30%

STV LICENSEES FINANCIAL COMPLIANCE-FOR PERIOD ENDED MARCH 31, 2010

LICENSEES		SUBMISSION OF AUDITED FINANCIAL STATEMENTS FOR YEARS:					LICENCE FEES		
		2005	2006	2007	2008	2009	Paid in Full	Partial Payment	Non- Compliant
1	Astra Technology Ltd.	n/a	n/a	yes	yes	no		✓	
2	Cable One Jamaica Ltd. yes	yes	yes	yes	no	no		✓	
3	Cabletron Network Systems Ltd.	yes	yes	yes	no	no			✓
4	Central Communication Services Ltd.	yes	yes	yes	no	no	✓		
5	Columbus Communications - FLOW	n/a	n/a	yes	yes	yes	✓		
6	Combined Communications Ltd.	yes	yes	yes	yes	no		✓	
7	Communicable Ltd.	yes	no	no	no	no			✓
8	Cornwall Communications Ltd.	yes	yes	yes	yes	no	✓		
9	CTL Limited	yes	yes	yes	no	no		✓	
10	First Choice Cable	yes	yes	yes	yes	no	✓		
11	General Satellite Network Company	yes	yes	yes	yes	no	✓		
12	Guthrie's Communications Ltd	no	yes	yes	yes	yes		✓	
13	Inntech Communications Ltd.	yes	yes	yes	no	no	✓		
14	Jamaica Cablevision Ltd.	yes	yes	yes	no	no	✓		
15	Linscom Network Limited	n/a	n/a	n/a	yes	no	✓		
16	Logic One Limited	yes	yes	yes	yes	no	✓		
17	Marimaxx Communications Ltd.	yes	yes	yes	yes	no			✓
18	Mars Cable Vision Ltd.	n/a	n/a	n/a	yes	no	✓		
19	McKoy Cable Television Co. Ltd.	n/a	n/a	n/a	n/a	n/a			✓
20	Mega International Co. Ja. Ltd.	no	no	no	no	no			✓
21	Mikes Electronics & Cable Network Ltd.	n/a	n/a	no	no	no	✓		
22	Mile Gully Cable Ltd	n/a	n/a	no	no	no		✓	
23	Modern Re-Broadcasting Co. Ltd.	no	yes	yes	no	no		✓	
24	Odyssey Cable Vision Limited	n/a	n/a	yes	no	no		✓	

STV LICENSEES FINANCIAL COMPLIANCE

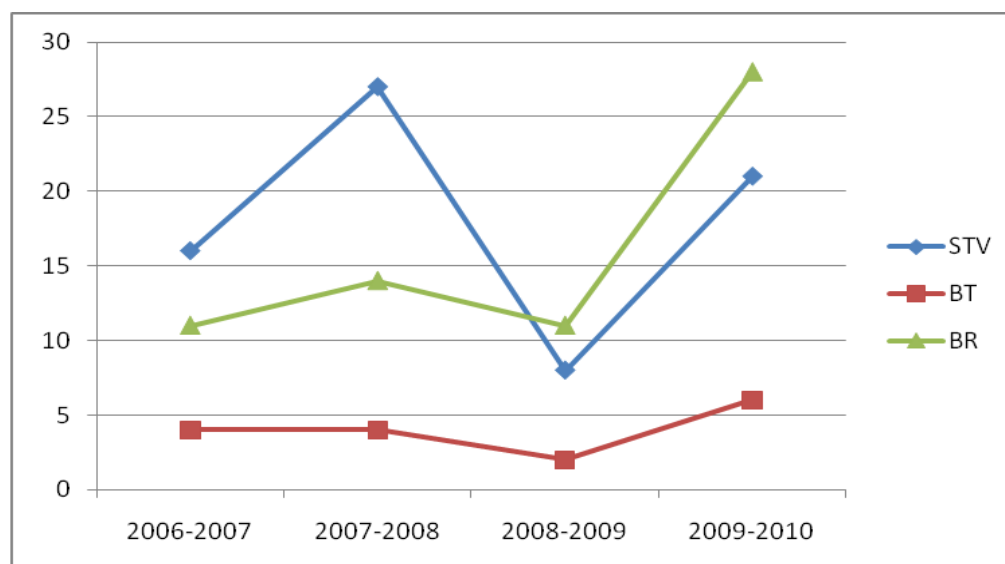
LICENSEES		SUBMISSION OF AUDITED FINANCIAL STATEMENTS FOR YEARS:					LICENCE FEES		
		2005	2006	2007	2008	2009	Paid in Full	Partial Payment	Non- Compliant
25	Oliver Electronics Engineering Ltd.	no	yes	yes	yes	no		✓	
26	QES 46 Limited	n/a	n/a	n/a	no	no			✓
27	Quality Cable Services	n/a	n/a	n/a	n/a	n/a			✓
28	Santastic Cable Systems Ltd.	yes	yes	yes	no	no	✓		
29	Silly Video Cable Network Limited	yes	yes	yes	yes	yes		✓	
30	Starcom Cablevision Ltd.	yes	yes	yes	yes	no			✓
31	Stars Cable Company Ltd.	yes	yes	yes	no	no		✓	
32	St. Thomas Cable Network Limited	no	yes	yes	no	no			✓
33	Summit Satellite Systems Limited	yes	yes	yes	yes	yes	✓		
34	Telstar Cable Limited	yes	yes	yes	no	no	✓		
35	Total Cable	n/a	n/a	no	yes	no			✓
36	Tru Star Cable Television Network	n/a	n/a	n/a	n/a	n/a	✓		
37	Unique Vision Cable Co. Ltd.	yes	yes	yes	yes	no			✓
38	Venus Cable Services	no	no	no	no	no		✓	
39	Westar Communications Limited	yes	yes	yes	yes	no	✓		
40	Wilson Enterprises Limited	yes	yes	yes	yes	no			✓

Notices of Breach

During the period under review, fifty-five (55) Notices of Breach were issued to licensees. Thirty-two (32) breach notices arose from contraventions of content standards, two (2) for failing to air an advisory about graphic footage in a newscast and twenty-one (21) for failure to meet technical standards.

Figure 14 shows the trend in breaches, by service, over the last three quarters

Figure 14: TREND IN BREACHES COMMITTED BY SERVICE



	2006-2007	2007-2008	2008-2009	2009-2010
STV	16	27	8	21
TV	4	4	2	6
Radio	11	14	11	28

Table 25: BREACHES BY BROADCAST RADIO LICENSEES

GROVE BROADCASTING COMPANY LIMITED ZIP 103FM

DATE OF BREACH: 29-Apr-09**
COMPLAINT NUMBER: 09/03/09/1020-001
NATURE OF COMPLAINT: Use of editing techniques
NATURE OF BREACH: Breach of the February 6, 2009 directives
COMMISSION DECISION: Licensee in breach
REMEDIAL ACTION: Licensee directed to apologize
STATUS: Licensee complied with required remedial action- File Closed

DATE OF BREACH: 06-May-09**
COMPLAINT NUMBER: 09/03/16/1020-001
NATURE OF COMPLAINT: Use of editing techniques
NATURE OF BREACH: Breach of the February 6, 2009 directives
COMMISSION DECISION: Licensee in breach
REMEDIAL ACTION: Licensee directed to apologize
STATUS: Licensee complied with required remedial action- File Closed

DATE OF BREACH: 12-Jun-09**
COMPLAINT NUMBER: 09/04/15/1014-001
NATURE OF COMPLAINT: Transmission of sexually explicit lyrics
NATURE OF BREACH: Breach of Children's Code for Programming
COMMISSION DECISION: Licensee in breach
REMEDIAL ACTION: Licensee directed to apologize
STATUS: Licensee complied with required remedial action- File Closed

DATE OF BREACH: 14-Jul-09**
COMPLAINT NUMBER: 09/05/03/1014-002
NATURE OF COMPLAINT: Inappropriate content for time of day
NATURE OF BREACH: Breach of scheduling requirements of Code
COMMISSION DECISION: Licensee in breach
REMEDIAL ACTION: Licensee directed to apologize
STATUS: Licensee complied with required remedial action- File Closed

DATE OF BREACH: 29-Jan-10**
COMPLAINT NUMBER: 09/11/18/1020-001
NATURE OF COMPLAINT: Transmission of material containing violent lyrics
NATURE OF BREACH: Breach of the Children's Code for Programming
COMMISSION DECISION: Licensee in breach
REMEDIAL ACTION: Licensee directed to apologize, and publish apology in newspaper
STATUS: Licensee complied with required remedial action- File closed.

GROVE BROADCASTING COMPANY LIMITED
IRIE FM

DATE OF BREACH:	08-May-09**
COMPLAINT NUMBER:	09/03/23/1014-001
NATURE OF COMPLAINT:	Transmission of song promoting explicit sexual activities
NATURE OF BREACH:	Breach of February 2009 Directives
COMMISSION DECISION:	Licensee in breach
REMEDIAL ACTION:	Reprimand. Breach occurred before BCJ's clarification meeting with licensee.
STATUS:	File Closed

DATE OF BREACH:	14-Jul-09**
COMPLAINT NUMBER:	09/05/14/1020-001
NATURE OF COMPLAINT:	Editing techniques to obscure inappropriate material
NATURE OF BREACH:	Breach of Directives
COMMISSION DECISION:	Licensee in breach
REMEDIAL ACTION:	Licensee directed to apologize
STATUS:	Licensee complied with required remedial action- File Closed

RADIO JAMAICA LIMITED
HITZ 92 FM

DATE OF BREACH:	13-May-09**
COMPLAINT NUMBER:	09/02/26/1042-001
NATURE OF COMPLAINT:	Transmission of song promoting explicit sexual activities
NATURE OF BREACH:	Breach of the Children's Code for Programming
COMMISSION DECISION:	Licensee in breach
REMEDIAL ACTION:	Licensee directed to apologize, publish apology in newspaper,
STATUS:	Licensee complied with required remedial action- File Closed

DATE OF BREACH:	13-May-09**
COMPLAINT NUMBER:	09/03/02/1014-001
NATURE OF COMPLAINT:	Use of editing techniques to obscure problematic material
NATURE OF BREACH:	Breach of the February 2009 Directives
COMMISSION DECISION:	Licensee in breach
REMEDIAL ACTION:	Licensee directed to apologize, publish apology in newspaper,
STATUS:	Licensee complied with required remedial action- File Closed

DATE OF BREACH:	13-May-09**
COMPLAINT NUMBER:	09/03/09/1020-002
NATURE OF COMPLAINT:	Transmission of material containing graphic verbal expletives
NATURE OF BREACH:	Breach of the Children's Code for Programming
COMMISSION DECISION:	Licensee in breach
REMEDIAL ACTION:	Licensee directed to apologize, publish apology in newspaper,
STATUS:	Licensee complied with required remedial action- File Closed

RADIO JAMAICA LIMITED
HITZ 92 FM cont'd.

DATE OF BREACH: 13-May-09**
COMPLAINT NUMBER: 09/03/26/1014-001

NATURE OF COMPLAINT: Use of editing techniques to obscure problematic content
NATURE OF BREACH: Breach of the February 2009 Directives
COMMISSION DECISION: Licensee in breach
REMEDIAL ACTION: Licensee directed to apologize, publish apology in newspaper,
STATUS: Licensee complied with required remedial action- File Closed

DATE OF BREACH: 04-Aug-09**
COMPLAINT NUMBER: 09/05/18/1020-001

NATURE OF COMPLAINT: Transmission of material depicting sexual activity & profanity
NATURE OF BREACH: Breach of the Children's Code for Programming
COMMISSION DECISION: Licensee in breach
REMEDIAL ACTION: Licensee directed to apologize,
STATUS: Licensee complied with required remedial action- File Closed

ISLAND BROADCASTING COMPANY LIMITED (KLAS FM 89)

DATE OF BREACH: 06-May-09**
COMPLAINT NUMBER: 09/02/20/1020-001

NATURE OF COMPLAINT: Transmission of material containing verbal expletives
NATURE OF BREACH: Breach of the Children's Code for Programming
COMMISSION DECISION: Licensee in breach
REMEDIAL ACTION: Internal remedial actions taken by licensee prior to Commission's decision –Remedial action accepted by Commission.
STATUS: File Closed

UNIVERSAL MEDIA COMPANY LIMITED
NEWSTALK 93 FM

DATE OF BREACH: 08-May-09**
COMPLAINT NUMBER: 09/03/18/1020-002

NATURE OF COMPLAINT: Use of editing techniques to obscure problematic material
NATURE OF BREACH: Breach of the February 2009 Directives
COMMISSION DECISION: Licensee in breach
REMEDIAL ACTION: Licensee directed to apologize.
STATUS: Complied with required remedial action -File Closed.

**UNIVERSAL MEDIA COMPANY LIMITED
NEWSTALK 93 FM cont'd.**

DATE OF BREACH:	14-Jul-09**
COMPLAINT NUMBER:	09/04/30/1020-001
NATURE OF COMPLAINT:	Transmission of graphic verbal expletives
NATURE OF BREACH:	Breach of the February 2009 Directives
COMMISSION DECISION:	Licensee in breach
REMEDIAL ACTION:	Internal remedial actions taken by licensee prior to Commission's determination- Remedial action accepted by Commission.
STATUS:	File Closed.

WESTERN BROADCASTING LIMITED -HOT 102 FM

DATE OF BREACH:	29-Jan-10**
COMPLAINT NUMBER:	09/12/21/1016-001
NATURE OF COMPLAINT:	Transmission of song containing sexual explicit lyrics
NATURE OF BREACH:	Breach of the Children's Code for Programming
COMMISSION DECISION:	Licensee in breach
REMEDIAL ACTION:	Licensee directed to apologize
STATUS:	Licensee complied with required remedial action- File Closed

**RADIO JAMICA LIMITED
FAME 95 FM**

DATE OF BREACH:	03-Apr-09**
COMPLAINT NUMBER:	08/11/27/1014-001
NATURE OF COMPLAINT:	Transmission of problematic lyrics
NATURE OF BREACH:	Breach of the Television and Sound Broadcasting Regulations
COMMISSION DECISION:	Licensee in breach
REMEDIAL ACTION:	Licensee cautioned.
STATUS:	File Closed

DATE OF BREACH:	13-May-09**
COMPLAINT NUMBER:	09/02/02/1014-001
NATURE OF COMPLAINT:	Transmission of material containing extensive sexual content
NATURE OF BREACH:	Breach of the Children's Code for Programming
COMMISSION DECISION:	Licensee in breach
REMEDIAL ACTION:	Licensee directed to apologize, publish apology in newspaper,
STATUS:	Licensee complied with required remedial action- File Closed

DATE OF BREACH:	15-Jun-09**
COMPLAINT NUMBER:	09/04/24/1020-001
NATURE OF COMPLAINT:	Transmission of material describing sexual activity
NATURE OF BREACH:	Breach of the Children's Code for Programming
COMMISSION DECISION:	Licensee in breach
REMEDIAL ACTION:	Licensee directed to apologize. Commission ruling challenged by the licensee. The matter is being reviewed
STATUS:	Pending

RADIO JAMICA LIMITED
FAME 95 FM cont'd.

DATE OF BREACH: 13-May-09**
COMPLAINT NUMBER; 09/02/13/1014-001
 09/02/12/1042-001
NATURE OF COMPLAINT: Transmission of material containing 'daggerin' lyrics
NATURE OF BREACH: Breach of February 2009 Directive
COMMISSION DECISION: Licensee in breach
REMEDIAL ACTION: Licensee directed to apologize, publish apology in newspaper,
STATUS: Licensee complied with required remedial action- File Closed

DATE OF BREACH: 13-May-09**
COMPLAINT NUMBER; 09/03/09/1014-001
 09/03/09/1016-001
NATURE OF COMPLAINT: Transmission of material containing graphic verbal expletives
NATURE OF BREACH: Breach of the Children's Code for Programming
COMMISSION DECISION: Licensee in breach
REMEDIAL ACTION: Licensee directed to apologize, publish apology in newspaper,
STATUS: Licensee complied with required remedial action- File Closed

DATE OF BREACH: 29-Jan 10**
COMPLAINT NUMBER; 09/11/03/1014-001
NATURE OF COMPLAINT: Transmission of song with sexually explicit lyrics
NATURE OF BREACH: Breach of the Children's Code for Programming
COMMISSION DECISION: Licensee in breach
REMEDIAL ACTION: Licensee directed to apologize. Commission's ruling challenged by the licensee. The matter is being reviewed.
STATUS: Pending

DATE OF BREACH: 09-Mar-10**
COMPLAINT NUMBER; 10/01/25/1020-001
NATURE OF COMPLAINT: Inappropriate content for time of day
NATURE OF BREACH: Breach of scheduling requirements of Code
COMMISSION DECISION: Licensee in breach
REMEDIAL ACTION: Licensee directed to apologize
STATUS: Licensee complied with required remedial action.

YARD BROADCASTING COMPANY LIMITED- LINKZ 96

DATE OF BREACH: 27- Apr-10**
COMPLAINT NUMBER; 09/12/30/1020-001
NATURE OF COMPLAINT: Transmission of material containing sexually explicit lyrics
NATURE OF BREACH: Breach of the Children's Code for Programming
COMMISSION DECISION: Licensee in breach
REMEDIAL ACTION: Licensee directed to apologize and publish apology in newspaper
STATUS: Licensee complied with required remedial action. File closed.

CORNWALL BROADCASTING COMPANY LIMITED
MELLO FM

DATE OF BREACH:	09-Mar-10**
COMPLAINT NUMBER:	10/01/05/1014-001
NATURE OF COMPLAINT:	Transmission of lyrics containing expletives
NATURE OF BREACH:	Breach of Children's Code for Programming
COMMISSION DECISION:	Licensee in breach
REMEDIAL ACTION:	Licensee directed to air apology and publish apology
STATUS:	Licensee complied with required remedial action.

Table 26: BREACHES BY BROADCAST TELEVISION LICENSEES

TELEVISION JAMAICA LIMITED- TVJ

DATE OF BREACH:	27-Apr-09**
COMPLAINT NUMBER:	09/02/03/1014-001
NATURE OF COMPLAINT:	Transmission of disturbing material in Prime Time News
NATURE OF BREACH:	Breach of the Television and Sound Broadcasting Regulations
COMMISSION DECISION:	Licensee in breach
REMEDIAL ACTION:	Internal remedial actions taken by licensee prior to Commission's determination- Remedial action accepted by Commission
STATUS:	File Closed.
DATE OF BREACH:	15-Jun-09**
COMPLAINT NUMBER;	09/04/20/1014-002
NATURE OF COMPLAINT:	Transmission of material in contravention of the Feb.20, 2009 Directive
NATURE OF BREACH:	Breach of February 2009 Directive
COMMISSION DECISION:	Licensee in breach
REMEDIAL ACTION:	Licensee directed to apologize.
STATUS:	Complied with required remedial action- File closed.
DATE OF BREACH:	07-Jul-09**
COMPLAINT NUMBER;	09/03/06/1014-001
NATURE OF COMPLAINT:	Promoting the use of the Gun
NATURE OF BREACH:	Breach of the Television and Sound Broadcasting Regulations
COMMISSION DECISION:	Licensee in breach
REMEDIAL ACTION:	Internal remedial actions taken by licensee prior to Commission's determination- Remedial action accepted by Commission.
STATUS:	File Closed.
DATE OF BREACH:	19-Mar-10**
COMPLAINT NUMBER;	09/11/10/1016-001
NATURE OF COMPLAINT:	Transmission of a sexually suggestive commercial
NATURE OF BREACH:	Breach of the Children's Code for programming
COMMISSION DECISION:	Licensee in breach
REMEDIAL ACTION:	Licensee directed to apologize
STATUS:	Licensee complied with required remedial action. File closed.

TELEVISION JAMAICA LIMITED- TVJ cont'd.

DATE OF BREACH:	09-Oct-09**
COMPLAINT NUMBER;	09/09/23/1045-001
NATURE OF COMPLAINT:	Failure to air advisory for graphic footage
NATURE OF BREACH:	Breach of the Children's Code for programming
COMMISSION DECISION:	Licensee in breach
REMEDIAL ACTION:	Licensee directed to apologize
STATUS:	Licensee Complied with required remedial action. File closed.

CVM TELEVISION

DATE OF BREACH:	12-Jun-09**
COMPLAINT NUMBER;	09/04/20/1014-001
NATURE OF COMPLAINT	Transmission of potentially disturbing material without advisory
NATURE OF BREACH:	Breach of the Television and Sound Broadcasting Regulations
COMMISSION DECISION:	Licensee in breach
REMEDIAL ACTION:	Licensee cautioned
STATUS:	File Closed.

Table 27: BREACHES BY SUBSCRIBER TELEVISION OPERATORS

CABLE ONE JAMAICA LIMITED

DATE OF BREACH:	28-Apr-09**
NATURE OF BREACH:	Failure to maintain technical standards – Inspection of licensee system
COMMISSION DECISION:	Licensee in breach of licence
REMEDIAL ACTION REQD:	Licensee directed to implement corrective measures
STATUS:	Breaches partially addressed. Awaiting further information from licensee.

FIRST CHOICE CABLE SERVICES LIMITED

DATE OF BREACH:	28-Apr-09**
NATURE OF BREACH:	Failure to maintain technical standards – Inspection of licensee system
COMMISSION DECISION:	Licensee in breach of licence
REMEDIAL ACTION REQD:	Licensee directed to implement corrective measures
STATUS:	Breaches partially addressed. Awaiting further information from licensee

MARS CABLE VISION LIMITED

DATE OF BREACH:	28-Apr-09**
NATURE OF BREACH:	Failure to maintain technical standards – Inspection of licensee system
COMMISSION DECISION:	Licensee in breach of licence
REMEDIAL ACTION REQD:	Licensee directed to implement corrective measures
STATUS:	Breaches partially addressed. Awaiting further information from licensee

MODERN RE-BROADCASTING COMPANY LIMITED

DATE OF BREACH:	03-Apr-09**
NATURE OF BREACH:	Failure to maintain technical standards – Inspection of licensee system
COMMISSION DECISION:	Licensee in breach of licence
REMEDIAL ACTION REQD:	Licensee directed to implement corrective measures
STATUS:	Breaches partially addressed. Awaiting further information from licensee

STARCOM CABLEVISION LIMITED

DATE OF BREACH:	03-Apr-09**
NATURE OF BREACH:	Failure to maintain technical standards – Inspection of licensee system
COMMISSION DECISION:	Licensee in breach of licence
REMEDIAL ACTION REQD:	Licensee directed to implement corrective measures
STATUS:	Breaches partially addressed. Awaiting further information from licensee

SUMMIT SATELITE SYSTEMS LIMITED

DATE OF BREACH: 03-Apr-09**
NATURE OF BREACH: Failure to maintain technical standards – Inspection of licensee system
COMMISSION DECISION: Licensee in breach of licence
REMEDIAL ACTION REQD: Licensee directed to implement corrective measures
STATUS: Awaiting response from licensee.

VENUS CABLE SERVICE LIMITED

DATE OF BREACH: 03-Apr-09**
NATURE OF BREACH: Failure to maintain technical standards – Inspection of licensee system
COMMISSION DECISION: Licensee in breach of licence
REMEDIAL ACTION REQD: Licensee directed to implement corrective measures
STATUS: Breaches partially addressed. Awaiting further information from licensee.

GUTHRIES COMMUNICATIONS LIMITED

DATE OF BREACH: 03-June-09**
NATURE OF BREACH: Failure to maintain technical standards – Inspection of licensee system
COMMISSION DECISION: Licensee in breach of licence
REMEDIAL ACTION REQD: Licensee directed to implement corrective measures
STATUS: Breaches partially addressed. Awaiting further information from licensee

COMBINED COMMUNICATIONS LIMITED

DATE OF BREACH: 02-Jul-09**
NATURE OF BREACH: Failure to maintain technical standards – Inspection of licensee system
COMMISSION DECISION: Licensee in breach of licence
REMEDIAL ACTION REQD: Licensee directed to implement corrective measures
STATUS: Breaches addressed. File closed.

GENERAL SATELITTE LIMITED

DATE OF BREACH: 03-Aug-09**
NATURE OF BREACH: Failure to maintain technical standards – Inspection of licensee system
COMMISSION DECISION: Licensee in breach of licence
REMEDIAL ACTION REQD: Licensee directed to implement corrective measures
STATUS: Breaches partially addressed. Awaiting further information from licensee

QES 46 LIMITED

DATE OF BREACH: 03-Aug-09**
NATURE OF BREACH: Failure to maintain technical standards – Inspection of licensee system
COMMISSION DECISION: Licensee in breach of licence
REMEDIAL ACTION REQD: Licensee directed to implement corrective measures
STATUS: Breaches partially addressed. Awaiting further information from licensee

WILSONS ENTERPRISES LIMITED

DATE OF BREACH: 03-Aug-09**
NATURE OF BREACH: Failure to maintain technical standards – Inspection of licensee system
COMMISSION DECISION: Licensee in breach of licence
REMEDIAL ACTION REQD: Licensee directed to implement corrective measures
STATUS: Breaches partially addressed. Awaiting further information from licensee

INNTECH COMMUNICATIONS LIMITED

DATE OF BREACH: 10-Sep-09**
NATURE OF BREACH: Failure to maintain technical standards – Inspection of licensee system
COMMISSION DECISION: Licensee in breach of licence
REMEDIAL ACTION REQD: Licensee directed to implement corrective measures
STATUS: Breaches partially addressed. Awaiting further information from licensee

COLUMBUS COMMUNICATIONS LIMITED (FLOW)

DATE OF BREACH: 11-Aug-09**
COMPLAINT NUMBER 09/04/03/1042-001
NATURE OF BREACH: Insertion of promotional material on International channels
COMMISSION DECISION: Licensee in breach of licence
REMEDIAL ACTION REQD: Licensee directed to cease transmission of promotional material
STATUS: Complied with Commission's directive. File Closed.

LINSCOM

DATE OF BREACH: 22-Mar-10**
NATURE OF BREACH: Failure to maintain technical standards – Inspection of licensee system
COMMISSION DECISION: Licensee in breach of licence
REMEDIAL ACTION REQD: Licensee directed to implement corrective measures
STATUS: Awaiting response from licensee.

MILE GULLY CABLE LIMITED

DATE OF BREACH: 02-Feb-10**
NATURE OF BREACH: Failure to maintain technical standards – Inspection of licensee system
COMMISSION DECISION: Licensee in breach of licence
REMEDIAL ACTION REQD: Licensee directed to implement corrective measures
STATUS: Awaiting response from licensee

ST THOMAS CABLE NETWORK LIMITED

DATE OF BREACH: 25-Feb-10**
NATURE OF BREACH: Failure to maintain technical standards – Inspection of licensee system
COMMISSION DECISION: Licensee in breach of licence
REMEDIAL ACTION REQD: Licensee directed to implement corrective measures
STATUS: Awaiting response from licensee.

MARIMAXX COMMUNICATIONS LIMITED

DATE OF BREACH: 25-Feb-10**
NATURE OF BREACH: Failure to maintain technical standards – Inspection of licensee system
COMMISSION DECISION: Licensee in breach of licence
REMEDIAL ACTION REQD: Licensee directed to implement corrective measures
STATUS: Awaiting response from licensee.

MEGA INTERNATIONAL COMPANY JAMAICA LIMITED

DATE OF BREACH: 25-Feb-10**
NATURE OF BREACH: Failure to maintain technical standards – Inspection of licensee system
COMMISSION DECISION: Licensee in breach of licence
REMEDIAL ACTION REQD: Licensee directed to implement corrective measures
STATUS: Awaiting response from licensee

MIKES ELECTRONICS & CABLE NETWORK LIMITED

DATE OF BREACH: 25-Feb-10**
NATURE OF BREACH: Failure to maintain technical standards – Inspection of licensee system
COMMISSION DECISION: Licensee in breach of licence
REMEDIAL ACTION REQD: Licensee directed to implement corrective measures
STATUS: Awaiting response from licensee.

COMMUNICABLE LIMITED

DATE OF BREACH:	22-Mar-10**
NATURE OF BREACH:	Failure to maintain technical standards – Inspection of licensee system
COMMISSION DECISION:	Licensee in breach of licence
REMEDIAL ACTION REQD:	Licensee directed to implement corrective measures
STATUS:	Awaiting response from licensee.

***“Date of Breach” is meant to indicate the date on which the Commission made a determination that there was a contravention by the licensee, pursuant to Section 20 of The Broadcasting and Radio Re-diffusion Act.

PROFILE OF SERVICES

During the period under review, there were twenty six (26) broadcast radio licensees, nineteen (19) of which provided island wide services, each utilising an average of eight (8) transmitter sites. Seven (7) broadcast radio licensees provided limited area broadcast services.

There were three (3) island wide broadcast TV stations each utilizing an average of eight (8) transmitter sites.

Forty one (41) Subscriber Television operators were licensed to provide cable TV services across the island.

A listing of broadcast and STV licensees is at **Appendix E**.

INFORMATION MANAGEMENT

The Commission's information management is guided by the recommendations of ISO 15489:1 on Records Management best practices and procedures. In that regard, significant progress has been made in operating the Commission's documentation centre, viz.:

- ❖ Expansion of the physical space of the documentation centre.
- ❖ Acquisition of specialized journals and publications.
- ❖ Acquisition of document management equipment
- ❖ Membership in the International Records and Information Management Association.

The Commission did not receive any requests under the **Access to Information Act**.

FACILITIES, RISK MANAGEMENT & HUMAN RESOURCES MANAGEMENT

Facilities and Risk Management

The Broadcasting Commission's office layout was redesigned to maximize use of available floor space. Its conference room and meeting facilities were improved.

Desktop computers were replaced in accordance with the Commission's policy on obsolescence, and malfunctioning equipment repaired or replaced as required.

Logbooks were consistently used to record mileage of Commission vehicles and fortnightly reports from Manufacturers Credit & Info. Systems (MCIS) used to

reconcile fuel uptake. Vehicles were serviced based on mileage or time, in accordance with respective maintenance schedules.

An electronic swipe card system restricted unauthorized entry to the office, and recorded dates and times of entrance of all staff via programmed cards.

Office Equipment and facilities were insured with the Insurance Company of the West Indies, with the “all-risk” premiums paid-up for the period.

Zenith Insurance Brokers continued to provide brokerage for the Commission’s fleet of vehicles (Honda motorcycle; Landcruiser Prado; Mitsubishi L300; Toyota Corolla).

Procurement

A standing procurement committee provided oversight of procurement activities. In addition, twelve (12) members of staff received procurement training at the Office of the Prime Minister (OPM) on procurement. Regular reports to the Office of the Contractor General (OCG) were submitted, in accordance with Government policy.

Training and Development

The Technical Officer benefitted from a Chinese Government sponsored course on Mobile Communication. The Executive Director participated in a training programme on Telecommunications Management hosted by the Telecommunications Executive Management Institute of Canada and was awarded fellowship in the institute. Senior members of staff participated in the PricewaterhouseCoopers IFRS seminar 2009, and the Mona School of Business two-day round table on Managing Risk for Growth & Development. Staff members also attended several other seminars and workshops on Regulation,

IT, Succession Planning, Human Resource Management, Budgeting, Business Communication, and Records Management.

Performance Assessment

The Commission continued to evaluate employee performance using annual performance assessments and informal interim evaluations, in accordance with the GOJ performance management and appraisal system (PMAS). The average performance rating was 84%.

Relationship Building

Regular staff meetings were held, including two special meetings on the Commission's Operational Plan. Team building was enhanced by an Employee - of-the-Year award to a peer-nominated staff member in December 2009.

LEGAL AND LICENSING AFFAIRS

Grants and Renewals

Two (2) Commercial Sound Broadcasting Island Wide Licences^[1] and three (3) Commercial Sound Broadcasting Limited Area Licences were granted.^[2] One (1) Commercial Sound Broadcast Licence was varied to allow the Broadcaster to serve additional zones.^[3]

Of the five (5) new commercial broadcast radio operators licensed, two i.e. Northern Caribbean University (NCU) and S&B Communications Limited

^[1] Northern Caribbean University (NCU FM) on 12-Aug-09 and S & B Communications (JA 105) on 04-Jun-09.

^[2] KC Gospel Broadcasting, Mother In Crisis (Sun City Radio) & Native Broadcasting Network Ltd (Stylz FM) all on 17-Jul-09.

^[3] Cornwall Broadcasting Company Ltd (Mello FM).

received island wide licences. Native Broadcasting Limited and Mothers in Crisis received limited area licences to serve sections of Portland and Portmore respectively, while KC Gospel Broadcasting received a licence to serve St. Catherine, Clarendon, Manchester, St. Elizabeth, St. Ann, Kingston and St. Andrew and sections of Trewlawny and St. Thomas.

Evaluations were completed and recommendations submitted to the Portfolio Minister for renewal of four (4) Subscriber Television Operators Licences^[4]

During the period, four new Subscriber Television (STV) operators were also licensed, viz. Quality Cable Limited, Direct Cable Limited, Tru Star Cable Limited and McKoy's Cable Limited.

Directives

During the period, one directive was issued to cable operators to cease transmission of channels for which licences had not been obtained.

Legislative matters

Drafting instructions to amend the **Broadcasting and Radio Re-diffusion Act** and the **Television and Sound Broadcasting Regulations** were prepared and submitted to the portfolio Ministry. These included provisions for substituted advertising on international channels and the establishment of a fund to support the creation of local content.

Closures and change of ownership

One subscriber television operator surrendered its broadcast licence.

[4] Cornwall Communications, Modern Rebroadcasting Limited, Westar Communications Limited, Stars Cable Company Limited and Central Communications.

Illegal STV Operations

Four investigations were conducted into illegal STV operations, three (3) in Clarendon and the other in St. James. Those matters are now the subject criminal prosecution.

APPENDICES

APPENDIX A – COMMITTEES*

Legislative and Policy

Mr. Claude Robinson - Chairman

Dr. Elaine Wallace

Mrs. Hyacinth Linday

Staff: Mrs. Karlene Johnson, Mr. Donovan Campbell, Ms. Teisha Mattison

Monitoring, Complaints and Compliance

Mrs. Rosemarie Vernon - Chairman

Canon Peter Mullings

Mr. Neville James

Staff: Ms. Michelle Francis, Ms. Teisha Mattison, Mr. Donovan Campbell

Finance and Administrative

Mrs. Elaine Foster-Allen - Chairman

Dr. Hopeton Dunn,

Staff: Mr. Cordel Green; Ms. Juliet Anderson; Mr. Richard Myers

*The Chairman and Executive Director are ex-officio committee members.

APPENDIX B - ADVISORY GROUPS

During the reporting period, the Commission was assisted in its work by two teams of specialists in the technical and financial fields.

Technical

The Technical Advisory Group advised the Commission on the following:

- the level of applicants' compliance with technical Regulations and Guidelines set by the Broadcasting Commission
- the results of comparative review of submissions based on all the factors required for the delivery of high quality transmission
- all issues of a technical nature related to STV and broadcast services.

The Technical Advisory Group members for the period were:

Chairman

Mr. Wainsworth Anderson M.Sc. (Telecommunications); BSc. (Hons.); Dip. Mgt.Studies.

Director of Electrical & Mechanical Engineering, National Works Agency

Members

Mr. Leslie Facey, BSc. (Hons.), Dip. Electronics Engineering Technology; Dip. Technical Education, Lecturer in Engineering, University of Technology

Mr. Henry Batson, M.Sc. (Management Information System); B.Sc. (Hons.) - (Electronics and Telecommunications), Director of Spectrum Engineering Division, Spectrum Management Authority

Mr. Roy Humes –Telecommunications consultant, former Director of Spectrum Engineering Division, Spectrum Management Authority

Financial

The services of the firm of management and financial consultants, BDO Ltd. were retained to assist and advise the Commission in the areas of:

- evaluation of business plans from applicants for licences for both subscriber television and broadcast services
- and to supply expertise in finance management that may be required periodically

APPENDIX C - SALARIES AND EMOLUMENTS

Appendix 1

DIRECTORS COMPENSATION

Position of Director	Fees (\$)	Motor Vehicle Upkeep/Travelling or Value of Assigned Motor Vehicle (\$)	Honoraria (\$)	All Other Compensation including Non- Cash Benefits as applicable (\$)	Total (\$)
Chairman	180,000	0	0	0	180,000
Commissioners (8)	840,000	0	0	0	840,000

Appendix 2

SENIOR EXECUTIVE COMPENSATION

Position of Senior Executive	Year	Salary (\$)	Gratuity or Performance Incentive (\$)	Travelling Allowance or Value of Assigned Motor Vehicle (\$)	Pension or Other Retirement Benefits (\$)	Other Allowances (\$)	Non-Cash Benefits (\$)	Total (\$)
Executive Director	2009/2010	5,936,812	0	796,500	0	0	0	6,733,312
Asst. Executive Director	2009/2010	4,000,881	0	796,500	0	0	0	4,797,381

APPENDIX D – PORTFOLIO RESPONSIBILITY

During the period under review, the Information portfolio was held by the Hon. Olivia Grange, M.P. and Hon. Daryl Vaz, M.P.



Hon. Olivia Grange, M.P.



Hon. Daryl Vaz, M.P.

APPENDIX E – BROADCAST LICENSEES

RADIO BROADCAST LICENSEES				
LICENSEES		Call Signs	Island wide Broadcasters	Limited Area Broadcasters
1.	Aeronautical Telecommunications Limited	KOOL 97-FM	<input checked="" type="checkbox"/>	
2.	Alliance Francaise De La Jamaïque	RFI		<input checked="" type="checkbox"/>
3.	British Broadcasting Corporation	BBC	<input checked="" type="checkbox"/>	
4.	Cornwall Broadcasting Company Limited	Mello FM		<input checked="" type="checkbox"/>
5.	Grove Broadcasting Company Limited	IRIE-FM	<input checked="" type="checkbox"/>	
6.		ZIP 103 FM	<input checked="" type="checkbox"/>	
7.	Independent Radio Company Limited	POWER 106FM	<input checked="" type="checkbox"/>	
8.		MUSIC 99 FM	<input checked="" type="checkbox"/>	
9.	Island Broadcasting Company Limited	KLAS Sports Radio	<input checked="" type="checkbox"/>	
10.	Kommerical Suites Limited	MEGA JAMZ-98FM	<input checked="" type="checkbox"/>	
11.	Mothers in Crisis	Sun City Radio		<input checked="" type="checkbox"/>
12.	Mustard Seed Communities	ROOTS FM		<input checked="" type="checkbox"/>
13.	National Religious Media Company Limited	LOVE-FM	<input checked="" type="checkbox"/>	
14.	Native Broadcasting	Stylz FM		<input checked="" type="checkbox"/>
15.	RJR Communications Group	FAME FM	<input checked="" type="checkbox"/>	
16.		HITZ 92	<input checked="" type="checkbox"/>	
17.		RJR 94 FM	<input checked="" type="checkbox"/>	
18.	Nationwide News Network (*)	NNN	<input checked="" type="checkbox"/>	
19.	Northern Caribbean University	NCU FM	<input checked="" type="checkbox"/>	
20.	S & B Communications	JA 105	<input checked="" type="checkbox"/>	
21.	St. Bess Radio FM Company Ltd.	BESS FM		<input checked="" type="checkbox"/>
22.	Tarrant Baptist Church	TBC		<input checked="" type="checkbox"/>

RADIO BROADCAST LICENSEES				
LICENSEES		Call Signs	Island wide Broadcasters	Limited Area Broadcasters
23.	Western Broadcasting Ltd	HOT 102 FM	<input checked="" type="checkbox"/>	
24.	Westmoreland Broadcasting Service Limited	VYBZ FM		<input checked="" type="checkbox"/>
25.	Universal Media Company	NEWS TALK 93 FM	<input checked="" type="checkbox"/>	
26.	Yard Broadcasting Limited	LYNX FM		<input checked="" type="checkbox"/>

(*) utilizing the FM frequencies assigned to PBCJ under a leased agreement.

TELEVISION BROADCAST LICENSEES				
LICENSEES		Call Signs	Island wide Broadcasters	Limited Area Broadcasters
1.	CVM Television Limited	CVM	<input checked="" type="checkbox"/>	
2.	Television Jamaica Limited	TVJ	<input checked="" type="checkbox"/>	
3.	LOVE Television	LOVE TV	<input checked="" type="checkbox"/>	

APPENDIX E - CABLE TV SERVICES

The following is a list of the forty one (41) licensed cable operators in Jamaica along with the zones they serve.

Parish/Zone	Licensee
Kingston & St. Andrew	
Harbour View	Flow; CTL LTD.
Central Down Town	Flow
Fletcher's Land	Flow
Allman Town	Flow
Campbell Town	Flow
East Down Town	Flow
Passmore Town	Flow
Franklin Town	Flow
Rollington Town	Flow
Bournemouth Gardens	Flow
Norman Gardens	Flow
D'Aguilar Town	Flow
August Town	Flow
Mona	Flow
Hope Tavern	Flow
Hope Pastures	Flow
Beverly Hills	Flow
Barbican	Flow, Telstar Cable Ltd.
Cherry Gardens	Flow; Telstar Cable Ltd.
Grants Pen	Logic One Ltd.; Telstar Cable Ltd.
Half-Way-Tree	Flow; Telstar Cable Ltd.
Trafalgar Park	Flow; Telstar Cable Ltd.
New Kingston	Flow; Telstar Cable Ltd.
Swallowfield	Flow
Vineyard Town	Flow
Cross Roads	Flow
Jones Town	Flow
Trench Town	Flow
Kencot	Flow
Whitfield Town	Flow
Greenwich Town	Flow
Delacree Pen	Flow
Boucher Park	Flow
Richmond Park	Flow
Eastwood Park Gardens	Flow; Logic One Ltd.
Constant Spring Gardens	Logic One Ltd.; Telstar Cable Ltd.
White Hall	Logic One Ltd.; Telstar Cable Ltd.
Red Hills Gardens	Flow; Logic One Ltd.
Arlene Gardens	Flow; Logic One Ltd.

Meadowbrook	Logic One Ltd.; Telstar Cable Ltd.
Meadowbrook Estates	Flow; Logic One Ltd.
Marverly	Flow; Logic One Ltd.
Balmagie	Flow
Molynes Gardens	Logic One Ltd.; Flow
Waltham Gardens	Logic One Ltd.; Flow
Cockburn Gardens	Flow
Tower Hill	Flow
Penwood	Flow
Riverton City	Flow
Washington Gardens	Flow
Patrick City	Flow
Duhaney Park	Flow
New Haven	Flow
Red Hills	Flow; Logic One Ltd.
Rock Hall	Logic One Ltd.; Flow
Golden Spring	Logic One Ltd.
Stony Hill	Flow; Logic One Ltd.
Constant Spring	Flow; Telstar Cable Ltd.
Seven Miles	CTL Ltd.
Bull Bay	CTL Ltd.
Dallas	Quality Cable
St. Thomas	
Bath	St. Thomas Cable Network
Seaforth	St. Thomas Cable Network
White Horses	Summit Satellite; St. Thomas Cable Network
Morant Bay	Summit Satellite; St. Thomas Cable Network
Trinityville	First Choice; St. Thomas Cable Network
Airy Castle	Summit Satellite; St. Thomas Cable Network
Cedar Valley	St. Thomas Cable Network
Port Morant	St. Thomas Cable Network
Yallahs	St. Thomas Cable Network
Duckenfield	St. Thomas Cable Network
Portland	
Manchioneal	St. Thomas Cable Network; Astra Technology Ltd.
Priestman's River	Wilson's Enterprises Ltd.; Astra Technology Ltd.
Fellowship	Wilson's Enterprises Ltd.; Astra Technology Ltd.
Port Antonio East	Wilson's Enterprises Ltd.
Port Antonio West	Wilson's Enterprises Ltd.
Hope Bay	Wilson's Enterprises Ltd.
Buff Bay	Inntech Communication Ltd.
St. Mary	
Highgate East	Flow; Cable One Jamaica Ltd.

Highgate West	Flow; Cable One Jamaica Ltd.
Richmond	Flow
Annotto Bay	Silly Video Cable Network Ltd.
Port Maria	Flow
Mason Hall	Flow
Oracabessa	Flow
Retreat	Flow
Guys Hill	Stars Cable Company Limited
St. Ann	
Brown's Town	Santastic Cable Systems
Breadnut Hill	Flow; Stars Cable Company
Ocho Rios	Flow; Stars Cable Company
Bamboo	Flow; Stars Cable Company
St. Ann's Bay	Flow
Sturge Town	Flow
Discovery Bay	Central Communication Services Limited
Moneague	Stars Cable Company Limited
Claremont	Stars Cable Company Limited
Alexandria	Odyssey Cable Vision Limited
Trelawny	
Falmouth	Cornwall Communications Ltd.; Westar Communication Limited
Duncans	Westar Communication Limited
Wakefield	Modern Rebroadcasting Company Limited
St. James	
Mango Walk	Cornwall Communications Ltd.; Flow
Rosemount	Cornwall Communications Ltd.; Flow
Mount Salem	Cornwall Communications Ltd.; Flow
Catherine Mount	Cornwall Communications Ltd.; Flow
Barrett Town	Unique Vision Cable Network Ltd; Modern Rebroadcasting Co. Ltd.
Somerton	Unique Vision Cable Network Ltd; Modern Rebroadcasting Co. Ltd.
Johns Hall	Cornwall Communications Limited
Ironshore	Cornwall Communications Limited; Flow
Flankers	Cornwall Communications Limited; Flow
Porto Bello	Cornwall Communications Limited; Flow
Pitfour Pen	Cornwall Communications Limited; Flow
Reading	Flow
Anchovy	Guthrie's Communications Limited
Cambridge	Guthrie's Communications Limited
Hanover	
Sandy Bay	Flow; Qes 46 Ltd.
Lucea	Flow
Green Island	Flow
Hopewell	Flow; Qes 46 Ltd.

Ramble	Guthrie's Communications Limited
Davis Cove	Qes 46 Ltd.
Dias	Qes 46 Ltd.
Westmoreland	
Negril	Flow; Qes 46 Ltd.
Little London	Cabletron Network Systems Ltd.; Qes 46 Ltd.
Locust Tree	Communicable Limited
Grange Hill	Cabletron Network Systems Ltd.; Communicable Ltd.
Frome	Cabletron Network Systems Ltd.; Communicable Ltd.
Dunbar Corner	Cabletron Network Systems Ltd.; Cornwall Communications Ltd.
Petersfield	Cabletron Network Systems Ltd.
Savanna-La-Mar	Cabletron Network Systems Ltd.; Cornwall Communications Ltd.
Ferris	Guthrie's Communications Limited
Darliston	Guthrie's Communications Limited
Lambs River	Guthrie's Communications Limited
Lenox Bigwoods	Guthrie's Communications Limited
Whitehouse	Guthrie's Communications Limited
Sheffield	Qes 46 Ltd.
St. Elizabeth	
Black River	Marimaxx Communications Ltd.
Southfield	McKoy Cable Television Company Ltd.
Junction	McKoy Cable Television Company Ltd.
Santa Cruz	Total Cable Ltd.
Balaclava	Tru Star Cable Ltd.
Manchester	
Christiana	Mega International Co. Jamaica Ltd.; Mars Cable Vision Ltd.
Mandeville East	Mega International Co. Jamaica Ltd.; Flow
Mandeville South	Mega International Co. Jamaica Ltd.; Flow
Mandeville North	Mega International Co. Jamaica Ltd.; Flow
Mandeville West	Mega International Co. Jamaica Ltd.; Flow
Porous	Mile Gully Cable Ltd.
Coleyville	Mars Cable Vision Ltd.
Clarendon	
Lionel Town	Cable One Jamaica Ltd.
Rocky Point	Cable One Jamaica Ltd.
Palmer's Cross	General Satellite Network Ltd.
May Pen East	General Satellite Network Ltd.
May Pen North	General Satellite Network Ltd.
May Pen South	General Satellite Network Ltd.
May Pen West	General Satellite Network Ltd.
Mason River	Venus Cable Service Ltd.
Kellits	Venus Cable Service Ltd.
Lluidas Vale	Venus Cable Service Ltd.

Sandy Bay	Combined Communications limited; Cable One Jamaica Limited
Toll Gate	Mike's Electronics & Cable Network Ltd
St. Catherine	
Bogwalk	Linscom Network Ltd.
Linstead	Linscom Network Ltd.
Ewarton	Linscom Network Ltd.
Gutters	Combined Communications Ltd.
Browns Hall	Direct Cable Ltd.
Red Ground	Direct Cable Ltd.
Old Harbour	Combined Communications Ltd.
Old Harbour Bay	Combined Communications Ltd.
Hellshire	Flow; Starcom Cablevision Ltd.
Bernard Lodge	Flow; Jamaica Cablevision
Horizon Park	Flow; Jamaica Cablevision
Willowdene	Flow; Jamaica Cablevision
Green Acres	Flow; Jamaica Cablevision
Winters Pen	Flow; Jamaica Cablevision
Eltham	Flow; Jamaica Cablevision
Ensom City	Flow; Jamaica Cablevision
Spanish Town Central	Flow; Jamaica Cablevision
Greendale	Flow; Jamaica Cablevision
Central Village	Flow; Jamaica Cablevision
Caymanas Park	Flow; Oliver Electronics Engineering Ltd.
Independence City	Flow; Oliver Electronics Engineering Ltd.
Passage Fort	Flow; Oliver Electronics Engineering Ltd.
Edgewater	Flow; Oliver Electronics Engineering Ltd.
Naggo Head	Flow; Oliver Electronics Engineering Ltd.
Braeton	Flow; Starcom Cable Vision Ltd.
Greater Portmore 1	Flow; Starcom Cable Vision Ltd.
Greater Portmore 2	Flow; Starcom Cable Vision Ltd.
Greater Portmore 3	Flow; Starcom Cable Vision Ltd.
Greater Portmore 4	Flow; Starcom Cable Vision Ltd.
Greater Portmore 5	Flow; Starcom Cable Vision Ltd.
Greater Portmore 6	Flow; Starcom Cable Vision Ltd.
Island wide	Flow

APPENDIX F – AUDITED FINANCIAL STATEMENTS (ATTACHMENT)

BROADCASTING COMMISSION

FINANCIAL STATEMENTS

MARCH 31, 2010

BROADCASTING COMMISSION

YEAR ENDED MARCH 31, 2010

I N D E X

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Independent auditors' report

To the Members of Broadcasting Commission

Report on the Financial Statements

We have audited the accompanying financial statements of the Broadcasting Commission, which comprise the statement of financial position as at March 31, 2010, and the statement of comprehensive income, statement of changes in reserves and statement of cash flows for the year then ended, and a summary of significant accounting policies and other explanatory notes.

Management's Responsibility for the Financial Statements

Management is responsible for the preparation and fair presentation of these financial statements in accordance with International Financial Reporting Standards and the Radio Re-Diffusion (Amendment) Act of 1986. This responsibility includes: designing, implementing and maintaining internal control relevant to the preparation and fair presentation of financial statements that are free from material misstatement, whether due to fraud or error; selecting and applying appropriate accounting policies; and making accounting estimates that are reasonable in the circumstances.

Auditors' Responsibility

Our responsibility is to express an opinion on these financial statements based on our audit. We conducted our audit in accordance with International Standards on Auditing. Those standards require that we comply with ethical requirements and plan and perform the audit to obtain reasonable assurance about whether the financial statements are free from material misstatement.

...../cont'd

Barrett & Company

Chartered Accountants

B&B Education Centre
15 Carlton Crescent
Kingston 10, Jamaica W.I.
Tel: (876) 929-6878;
929-7662; 960-8602
Fax: (876) 929-0573

Independent auditors' report (cont'd)

To the Members of Broadcasting Commission

Auditors' Responsibility (cont'd)

An audit involves performing procedures to obtain audit evidence about the amounts and disclosures in the financial statements. The procedures selected depend on the auditors' judgement, including the assessment of the risks of material misstatement of the financial statements, whether due to fraud or error. In making those risk assessments, the auditor considers internal control relevant to the entity's preparation and fair presentation of the financial statements in order to design audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of the entity's internal control. An audit also includes evaluating the appropriateness of accounting policies used and the reasonableness of accounting estimates made by management, as well as evaluating the overall presentation of the financial statements.

We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our audit opinion.

Opinion

In our opinion, the financial statements give a true and fair view of the financial position of the Commission as at March 31, 2010, and of the Commission's financial performance, changes in reserve and cash flows for the year then ended in accordance with International Financial Reporting Standards.

Report on additional requirements of the Government of Jamaica Public Sector Procurement Procedures.

We have obtained all the information and explanations which, to the best of our knowledge and belief, were necessary for the purposes of our audit. In our opinion, proper accounting records have been maintained, and the financial statements are in agreement with the accounting records. The financial statements give information required by the Broadcasting and the Radio Re-Diffusion (Amendment) Act 1986 and comply with the requirements of the Government of Jamaica Public Sector Procurement Procedures.

Kingston, Jamaica
July 29, 2010


Chartered Accountants

BROADCASTING COMMISSION
STATEMENT OF FINANCIAL POSITION
MARCH 31, 2010

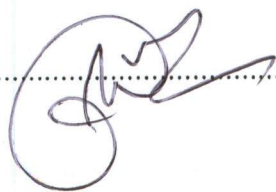
PAGE 3

	NOTE	2010 \$	2009 \$
ASSETS			
Property, plant & equipment	6	12,559,446	8,220,546
Deposits	7	205,668	205,668
Total Non-current assets		12,765,114	8,426,214
Receivables and prepayments	8	655,227	2,052,159
Taxation recoverable		5,519,035	2,418,459
Cash and cash equivalents	9	97,962,652	59,846,463
Total Current Assets		104,136,914	64,317,081
Total Assets		<u>116,902,028</u>	<u>72,743,295</u>
Current Liabilities			
Payables	10	<u>11,220,166</u>	<u>7,432,580</u>
RESERVES			
Capital reserve	11	370,000	370,000
Deferred credit	12	521,082	781,622
Accumulated fund		104,790,780	64,159,093
		105,681,862	65,310,715
Total Reserves & Liabilities		<u>116,902,028</u>	<u>72,743,295</u>

Approved by the members of the Commission on July 29, 2010 and signed on their behalf by:

.....EXECUTIVE DIRECTOR

.....CHAIRMAN



BROADCASTING COMMISSION
STATEMENT OF CHANGES IN RESERVES
 YEAR ENDED MARCH 31, 2010

PAGE 4

	Deferred Credit \$	Capital Reserve \$	Accumulated Fund \$	Total \$
Balance as at March 31, 2008	1,042,162	370,000	38,416,383	39,828,545
Addition	-	-	-	-
Transfers	(260,540)	-	260,540	-
Surplus for the year	-	-	25,482,170	25,482,170
Balance as at March 31, 2009	781,622	370,000	64,159,093	65,310,715
Addition	-	-	-	-
Transfers	(260,540)		260,540	-
Surplus for the year	-	-	40,371,147	40,371,147
Balance as at March 31, 2010	521,082	370,000	104,790,780	105,681,862

BROADCASTING COMMISSION
STATEMENT OF COMPREHENSIVE INCOME
YEAR ENDED MARCH 31, 2010

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REVENUE	NOTE	2010 \$	2009 \$
Licence fee		128,537,917	94,742,566
Other income	13	<u>13,135,247</u>	<u>9,418,032</u>
		141,673,164	104,160,598
Administrative and other overhead expenses	14	(101,345,989)	(79,242,139)
Gain on Foreign Exchange		<u>43,972</u>	<u>563,711</u>
Net Surplus for the year		<u><u>40,371,147</u></u>	<u><u>25,482,170</u></u>

BROADCASTING COMMISSION
STATEMENT OF CASH FLOWS
 YEAR ENDED MARCH 31, 2010

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SOURCES (USES) OF CASH
OPERATING ACTIVITIES

	2010 \$	2009 \$
Surplus for the year	40,371,147	25,482,170
Items not affecting cash		
(Gain)/Loss on disposal of fixed assets	(37,052)	125,000
Depreciation	4,144,249	2,796,764
	44,478,344	28,403,934
Changes in non-cash working capital components		
Receivables	1,396,932	(1,973,735)
Payables	3,787,586	(1,149,738)
Taxation recoverable	(3,100,576)	(1,497,748)
	2,083,942	(4,621,221)
Cash provided by operating activities	46,562,286	23,782,713

INVESTING ACTIVITIES

Additions to fixed assets	(8,556,947)	(7,543,447)
Proceeds from sale of fixed assets	110,850	-
	(8,446,097)	(7,543,447)
Increase in net cash and cash equivalent	38,116,189	16,239,266
Net cash and cash equivalent at the beginning of the year	59,846,463	43,607,197
Net cash and cash equivalent at the end of the year	97,962,652	59,846,463

1. IDENTIFICATION

The Broadcasting Commission is a body established under the Broadcasting and the Radio Re-Diffusion (Amendment) Act of 1986. The Commission is domiciled in Jamaica with offices located at 53 Knutsford Boulevard Kingston 5, Jamaica.

The main function of the Commission is to monitor and regulate the electronic media industry.

All amounts in these financial statements are stated in Jamaican dollars.

2. ADOPTION OF NEW AND REVISED ACCOUNTING STANDARDS

- (i) Certain interpretations and amendments to existing standards have been published that became effective during the current financial year. The Commission has assessed the relevance of all such new interpretations and amendments and has adopted those that are applicable to its operations.

There was no impact on opening equity as at April 1, 2009, from the adoption of these standards and interpretations although additional disclosures have resulted in some cases.

The first-time application of IFRS 7 and the Amendment to IAS 1 has not resulted in any prior-period adjustments to cash flows, net income or balance sheet line items.

- (ii) Standards, interpretations and amendments to published standards that are not yet effective.

At reporting date, certain new standards, amendments and interpretations to existing standards have been issued which are not yet effective, and which the Commission has not early adopted.

3. SIGNIFICANT ACCOUNTING POLICIES

(a) Basis of preparation

These financial statements have been prepared in accordance with International Financial Reporting Standards and have been prepared under the historical cost convention as modified by the revaluation of certain fixed assets.

The preparation of financial statements in conformity with International Financial Reporting Standards requires management to make estimates and assumptions that affect the reported amounts of assets and liabilities and disclosure of contingent assets and liabilities at the date of the financial statements and the reported amounts of revenue and expenses during the reporting period. Actual results could differ from those estimates. The estimates and underlying assumptions are review on an ongoing basis. Revisions to accounting estimates are recognised in the year of the revision and future years, where applicable.

These financial statements have been prepared on the accrual basis of accounting.

(b) Property, Plant and Equipment

(i) Items of property, plant and equipment are stated at cost less accumulated depreciation and any impairment losses.

(ii) Depreciation is charged on assets from the date of acquisition.

Depreciation is provided on the straight line basis at such rates as will write off the cost of the assets over the period of their expected useful lives. The rates are as follows:

Furniture, fixtures, equipment, computers	10-20%
Motor vehicles	20%

(c) Revenue Recognition

The Commission derives a significant portion of its revenue from subscriber television licence fee. Fees are recognised when received. Interest and other income are recognised when earned in accordance with the relevant agreements in place.

3. SIGNIFICANT ACCOUNTING POLICIES CONT'D

(d) Grants

Grants received are deferred where the benefit of the grant is represented by fixed assets. Annual transfers, equivalent to depreciation charged on fixed assets funded by such grants, are made from the deferred credit to the accumulated surplus account. In other cases, the grant is brought to account as revenue for the period in which it is received.

(e) Cash and Cash Equivalents

Cash and cash equivalents consist of cash on hand, deposits held on call with banks and other short-term highly liquid investments.

(f) Payables and Accruals

Payables and accruals are stated at cost.

(g) Impairment of Non-Current Assets

Equipment, appliances and other non-current assets are reviewed for impairment whenever events or changes indicate that the carrying amount may not be recoverable. An impairment loss is recognised if the carrying amount of the asset exceeds its recoverable value.

(h) Foreign Currencies

Transactions in foreign currency are converted at the rates of exchange ruling at the date of those transactions. Foreign currency balances are translated at the applicable rates of exchange ruling at balance sheet date. Exchange differences as a result of fluctuations in exchange rates are reflected in the Income Statement.

(i) Expenses

Expenses are accounted for on the accruals basis.

(j) Financial Instruments

A financial instrument is any contract that gives rise to both a financial asset of one enterprise and a financial liability or equity instrument of another enterprise. For the purpose of these financial statements, financial instruments carried on the balance sheet include cash and cash equivalents, receivables, payables and borrowing facilities.

3. **SIGNIFICANT ACCOUNTING POLICIES CONT'D**

(k) Comparative Information

Where necessary, comparative figures have been reclassified to conform with changes in presentation in the current year.

(l) Employee Benefits

Employee benefits include current or short-term benefits such as salaries, NIS contributions paid, annual leave, and non-monetary benefits such as medical care, post employment benefits such as pensions.

General Benefits

Employee benefits that are earned as a result of past or current service are recognised in the following manner: short-term employee benefits are recognised as a liability, net of payments made, and charged as expense. The expected cost of vacation leave that accumulates is accrued when the employee becomes entitled to the leave. Post employment benefits are accrued as they are earned and charged as an expense, unless not considered material, in which case they are charged when they fall due.

(m) Pension

Pension plan costs are the contributions by the Commission to the defined contribution pension plan which it has established to provide retirement pensions to employees. Obligations for contributions to the pension plan are recognised as an expense in the statement of revenue and expenses at they become payable to the pension fund.

The Commission operates a defined contribution pension plan for its employees, which is administered by a life assurance company. The fund was established in financial year ended March 31, 2002 and is funded by contributions from employees and employer. The Commission contributes at a rate of five percent (5%) of pensionable salaries while employees contribute a mandatory rate of five percent (5%) but may make a voluntary contribution not exceeding a further five percent (5%). Pension benefits are based on contributions plus accumulated interest

The Commission's contribution to the above plan for the year amounted to \$1,394,868 (2009 -\$1,253,805).

3. **SIGNIFICANT ACCOUNTING POLICIES CONT'D**

(m) Pension Cont'd

In addition, the Commission contributes 25% of the pensionable salary of two employees to the Accountant General's Department. This contribution is made in order to preserve their pension rights within the Government Service. These employees do not participate in the Pension Scheme administered by the life assurance company. The Commission's contribution for the year amounted to \$1,624,805 (2009 - \$1,589,483).

4. **FINANCIAL RISK MANAGEMENT**

The Commission's activities expose it to a variety of financial risks including the effects of changes in foreign currency exchange rates. The Commission sets guidelines for overall risk management including specific areas such as foreign exchange risk, interest rate risk and credit risk.

(a) Fair Value of Financial Instruments

Fair value represents estimates of the arm's length consideration that would currently be agreed between knowledgeable willing parties who are under no obligation to act and is best evidenced by a quoted market price, if one exists.

At March 31, 2009 the board of the Commission estimates that the carrying value of each class of financial instruments approximates their fair value.

(b) Interest Risk

Interest risk is the potential for economic loss due to future interest rate changes. It arises when there is a mismatch between interest-earning assets and interest bearing liabilities which are subject to interest rate adjustment within a specified period. Deposits are held for short-term and accordingly, would reflect interest rate movements in the financial markets. There are no interest bearing liabilities.

(c) Credit Risk

Credit risk is the risk of loss arising from a counter party to a financial contract failing to discharge its obligations. The Commission manages its credit risk by a policy which requires that investment be made principally in liquid securities and only with counter parties that management believe not to offer any significant credit risk.

Based on their assessment, management do not expect any counter parties to fail to meet their obligations.

5. **Taxation**

The Commission is exempt from income tax. Under the General Consumption Tax Act, it is entitled to acquire goods and services at a zero rate of tax.

BROADCASTING COMMISSION
NOTES TO THE FINANCIAL STATEMENTS

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6. PROPERTY, PLANT & EQUIPMENT

	Leasehold improvement \$	Furniture fixtures equipment \$	Computer equipment \$	Motor vehicles \$	Totals \$
Carrying amount at March 31, 2008	1	2,147,948	1,450,913	1	3,598,863
Additions	-	490,740	3,618,184	3,434,523	7,543,447
Cost eliminated on disposal	-	(13,400)	-	(125,000)	(138,400)
Depreciation for the Year	-	(794,237)	(1,340,622)	(661,905)	(2,796,764)
Depreciation eliminated on disposal	-	13,400	-	-	13,400
Carrying amount at March 31, 2009	1	1,844,451	3,728,475	2,647,619	8,220,546
Additions	3,064,679	4,357,433	1,001,788	133,047	8,556,947
Cost Eliminated on disposal	-	(1,391,846)	(2,161,549)	-	(3,553,395)
Depreciation for the Year	(612,936)	(987,314)	(1,855,484)	(688,515)	(4,144,249)
Depreciation Eliminated on disposal	-	1,391,846	2,087,751	-	3,479,597
Carrying amount at March 31, 2010	2,451,744	5,214,570	2,800,981	2,092,151	12,559,446

	Leasehold improvement \$	Furniture fixtures equipment \$	Computer equipment \$	Motor vehicles \$	Totals \$
Gross carrying amount	554,156	7,040,982	4,770,885	1,063,000	13,429,023
Accumulated depreciation	(554,155)	(4,893,034)	(3,319,972)	(1,062,999)	(9,830,160)
Carrying amount at March 31, 2008	1	2,147,948	1,450,913	1	3,598,863
Gross carrying amount	554,156	7,518,324	8,389,090	4,372,523	20,834,093
Accumulated depreciation	(554,155)	(5,673,873)	(4,660,615)	(1,724,904)	(12,613,547)
Carrying amount at March 31, 2009	1	1,844,451	3,728,475	2,647,619	8,220,546
Gross carrying amount	3,618,835	10,483,911	7,229,329	4,505,570	25,837,645
Accumulated depreciation	(1,167,091)	(5,269,341)	(4,428,348)	(2,413,419)	(13,278,199)
Carrying amount at March 31, 2010	2,451,744	5,214,570	2,800,981	2,092,151	12,559,446

BROADCASTING COMMISSION
NOTES TO THE FINANCIAL STATEMENTS

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7.	SECURITY DEPOSITS	2010	2009
		\$	\$
	Rental - Building	132,883	132,883
	Maintenance - Building	<u>72,785</u>	<u>72,785</u>
		<u>205,668</u>	<u>205,668</u>
8.	RECEIVABLES & PREPAYMENTS	2010	2009
		\$	\$
	Advances & staff loans	401,795	953,264
	Bond forfeiture	-	1,014,794
	Sundry receivables & prepayments	<u>253,432</u>	<u>84,101</u>
		<u>655,227</u>	<u>2,052,159</u>
9.	CASH AND CASH EQUIVALENTS	2010	2009
		\$	\$
	Short-term deposits	85,701,381	59,194,968
	Cash in hand and at bank	<u>12,261,271</u>	<u>651,495</u>
		<u>97,962,652</u>	<u>59,846,463</u>

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10.	PAYABLES	2010	2009
		\$	\$
	Audit fee	320,000	300,000
	Payroll liabilities	6,662,768	6,831,384
	Accounts payable	2,097,835	-
	Rental of property	-	180,715
	Accrued expenses	2,139,563	-
	Sundry and security	-	53,551
	Advertisement	-	66,930
		<u>11,220,166</u>	<u>7,432,580</u>

11. **CAPITAL RESERVE**

Capital reserve represents the value of a 1995 Toyota Corolla motor car which was donated to the Commission by the Revenue Protection Department.

12. **DEFERRED CREDIT**

This represent grants received to acquire fixed assets. Transfers equivalent to depreciation charged on these assets are made annually to the accumulated fund.

13.	OTHER INCOME	2010	2009
		\$	\$
	Application fee	50,000	540,000
	Interest on fixed deposit & loans	12,420,262	5,992,884
	Penalty re licence fee	445,059	478,076
	Sundry	182,874	91,480
	Study leave bond	-	2,029,581
	Gain - disposal of fixed assets	37,052	-
	Grant - General	-	286,011
		<u>13,135,247</u>	<u>9,418,032</u>

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14. EXPENSES BY NATURE ADMINISTRATIVE AND OTHER OPERATING EXPENSES	2010 \$	2009 \$
Staff emoluments (Note 15)	53,773,402	49,439,412
Rental and maintenance of property (Note 16)	12,722,890	7,150,828
Auditors remuneration	320,000	300,000
Depreciation	4,144,249	2,796,764
Office & sundry supplies	241,574	319,672
Printing, stationery & photocopying	615,183	491,708
Repairs & maintenance	799,429	634,114
Insurance	414,394	197,442
Subscriptions to magazines, newspapers	213,305	192,494
Professional & consultancy services	9,107,977	2,945,650
Refreshments	263,427	251,131
Public education & advertising	6,028,931	5,747,002
Seminars, workshop, consultation	99,822	508,709
Public relations	3,096,777	1,801,674
Motor vehicle expenses	906,740	456,802
Postage & courier	57,913	65,080
Plant rental & floral arrangements	61,875	59,625
Bank charges	148,078	107,640
Monitoring & enforcement	1,156,656	429,236
Reference materials	236,246	172,208
Meetings & conferences - local	327,904	1,010,791
Conferences - overseas	238,306	605,426
Telephone and internet services	1,923,233	1,285,410
Commissioners fee	1,020,000	1,068,333
Training	429,104	609,998
Office attendant services	469,910	217,143
Security	389,101	252,847
Contribution to consolidated fund	2,139,563	-
Loss - disposal of fixed asset	-	125,000
	<u>101,345,989</u>	<u>79,242,139</u>

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15. STAFF EMOLUMENTS

	2010	2009
	\$	\$
Salaries	41,105,468	38,642,410
Contributions to NIS & NHT	1,678,921	1,516,063
Supper allowance	20,520	7,590
Pension & group life contributions	3,259,763	3,026,914
Motor vehicle & commuted allowances	3,874,915	3,925,226
Vacation leave benefits	3,833,815	2,321,209
	<u>53,773,402</u>	<u>49,439,412</u>

16. RENTAL & MAINTENANCE OF PROPERTY

	2010	2009
	\$	\$
Building	11,390,890	6,342,389
Parking space	<u>1,332,000</u>	<u>808,439</u>
	<u>12,722,890</u>	<u>7,150,828</u>