



Australian Government



Form ACMA B52

Effective from 6 March 2006

Application for a Nominated Datacaster Declaration

EXPLANATORY NOTES

Electronic Copy

Please complete an electronic copy of this form and return on disk (Microsoft Word 97 or later) or by email to the Australian Communications and Media Authority (ACMA) at broadcasting@acma.gov.au.

This form is available on the [ACMA website](#).

Who may apply

Only the holder of a **datacasting transmitter licence** (DTL) issued under the *Radiocommunications Act 1992* may apply for a nominated datacaster declaration.

Application fee

The application fee, as determined by ACMA, must accompany this application.

Please note that ACMA reviews its fees periodically. You should contact the Broadcast Licensing Section of ACMA on 02 9334 7700 to check the current fee before lodging an application.

Payment should be made by cheque or money order and be made payable to the Australian Communications and Media Authority and sent with your application to:

Manager Broadcast Licensing
Australian Communications and Media Authority
PO Box Q500
QUEEN VICTORIA BUILDING NSW 1230

Confidentiality

ACMA will not disclose the information provided in this form unless required to do so by law. Note that ACMA is required to publish a register of datacasting licences.

Supplying false or misleading information

Please note that giving false or misleading information is a serious offence. Providing documents that are false and misleading is also a serious offence.

An application will not be processed unless the certification is signed.

PART A Applicant details

1. Name of applicant organisation

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2. Provide the registered address, telephone and fax numbers (and website if applicable)

Address	
Tel	
Fax	
Web	

3. Provide the name and contact details of a contact person for this application (include telephone, fax, email)

Contact	
Tel	
Fax	
Email	

4. Email address of the applicant organisations (may be the email address of the contact person)

Email	
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5. Specify the DTL number for the transmitter to be used to transmit the datacasting service under the datacasting licence nominated in this application

DTL No.	
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6. Attach a copy of the datacasting transmitter licence to this application

PART B Datacasting service information

Note: A nominated datacaster declaration must relate to a specified datacasting service provided under a specified datacasting licence.

7. Give the name of the datacasting service for which you seek a declaration

8. Specify the licence number of the datacasting service licence allocated by the Australian Broadcasting Authority for which you seek a declaration

9. Describe the nature and content of the datacasting service

10. Give the planned date of commencement of the datacasting service

11. Give details of the geographical area in which the datacasting service will be receivable

12. Attach the form of consent completed by the licensee of the datacasting service licence nominated

Note: An application for a nominated datacaster declaration must be accompanied by the written consent of the licensee of the datacasting licence nominated

The consent must be provided in the form approved by ACMA. The approved form of consent is provided as part of this form.

13. Complete the certification of the application

Note: Before ACMA can declare that a datacasting service is nominated it must be satisfied that the licensee of the DTL will transmit the datacasting service on behalf of the licensee of the datacasting licence and that the licensee of the DTL will not be involved in the selection or provision of datacasting content to be transmitted on the datacasting service.

ACMA may revoke a nominated datacaster declaration if it finds that the datacasting service is not being transmitted by the holder of the datacasting transmitter licence or if it finds that the licensee of the datacasting transmitter licence is involved or proposes to become involved in the selection or provision of datacasting content to be transmitted on the datacasting service.

Consent to the making of a nominated datacaster declaration under clause 44 of Schedule 6 to the Broadcasting Services Act

I/we

_____ |

 print name of licensee of the datacasting licence

hereby give consent for the Australian Communications and Media Authority to declare the datacasting service

_____ |

 print name of datacasting service

under the datacasting licence with licence number

_____ |

 print licence number of the datacasting (service) licence

as being nominated in relation to the datacasting transmitter licence with licence number

_____ |

 print licence number of the datacasting transmitter licence

held by the licensee of the datacasting transmitter licence

_____ |

 print name of licensee of the datacasting transmitter licence

This consent it is given with the authority of the board of the licensee of the datacasting licence:

||

Name of authorised person (print name)

||

Signature

||

Position title

||

Date

In the presence of

||

Name of witness (print name)

||

Witness signature

CERTIFICATION

I hereby certify that:

1. the applicant making this application for a nominated datacaster declaration under clause 44(1) of Schedule 6 to the *Broadcasting Services Act 1992* intends to transmit the nominated datacasting service on behalf of the licensee of the datacasting licence nominated in the application; and
2. the applicant, being the licensee of a datacasting transmitter licence, will not be involved in the selection or provision of datacasting content to be transmitted on the datacasting service nominated in relation to the datacasting transmitter licence; and
3. the information provided in this application is true and accurate; and
4. this application is made with the authority of the board of the applicant organisation.

||

Name of authorised person (print name)

||

Signature

||

Position title

||

Date

In the presence of

||

Name of witness (print name)

||

Witness signature

Time taken to complete forms

Complete this only if you are a small business with fewer than 20 employees.

Please provide an estimate of the time taken to complete this form

Include:

- the time actually spent reading the instructions, working on the question and obtaining the information
- the time spent by all employees in collecting and providing this information

hrs

mins

Return this page with the attached completed form to the address on the cover of the form.

ACMA use only

A copy of this form has been sent to Secretariat

Yes