

Notice under s118NT(2) of the *Radiocommunications Act 1992 (Cth)*

DARWIN MULTIPLEX 1 (Channel 9A)

NOTICE OF INTENTION TO ASCERTAIN LEVEL OF DEMAND FOR EXCESS MULTIPLEX CAPACITY

INVITATION TO CONTENT SERVICE PROVIDERS TO EXPRESS AN INTEREST IN HAVING ACCESS TO EXCESS CAPACITY

DIGITAL RADIO MULTIPLEX TRANSMITTER LICENSEE – DIGITAL RADIO BROADCASTING DARWIN PTY LTD ACN 625 618 840 (the “Licensee”)

DIGITAL RADIO MULTIPLEX TRANSMITTER LICENCE – LICENCE NUMBER 10503674/1 (the “Licence”)

This Notice is given under section 118NT(2) of the *Radiocommunications Act 1992 (Cth)* (the “Act”).

The Licensee is the holder of a foundation category 1 digital radio multiplex transmitter licence issued by the Australian Communications and Media Authority (the “ACMA”).

The Licensee hereby gives thirty (30) days’ notice of its intention to ascertain the level of demand for access to the excess multiplex capacity from content service providers who are entitled to provide one or more content services in the designated BSA radio area.

The ‘designated BSA radio area’ includes DARWIN RA1, being the commercial radio licence area determined by the ACMA under section 26 of the *Broadcasting Services Act 1992 (Cth)* as referred to in the definition of ‘designated BSA radio area’ in section 5 of the Act, together with DARWIN RA2 and DARWIN RA3 under section 6 of the *Broadcasting Services (Deemed Digital Radio Licence Areas) Determination 2017*.

A ‘content service provider’ is defined under section 118NB of the Act as a company that provides or proposes to provide a ‘content service’. A ‘content service’ for a category 1 digital radio multiplex transmitter licence is defined under sections 118NB and 109B(1)(f) as a:

- digital commercial radio broadcasting service, and there is in force a commercial radio broadcasting licence authorising the provision of the service in the designated BSA radio area concerned; or
- digital community radio broadcasting service, and there is in force a designated community radio broadcasting licence authorising the provision of the service in the designated BSA radio area concerned.

The Licensee hereby invites content service providers to express an interest in having access to the excess multiplex capacity within thirty (30) days of the date of this Notice.

The excess multiplex capacity held by the Licensee under the Licence is 5/9 of the multiplex capacity held under the Licence (640kb/s).

Content service providers who would like access to excess multiplex capacity should write to the Licensee, at the below address, no later than 4 September 2019 stating:

- a) that they are interested in having access to the excess multiplex capacity; and**
- b) what fraction of the excess multiplex capacity they seek.**

Content service providers should send their expressions of interest, no later than Wednesday, 4 September 2019, to:

Digital Radio Broadcasting Darwin Pty Ltd
c/o Sarah Hook
Grant Broadcasters Pty Ltd
PO Box 1599
CROWS NEST NSW 1585

Email: sarah.hook@grantbroadcasters.com.au

5 August 2019 (amended to include DARWIN RA2 and DARWIN RA3 on 12 August 2019).