

**Notification of the National Broadcasting and Telecommunications Commission
on Licensing Criteria and Procedures for Radio or Television Broadcasting Services
B.E. 2555 (2012)**

Whereas it is expedient to prescribe criteria and procedures for granting a license to the radio or television broadcasting business for the purpose of providing radio or television broadcasting services in accordance with the Notification of the National Broadcasting and Telecommunications Commission on Characteristics and Categories of Radio and Television Broadcasting Business and to inform the person who intends to operate such business in advance of requirements on qualifications of applicants, licensing application procedures, criteria for granting a license, relevant documents or information required for licensing, licensing approval procedures, timeframe for considering and approving an application, and scope of permit to operate the business, including any other necessary conditions on the radio or television broadcasting services operation;

By virtue of Section 27 paragraph one (6) and (24) and Section 41 of the Act on Organization to Assign Radio Frequency and to Regulate the Broadcasting and Telecommunications Services B.E. 2553 (2010) being an Act which contains certain provisions in relation to the restriction of rights and liberties of persons, in respect of which Section 29, in conjunction with Section 35, Section 36, Section 41, Section 43, Section 45, Section 46, Section 47, Section 61 and Section 64 of the Constitution of the Kingdom of Thailand so permit by virtue of law, and Section 7, Section 16 and Section 26 of the Broadcasting Business Act, B.E. 2551 (2008) being an Act which contains certain provisions in relation to the restriction of rights and liberties of persons, in respect of which Section 29 in conjunction with Section 32, Section 33, Section 35, Section 36, Section 41, Section 43, Section 45, Section 46 and Section 47 of the Constitution of the Kingdom of Thailand so permit by virtue of law, the National Broadcasting and Telecommunications Commission hereby prescribes licensing criteria and procedures for radio or television broadcasting services as follows:

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Clause 1 This Notification shall be called “Notification of the National Broadcasting and Telecommunications Commission on Licensing Criteria and Procedures for Radio or Television Broadcasting Services B.E. 2555 (2012).”

Clause 2 This Notification shall come into force as from the day following the date of its publication in the Government Gazette.

Clause 3 Any notifications, regulations, rules or any other ordinances having been prescribed in, or contrary or contradictory to this Notification shall be superseded by this Notification.

Clause 4 In this Notification:

“Radio or television broadcasting services” means a radio or television business for transmission of public information or programs to receiver that is able to receive the signal and view or listen to the content through any of radio frequency, wire, optical, electromagnetic waves, or other means, or a combination thereof, or the provision of similar services prescribed by the Commission as radio or television broadcasting services;

“Radio or television broadcasting services using radio frequencies” means a service for transmission of public information or programs to receiver that is able to receive the signal and view or listen to the content which is required to apply for an assignment of radio-frequency spectrum under the law on organization to assign radio frequency and to regulate the broadcasting and telecommunications services;

“Radio or television broadcasting services not using radio frequencies” means a service for transmission of public information or programs to receiver that is able to receive the signal and view or listen to the content which is not required to apply for an assignment of radio-frequency spectrum under the law on organization to assign radio frequency and to regulate the broadcasting and telecommunications services;

“Free radio or television broadcasting services” means a radio or television broadcasting service broadcast on radio-frequency for reception by the public, and in no case attached with any conditions on service users;

“Subscription” means a radio or television broadcasting service to which customers subscribe under terms and conditions set out by the operator whereas such the operator has no intention to provide free broadcasting services irrespective of whether subscription fee is applied;

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“Radio or television broadcasting network” means an interconnection system of the set of transmitters or audio or visual broadcasting equipment being used for the broadcasting of public information or programs from a station to receiver either by means of any wire, radio frequency, optical, electromagnetic waves or any other means;

“Radio or television broadcasting facility” means infrastructure or facilities for the radio or television broadcasting services such as land, building, premise, pole, cable, antenna, pipe or any other objects as prescribed by the Commission;

“Applicant” means a person applying for a license to operate radio or television broadcasting business under this Notification;

“Station” means a place used for transmitting public information or programs of the radio or television broadcasting business either via the operator’s own network or network of others;

“Schedule” means an information on dates and broadcasting periods of the radio or television programs;

“Program” means any content produced either by itself or by other producer for broadcasting via radio and television, but does not include advertisements;

“Thai language” means the official language and shall include all dialects being used by different locality in Thailand;

“Advertisement” means an advertisement under the consumers protection law and any act which, by whatever means, causes the properties, advantages or qualities of products to be seen or known by general people for the benefit of profit taking business and shall include the advertisement under the criteria on the regulation of advertisement as prescribed by the Commission;

“Revenue” means an income received from the provision of services of a licensee, subscription fees, advertisements either directly or indirectly, or other income that is related to the services provided by the licensee;

“Donation” means an offering of money, asset or any other materials, but neither for the support of any particular program nor attaching any conditions of the offering which may arise from campaigning or fund mobilizing, etc.;

“Subsidy” means a provision of money, asset or any other materials but shall not be provided for the purpose that is contrary to the operation of the licensee, or a subsidy from the Broadcasting and Telecommunications Businesses Research and Development Fund for

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Public Interest as the case may be. For the community broadcasting services, it shall not be for the support of any particular program;

“Fund” means the Broadcasting and Telecommunications Businesses Research and Development Fund for Public Interest;

“Fiscal year” means January 1 to December 31 of the same year;

“Commission” means the Broadcasting Commission;

“The Office of the NBTC” means the Office of the National Broadcasting and Telecommunications Commission;

“Competent official” means an official appointed by the Commission to undertake duties under this Notification.

Clause 5 Radio or television broadcasting services are as follows:

(1) Radio or television broadcasting services required to apply for an assignment of radio-frequency spectrum are divided into the following three categories:

(1.1) public broadcasting services are the services with the objective to provide services for the public which are divided into three categories;

(1.1.1) Type one public broadcasting services for the promotion of knowledge, education, religions, arts and culture, science, technology and environment, agriculture and other occupational extension, health, sanitation, sports or enhancement of quality of life of the people;

(1.1.2) Type two public broadcasting services for national security or public safety;

(1.1.3) Type three public broadcasting services for dissemination of news and information to promote better understanding between the government and general public, and the Parliament and the people, dissemination of news and information which may promote the distribution and provision of education to the people relating to the democratic regime of government with the King as Head of the State, provision of news and information services beneficial for the disabled, underprivileged persons or interest groups who conduct not-for-profit activities or provision of news and information for other public benefits;

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(1.2) community broadcasting services with the same purpose to that of the public broadcasting services business, provided that it is beneficial and responsive to the needs of the recipient community or locality;

(1.3) commercial broadcasting services with the objectives for profit making which are divided into the following three types:

(1.3.1) commercial broadcasting services at the national level;

(1.3.2) commercial broadcasting services at the provincial level;

(1.3.3) commercial broadcasting services at the local level;

(2) Radio or television broadcasting services not required to apply for an assignment of radio-frequency spectrum.

An applicant who is required to apply for an assignment of radio-frequency spectrum shall have qualifications, schedule, program proportion, revenue generation in accordance with Annex A, Annex B or Annex C, as the case may be.

CHAPTER I

Criteria and Procedures for Licensing Application

Clause 6 Any person who intends to provide a radio or television broadcasting service shall obtain a radio or television broadcasting business license from the Commission in accordance with the criteria and procedures prescribed in this Notification.

The radio or television broadcasting services that use radio frequencies must obtain a license to use frequencies in accordance with the criteria prescribed by the Commission.

Clause 7 In addition to having the qualifications and not being under any prohibitions as prescribed in Section 8, Section 14, Section 15 and Section 25 of the Broadcasting Business Act, B.E. 2551 (2008), the applicant shall have the qualifications and shall not possess any of the following prohibited characteristics:

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(1) The applicant shall not be a bankrupt or have its properties seized by a court order or be placed under a receivership or business reorganization order by a court under the bankruptcy law.

(2) The directors or persons in authority of the applicant shall not be a person listed by the Securities Exchange of Thailand as a person not suitable for holding a management position under the rule of the Securities Exchange of Thailand.

(3) The applicant, directors, managers or persons in authority of the applicant shall not be a person sentenced by a final judgment for a criminal offence committed under the law on broadcasting business, the law on radiocommunications, the law on telecommunications business, the law on trade competition, the law on information, the law on property rights, the law on narcotic drugs, predicate offenses under the anti-money laundering law, offenses related with competent officials under the Penal Code, offenses under the law on placing of bids to state agencies and offenses under the organic law on anti-corruption within a two-year period before the date of application.

Clause 8 Any person who wishes to undertake the business under this Notification shall submit an application for a license to the Commission as follows:

(1) Submit an application for the license according to the forms prescribed by the Commission as attached to this Notification by identifying the service category, service area, system and methods applied for the provision of the broadcasting services which, at a minimum, include details, relevant documents and information as required under Clause 9. The completed application forms and relevant documents or necessary information for the licensing according to Clause 9 together with one each of hard copy and electronic copy may be submitted in person or by registered mail to the Office of the NBTC.

(2) The applicant shall pay for application processing fee as set out in Annex J on the submission date or as prescribed by the Commission.

If it is deemed appropriate to change the criteria and procedures for licensing the radio or television broadcasting services for the purposes of supervision or any other public interest, the Commission may do so and make announcement in advance.

Clause 9 The applicant shall submit the relevant documents and information necessary for consideration of the Commission. At a minimum, the following information must be submitted:

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(1) Credentials of the applicant:

(1.1) a copy of documents on corporate establishment such as foundation legislation, a registration certificate of the legal person, association, foundation, a list of shareholders, memorandum of association and regulations of the legal person, association, foundation,

(1.2) a copy of documents on the group formation such as evidentiary document relating to the grouping of persons in order to strengthen the community in various ways,

(1.3) a copy of national identification card and household registration of the person in authority of the juristic person,

(1.4) in the case of giving another person the authority to act on the applicant's behalf: letter of attorney together with a copy of national identification card; a copy of household registration of both the authorizing and the authorized person,

(2) Documents about the station showing information and details of the address, name of the building, room number, road, lane, sub-district, district, province, postcode, telephone number, fax number and Geographic Coordinates (latitude and longitude shown with 6 decimal points). If the place is not owned by the applicant, documents, written record or rental contract and/or document or evidence permitting to use the place with a rental period or permit to use for not less than two years must be submitted and certified authenticity of the documents by the applicant.

(3) Information on station management according to Annex D:

(3.1) station management structure,

(3.2) a corporate profile which at a minimum shall consist of the following information:

(3.2.1) a name list, residential address and nationality of the person in authority of the applicant and of the directors,

(3.2.2) a name list, residential address and nationality of the investors or holders of equity shares, shareholding proportion of the applicant, voting rights of the investors or holders of equity shares under the law or rules or agreement of the applicant,

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(3.3) information on group of persons which at a minimum shall consist of the following information:

(3.3.1) a name list, residential address and nationality of all persons in the group,

(3.3.2) a name list, residential address and nationality of the person in authority of the applicant,

(4) a radio or television broadcasting service plan in accordance with Annex E

(5) a business plan and business development guideline in accordance with Annex F

(6) a form and category of radio or television broadcasting services demonstrating details of program proportion, schedule, intellectual property rights, and revenue generation of the service provider in accordance with Annex G

(7) a system or method used as a channel for providing the radio or television broadcasting services in accordance with Annex H

(8) a radio and television broadcasting facility in accordance with Annex I

(9) a service area, such as province or region

(10) a financial status examined by a certified public accountant and past services consistent with financial statements

(11) an investment plan and funding plan

(12) a forecast for future financial status

(13) any other information as specified by the Commission

Clause 10 Upon receiving the application forms under Clause 8 together with accompanied relevant information, the competent official shall examine the accuracy and completeness of the filled application forms and relevant documents within fifteen working days from the date of submission. An extension of time may be done for no more than seven working days.

If it appears that the application forms and relevant documents required for the consideration are inaccurate or incomplete or inadequate, the competent official or the person appointed by the Commission shall notify the applicant to correct the application forms or submit additional, necessary documents within fifteen working days, and shall not consider

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forwarding to the Commission unless the application has been corrected or necessary documents are obtained and sufficient for consideration.

If the requirements according to paragraph one or two are correct and complete, the competent official or the person appointed by the Commission shall conduct a review in order to prepare an analysis report on the feasibility of the broadcasting services and draft a license including conditions which will be submitted to the Commission for consideration within sixty working days. A request for an extension of time may be submitted to the Commission in advance before due date. Each time extension must not exceed fifteen days and not more than twice.

The competent official or the person appointed by the Commission shall propose relevant recommendations to the Commission within a reasonable timeframe but no more than fifteen days after the duration specified in paragraph two has lapsed.

Clause 11 An analysis of the feasibility of the broadcasting services shall at a minimum take into consideration the following factors:

- (1) objectives of the broadcasting services
- (2) management competencies, financial status and stable operational results that can ensure continued business operations
- (3) suitability and consistency of investment plan and the applicant's business development plan
- (4) demands of the consumers
- (5) free and equal competition among the operators
- (6) quality of programs

For the radio or television broadcasting services that use radio frequencies, apart from the factors applied to analyze the business feasibility according to paragraph one, due consideration must be given to the proportion of frequency assignment under the law on organization to assign radio frequency and to regulate the broadcasting and telecommunications services as well as the universal and efficient use of radio frequencies or as prescribed by the Commission.

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Clause 12 The Commission shall convene a meeting to consider the application with due regard to the factors in Clause 11 upon receiving relevant recommendations from the competent official or the person appointed by the Commission within thirty working days.

In the case where the Commission considered that the applicant should correct the proposals, the applicant shall submit the revised proposals within thirty days after the date of having been notified by the Office of the NBTC, or as specified by the Commission, for the Commission's reconsideration.

For the broadcasting services that use radio frequencies, when the Commission has granted a license to use radio frequencies, it shall be deemed that the applicant has been granted a license to undertake the broadcasting business under this Notification.

For the broadcasting services that own broadcasting network, when the Commission has granted a license under this Notification, it shall be deemed that the applicant has been granted a license to have and use radiocommunication equipments and set up a radiocommunication station under the law on radiocommunications. The permit however is restricted only to the radiocommunication equipments as specified in the application forms. The applicant shall pay for license fees and other expenses at the rates prescribed by the Commission within fifteen days after the date of receiving the notice.

Upon the Commission's resolution, the Office of the NBTC shall inform the applicant of the Commission's decision in writing and publicly disclose the information and results of the consideration through the Office of the NBTC's website within fifteen working days.

CHAPTER 2

Rights and Duties of Licensees

Clause 13 A person licensed to provide a broadcasting service may build broadcasting facilities or network for use in its service provision in accordance with the criteria and procedures set forth by the Commission concerning the facilities or network for the broadcasting business.

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Clause 14 Scope and conditions of licensing:

(1) A licensee shall have all qualifications as prescribed in Clause 5, paragraph two and Clause 7 during the term of the license.

(2) A licensee must undertake the business by itself and is neither allowed to authorize all or partial administrative power to other persons, nor to permit other persons to operate the business on its behalf. Transferring the right either in whole or in part to other persons that causes an impact on the licensed business undertaking is prohibited. The licensee, however, may let other persons rent a time to host a program for a period of time in accordance with the criteria prescribed by the Commission.

(3) A licensee may provide open news and information or programs for reception to receiving apparatus through any of radio frequency, wire, optical, electromagnetic waves, or other means, or a combination thereof, or the provision of similar services prescribed by the Commission as the radio or television broadcasting business.

(4) A licensee shall start its operation in order to provide the radio or television broadcasting services in accordance with the service plan or investment plan within thirty days as from the date of obtaining a license from the Commission.

(5) A licensee shall provide the radio or television broadcasting services over the period permitted by the Commission. In the case where the licensee wishes to terminate the services before the expiry of the license, a notice of the termination and remedial measures must be sent to the Commission in advance for its endorsement, and compliance with the conditions set out by the Commission must be acted before closing the business.

(6) A licensee shall not suspend or end the provision of services, either in whole or in part, except permitted by the Commission.

(7) A licensee shall submit to the competent official the following information before commencing its services:

(7.1) the name of the station director, technicians and the hosts (if any),

(7.2) a program schedule of the station's radio or television broadcasting services containing the title of the program, broadcast period, daily broadcast time, proportion of the program class, type of the program, origin of the program, language. The schedule must be proposed at least fifteen days before delivering the services. The schedule

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set-up must be in accordance with the criteria prescribed by the Commission in respect of each license category,

(7.3) documents, evidence or letter to certify that the program broadcast does not contravene the law on broadcasting business, the law on intellectual property and other relevant laws,

(7.4) a system or method used as a channel for the provision of the radio or television broadcasting services.

(8) A licensee may not distribute any programs not set in the schedule unless it has informed the competent official of the change made to the schedule including the reasons in advance for not less than seven days; or in the case of necessity, unexpected situations that may affect public interests, the licensee may distribute a program different from what permitted by the competent official; or when taking action as instructed by the authorities, it shall inform the competent official as soon as possible.

(9) A licensee shall appoint a person of Thai nationality as the director of each station to supervise and oversee the broadcasting in line with the license and to be responsible for the broadcasting of the station in compliance with the permit granted by the Commission.

The licensee shall be liable to any conduct of the station director in performing the supervision and management of the radio or television broadcasting business as if it is its own conduct unless it is proven that the licensee has no part in or consent to such action and reasonable caution has been taken for the prevention thereof.

In the case of changing the station director, the licensee shall inform the Commission within thirty days after the change.

(10) A licensee shall have the duties and responsibilities to ensure that the selection, procurement and supervision of the programming, any program contents including announcement or advertisement being catered or televised are in compliance with professional standards and code of ethics.

In the case where the licensee engages a host whose duties are to announce or deliver messages that are televised or broadcast, the licensee shall have the duties in the selection or recruitment of the person who is able to read, speak and pronounce the alphabets correctly in compliance with the standards prescribed by the Commission.

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(11) A licensee shall have the duty to examine, correct, improve or suspend the broadcasting of programs containing issues induced to overthrow the democratic regime of government with the King as Head of the State or having effects on the national security, peace and order or morals of the people or having the nature of obscene or serious deterioration of the mind or health of the people.

(12) A licensee shall cause to record the programs that it has serviced or broadcast in a tape or other materials or by any means that may be replayed and shall retain the materials for inspection by competent official for not less than thirty days unless otherwise prescribed by the Commission. The recorded programs must not be amended or modified from the programs that had been broadcast.

(13) A licensee must provide the audio or visual broadcasting services in order to release the news or announce a warning to the public in the case of disaster or emergency or necessity to protect the public interests if requested by the Government or relevant state agencies, or as prescribed by the Commission.

(14) A licensee must have or obtain the right to distribute, copy, modify, correct or any other necessary intellectual property right before distributing or broadcasting the program, copying, correcting, modifying or taking any actions, and must obtain necessary intellectual property right for other work components attached with the program. The Commission shall have the right to summon the licensee to exhibit documents or evidence of the right so obtained.

(15) In the case that a licensee wishes to provide additional radio or television broadcasting services after having been granted a license, the licensee may request to the Commission for consideration by which the provision of Clause 10, Clause 11 and Clause 12 shall apply *mutatis mutandis*. In obtaining the permission, the licensee shall pay additional business license fees as set out by the Commission.

(16) Revenue generation from advertisements must be in compliance with the broadcasting business law.

(16.1) for the radio or television broadcasting services that use radio frequencies, refer to Annex A, Annex B, or Annex C,

(16.2) for the radio or television broadcasting services that do not use radio frequencies with an application of subscription or other service fees, advertisements and

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business service provision must not exceed six minutes per hour and the total amount of time for the advertisements and business service provision must not exceed five minutes per hour on a whole day average.

(16.3) for the radio or television broadcasting services that do not use radio frequencies and do not provide a subscription or collect other fee, revenue generation from advertisements shall be in accordance with the criteria prescribed by the Commission.

(17) A licensee must set subscriber fee at a reasonable price without having the nature of undue profit taking and shall comply with the criteria for service charge as endorsed by the Commission with due regard to fairness for the consumers and free and fair competition.

(18) A licensee licensed to provide business services must arrange a service contract in accordance with the standards endorsed by the Commission.

(19) A licensee shall be liable for paying an annual license fee at a rate of two percent of revenues. If such fee was not paid within a specified time, the licensee shall be liable for paying additional fee at a rate set out by the Commission. Otherwise it shall be deemed that the licensee gives up its right in the license.

In the case where the licensee fails to pay in full within fifteen days after the due date, the license shall be void as from the day following the date due. The person shall act in accordance with the conditions set forth by the Commission before business closure.

(20) During an annual accounting period, the licensee must submit a report on the number of service users and financial report to the Office of the NBTC at the end of the fiscal year.

(21) A licensee licensed to provide business services shall have the duty to allot an annual funding support to the Broadcasting and Telecommunications Businesses Research and Development Fund for Public Interest at a rate of two percent of revenues derived from direct and indirect advertisements and other revenues accrued from the services under this Notification, or at a rate and duration set out by the National Broadcasting and Telecommunications Commission.

For the licensee who operates subscription radio or television broadcasting business, the annual fund allotment according to paragraph one may be calculated from subscription fees, direct and indirect advertisements and other revenues accrued from its service provision permitted under this Notification.

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(22) In the case where the license to use radio frequencies was revoked, the revocation shall extend to the license to operate radio or television broadcasting business and the permit to have and use radiocommunication equipments and set up a radiocommunication station only that related to the radiocommunication equipments used for providing such the radio or television broadcasting services that use radio frequencies.

(23) A licensee shall provide its radio or television broadcasting services by using only the network and facilities which have been permitted by the Commission.

(24) A licensee who provides free television services shall have the duty to relay signals for the television broadcasting services in accordance with the Notification of the National Broadcasting and Telecommunications Commission on the Criteria for Free Television Broadcasting or as prescribed by the Commission.

(25) In the case where a licensee will undertake a merger or become a trading partner with other licensee or will enter into an agreement granting the other party the power to control, direct or act on its behalf or to have access to trade information that has the nature of, or may lead to, restriction of fair competition, prior approval from the Commission is required.

(26) A licensee shall comply with the law on trade competition and shall not take any action deemed by the Commission that such action has or may have an aim or significant impact on free and fair competition in the supply of radio or television broadcasting services including the following cases:

(26.1) making a contract or entering into any other agreement in a collusive manner, or cooperating with other persons that causes effect on competitiveness of other licensees and consumers,

(26.2) making a contract or entering into an agreement with any other persons relating to service charges or fees in the manner of destroying, restricting, impeding or obstructing fair competition,

(26.3) taking action that results or may result in restricting any of other licensees to have an access to the services,

(26.4) any other act that results in service subsidization, cross-service subsidization, market dumping, price cutting lower than its costs, and price setting at a rate that restricts competitiveness of other licensee or price discrimination.

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(27) In case of crises or necessity for protecting public interests or change in legislation or circumstance, the Commission shall have the power to amend the scope and conditions of the license as necessary.

(28) A licensee must comply with the criteria on the protection of the broadcasting service users as prescribed by the Commission.

(29) A licensee must provide equal access to the services for the disabled and the underprivileged or in accordance with the criteria as prescribed by the Commission.

(30) A licensee shall strictly adhere to the conditions set forth in the license by the Commission.

Clause 15 Terms of license under this Notification:

(1) In the case of an application for the first time for a license to provide a radio or television broadcasting service that does not use radio frequencies, the license shall be valid for one year. An application for renewal upon the expiry of the license where it does not appear that the licensee had violated the terms and conditions of the radio business license, the license shall have a term of not more than fourteen years.

(2) In the case of the applicant who uses radio frequencies, the terms of the license shall be in accordance with the permit to use radio frequencies as prescribed by the Commission.

Clause 16 In the case of an expiry of the license under Clause 15, if a licensee intends to continue the radio or television broadcasting services, the licensee shall apply for a renewal of the license with the Commission in accordance with the following criteria, procedures and conditions:

(1) A licensee shall submit an application at least one hundred and eighty days prior to the existing license's expiry, together with relevant documents or information necessary for licensing as set forth in Clause 8 and Clause 9.

(2) An applicant for license renewal shall have qualifications as prescribed in Clause 5 paragraph two and Clause 7 and never been considered by the Commission that the applicant failed to comply with the conditions set out in the broadcasting business license under this Notification in the manner that cause serious impacts on the public interests.

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(3) The provision in Clause 10 shall apply *mutatis mutandis* to the procedure for license renewal approval. A final consideration shall be made by the Commission within sixty days after the date of receiving the renewal application.

(4) During the time the renewal application is being considered according to (3), the licensee may continue its services until the Commission issues an application refusal order. In such case, the applicant for license renewal shall be liable for paying proportional fee for the period over which the operations were conducted;

(5) The term of the renewed license may not be the same with the previous license which shall be determined by the Commission.

Clause 17 A licensee shall be liable for paying an annual license fee at a rate of two percent of revenues and have the duty to value an amount of fee and prepare details of the annual fee calculation in accordance with the submission made with the Office of the NBTC.

For the purpose of the licensee's annual fee calculation, the licensee shall submit annual financial statements which was examined by a certified public accountant to the Commission that clearly separates costs and revenues by category of licensed services, or other information necessary for the consideration of license fee setting as shall be determined by the Commission.

CHAPTER 3

Supervision and Regulation

Clause 18 Licensing expiry: apart from termination of a license according to Clause 15, the broadcasting service license may be void for the following reasons:

(1) The licensee has notified its termination of services and complied with the conditions set forth by the Commission prior to the business closure.

(2) The Commission revoked the license due to a failure to observe the conditions set out in the criteria prescribed by the Commission.

(3) In the case of necessity for the protection of state security, public interests or the needs to protect peace and order or morals of the people.

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Clause 19 Where it appears to the competent official that the licensee violates or fails to comply with the conditions set out under this Notification or the criteria prescribed by the Commission, the competent official shall have the power to issue a written warning or order the licensee to refrain from violating act, rectify, improve, or act in correct or proper manner within a prescribed timeframe including the power to calling any person to give statements or to furnish documents or any materials for consideration.

Clause 20 If the licensee who received the competent official's order according to Clause 19 is not satisfied with such order, the licensee has the right to appeal the order with the Commission within fifteen days after the date of receiving the order. The decision of the Commission shall be final.

In the case where the licensee continues neglecting to act in compliance with the order or in the case of serious damage to the public interests, the Commission shall have the power to suspend or revoke the license. Each suspension must not be longer than one month.

The law on administrative procedure shall apply *mutatis mutandis* to the implementation of paragraph two.

Clause 21 The licensee shall have the duty to arrange remedial measures for the impact that may cause to the service users following the license termination under this Notification and shall include the case where the services either in whole or in part were suspended or stopped.

Transitory Provisions

Clause 22 The government agencies, state enterprises, other state agencies and persons who have been granted a permission, concession or contract from the government agencies, state enterprises and other state agencies under Section 73, Section 74 and Section 75 of the transitory provisions of the Broadcasting Business Act B.E. 2551 (2008) may continue their business within the scope of the existing license until the date specified in the Broadcasting Master Plan and Frequency Spectrum Management Master Plan. The provisions of Chapter 2 and Chapter 3 shall apply *mutatis mutandis*.

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Clause 23 The broadcasting business operators, who have lawfully provided their services when this Notification comes into force, under Section 78 (2) of the transitory provisions of the Broadcasting Business Act B.E. 2551 (2008), who wish to continue their service provision, shall file an application for a license in accordance with the criteria prescribed in this Notification as follows:

(1) The business not using radio frequencies shall apply within sixty days from the date this Notification takes effect. Upon submitting the application for a license with the Commission, the said operators shall have the right to continue the services until the Commission notifies them of the decision not to grant a license.

(2) The business using radio frequencies before the proclamation of the radio frequency plan for each service category shall file an application for a license in accordance with the Notification of the National Broadcasting and Telecommunications Commission regarding the Criteria for Trial Broadcasting.

The provisions of Chapter 2 and Chapter 3 shall apply *mutatis mutandis* to the operators under paragraph one.

Announced on the 5th day of October B.E. 2555 (2012)

Colonel Natee Sukonrat

Chairman of the Broadcasting Commission

For Chairman of the National Broadcasting and Telecommunications Commission

Annex A

Qualifications, Characteristics of the Schedule, Program Proportion and Revenue Generation

Radio or Television Broadcasting Services: Public Broadcasting Service

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1. Qualifications

The applicant for a license to provide public radio or television broadcasting services shall possess the qualifications and shall not be under any of the following prohibitions.

1.1 the person shall be of Thai nationality whose broadcasting business license is not being suspended or had been revoked during three years period;

1.2 the person must be a juristic person which is:

1.2.1 a ministry, agency, department, independent agency under the constitution, local administration, public organization or any other state agency which is not a state enterprise having the duty under the law or the necessity to operate radio or television broadcasting business,

1.2.2 an association, foundation or other juristic person set up under Thai law which has the objective solely to carry on activities that are of public benefit on a non-profit basis and appropriate for the public service undertakings,

1.2.3 a tertiary education institution for the benefit of learning and teaching purposes or dissemination of knowledge to the society.

1.3 In addition to having the qualifications and not being under any prohibitions as specified above, the applicant under 1.2.2 – 1.2.3 shall have the qualifications and shall not possess any of the following prohibited characteristics.

1.3.1 persons in authority of the applicant shall be of Thai nationality,

1.3.2 the directors or persons in authority of the applicant shall never having been in the past the directors or persons in authority of other licensee who had a business license revoked due to his or her performing of management duties during three years period prior to the date of submitting the application,

1.3.3 the applicant shall not be a bankrupt or have its properties seized by a court order or be placed under a receivership or business reorganization order by a court under the bankruptcy law,

Unofficial Translation

1.3.4 the directors or persons in authority of the applicant shall not be a person listed by the Securities Exchange of Thailand as a person not suitable for holding a management position under the rule of the Securities Exchange of Thailand,

1.3.5 the applicant, directors, managers or persons in authority of the applicant shall not be a person sentenced by a final judgment for a criminal offence committed under the law on broadcasting business, the law on radiocommunications, the law on telecommunications business, the law on trade competition, the law on information, the law on property rights, the law on narcotic drugs, predicate offenses under the anti-money laundering law, offenses related with competent officials under the Penal Code, offenses under the law on placing of bids to state agencies and offenses under the organic law on anti-corruption within two years before the date of application,

1.3.6 The board members of the station and the station director must not be a member of the House of Representatives, the Senate, the local council, local administrator and persons holding political positions.

2. A license for public radio or television broadcasting services is categorized into three types as follows:

2.1 Type one public broadcasting services for the promotion of knowledge, education, religions, arts and culture, science, technology and environment, agriculture and other occupational extension, health, sanitation, sports or enhancement of quality of life of the people;

2.2 Type two public broadcasting services for national security or public safety;

2.3 Type three public broadcasting services for dissemination of news and information to promote better understanding between the government and general public, and the Parliament and the people, dissemination of news and information which may promote the distribution and provision of education to the people on the democratic regime of government with the King as Head of the State, provision of news and information services beneficial for the disabled, underprivileged persons or interest groups who conduct not-for-profit activities or provision of news and information for other public benefits.

3. Characteristics of the Schedule and Program Proportion

Unofficial Translation

The public radio or television broadcasting services shall contain news or documentary programs which are useful for the public in a proportion of not less than seventy percent by calculating from the schedule in accordance with the methods prescribed by the Commission.

The news or documentary programs for public interest under paragraph one shall include news program, programs for promotion of knowledge and understanding on democratic regime of government, programs for promotion of education, ethics, arts, culture, provision of knowledge and understanding in social and economic development, quality of life and environment.

4. Revenue Generation

The licensees permitted to operate Type one and Type three public broadcasting services may not generate income from advertisements unless the income generation activities are dealing with advertisements or dissemination of news and information related with the activities or work of government agencies or state enterprises, associations, foundations or other juristic persons which have the operational objectives for public interests on a non-profit basis, or dealing with the featuring of images of entities, companies and enterprises without advertising the properties, advantages or qualities of the products either directly or indirectly.

The licensees permitted to operate Type two public broadcasting services may generate income from advertisements only to cover the operating costs with no purpose of profit making.

.....

Annex B

Qualifications, Characteristics of the Schedule, Program Proportion and Revenue Generation

Radio or Television Broadcasting Services: Community Broadcasting Service

.....

1. Qualifications

1.1 The operators of community radio broadcasting services must be associations, foundations or juristic persons established under Thai law and must not be a state agency, or be a group of not less than five local people, each of whom must be able to demonstrate evidence as to how the community has been strengthened as specified in 1.1.1 and must have the objectives of operations for public interest on a non-profit basis and strengthening of the community.

The application for a community broadcasting service undertaking under paragraph one must demonstrate evidence of continued community strengthening activities for not less than two years and must have clear evidence of various forms of involvements with the community who use the service, as follows:

1.1.1 Evidence-based practice demonstrating one or more of the community strengthening activities for public interest which have been continued for not less than two years as follows:

- (1) promotion of democracy and community empowerment
- (2) enhancement of civil rights
- (3) creation of participation of persons with disabilities, disadvantaged groups and marginal people
- (4) elimination of poverty in the community and occupational promotion
- (5) creation of good governance and awareness of community liability
- (6) promotion towards achieving development goals such as health, sanitation, sports, education, religion, arts and culture, science, technology and environment, agriculture, local wisdom, lifestyles
- (7) prevention and mitigation of public and natural disasters

Unofficial Translation

- (8) peacemaking and conflict resolution
- (9) empowerment for women, persons with disabilities, minority and disadvantaged groups
- (10) enhancement of people's quality of life
- (11) enhancement of cultural diversity
- (12) promotion of environmental conservation and efficient utilization of resources in the community
- (13) opening an area or a forum for eliminating problems encountered by the community, conducting activities for public interest, or providing any useful information for other public interest

1.1.2 Evidence-based practice demonstrating local service users' participation:

- (1) having an ownership, for example, members in the community take part in the setting up, formulating policies and objectives of the station, donating to the station and giving financial support to the station that is not in the forms of advertisement or sponsoring the program,
- (2) involvement in management, for example, members in the community are the board members or operating the station in any way,
- (3) involvement in the broadcast programming, for example, the community volunteers take part in the program production or presenting in any programs; opening the station as the community learning center and a linkage for local cooperation through the programs broadcast,
- (4) other kinds of involvement such as arranging an annual forum to gather recommendations from the audience regarding development directions, management, and the station's program production, audience group formation in order to monitor the broadcast contents, setting up a call center to take complaints and suggestions concerning the broadcast programs, and introducing the station through public relations, etc.

1.2 Persons in authority of the licensee to provide a community broadcasting service shall be of Thai nationality,

1.3 The directors or persons in authority of the licensee to provide a community broadcasting service shall never having been in the past the directors or persons in authority

Unofficial Translation

of other community broadcasting service operator who had a business license revoked due to his or her performing of management duties,

1.4 Board members and the station director must not be a member of the House of Representatives, the Senate, local council, local administrator, politician or state official.

2. Schedule and Program Proportion

2.1 Contain news or documentary programs which are useful for the public in a proportion of not less than 70 percent. The programs broadcast must contain contents related with the targeted community and must be produced by the people living in the community who uses the service in a proportion of not less than 50 percent of the total broadcast time,

2.2 In the case that the targeted community has its own dialect which is not an official language, the station may distribute its programs in local language but the name of the station and schedule must be announced in official language at each beginning hour of the programs,

2.3 In respect of the programs as stated in 2.1, news program means the programs containing contents about current affairs or factual events that are useful for the public or occurrence in the community, as the case may be. These may be distributed as live program, news talks and analysis, conversation about current issues which may include the controversial matters being debated in the society, political issues at national and local levels, and matters relating to public policy. Documentary program means the program aiming to enhance peoples' learning process by promoting an exchange of information and opinions, providing education, knowledge and skills necessary for the audience in order to improve community development such as in health, environment, economies, democracy, culture and tradition, etc. as well as to enhance better understanding about public benefits or respective community, and strengthen community relationship,

2.4 The applicant for a license must exhibit information, program contents, program proportion in details in accordance with Annex G in addition to the information provided in 9(6).

3. Revenue Generation

3.1 A community broadcasting service undertaking may not generate income from advertisements, except from donation, subsidies from the station or other sources of revenues which are not dealing with the station's advertisements. The said donation and subsidies must

Unofficial Translation

reflect the conditions of the community broadcasting service test-run and no intervention or influence over the station management or the operational directions, program production and program contents,

3.2 In making announcement of supporters or donors, their names or entities must be clearly stated, however, in separation from the contents and in no way presented in the manner of commercial inducement or promotion,

3.3 Subsidies from the Broadcasting and Telecommunications Research and Development Fund for Public Interests.

.....

Annex C

Qualifications, Characteristics of the Schedule, Program Proportion and Revenue Generation

Radio or Television Broadcasting Services: Commercial Broadcasting Service

.....

1. Qualifications

The applicant for a license to operate commercial radio or television broadcasting services must have the following qualifications:

1.1 be a juristic person established under Thai law, or a state enterprise company established under Thai law with the main objective being to undertake radio broadcasting business,

1.2 in the case of the commercial radio or television broadcasting services at regional and local levels, at least one-thirds of the equity shareholders or investors must have residency in the serviced area at the regional or local level as the case may be,

1.3 have strong financial position and audit system in place as well as any other characteristics that can guarantee the business stability as prescribed by the Commission.

2. Schedule and Program Proportion

The service must contain news or documentary programs which are useful for the public in a proportion of not less than 25 percent.

The news programs under paragraph one means the programs containing contents about current affairs or factual events that are useful for the public. These may be distributed as news, news talks and analysis, conversation about current issues which may include the controversial matters being debated in the society, political issues at national and local levels, and matters relating to public policy. Documentary program means the program aiming to enhance peoples' learning process by promoting an exchange of information and opinions, providing education, knowledge and skills necessary for the audience in order to improve development such as in health, environment, economies, democracy, culture and tradition, etc. as well as to enhance better understanding about public benefits.

Unofficial Translation

3. Revenue Generation

In operating the commercial radio or television broadcasting services, the operators may generate income from advertisements, business service provision, subscribers' fee or any other means.

3.1 In operating the commercial radio or television broadcasting services that use radio frequencies, revenue may be generated from advertisements and business service provision not exceeding twelve and a half minutes per hour and the total amount of time for advertisements and business service provision for a whole day average shall not exceed ten minutes per hour.

3.2 In operating the commercial radio or television broadcasting services that use radio frequencies where subscription or other service charges are applied, revenue may be generated from advertisements and business service provision not exceeding six minutes per hour and the total amount of time for advertisements and business service provision for a whole day average shall not exceed five minutes per hour.

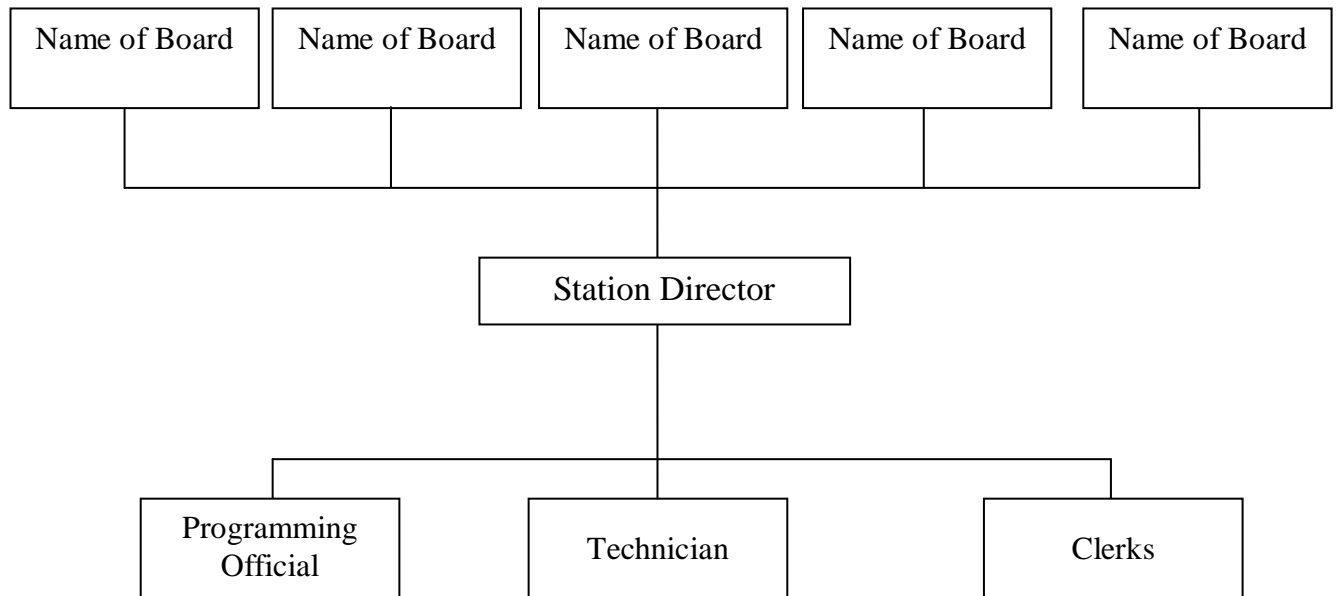
.....

Annex D

Station Management

.....

Station Management Structure



Remarks:

- (1) The station board members of a radio or television broadcasting business may consist of more than 5 members. In such case, illustrate the station management structure as shown in the sample above.
- (2) Qualifications of the board members, director, program staff, technicians and clerks must be in accordance with the qualifications and prohibitions as prescribed by the Commission

Unofficial Translation

Corporate information:

1. Illustrate shareholding structure, names, residential address and nationality as well as the applicant's shareholding proportion.

Name/ surname of the shareholders (a)	Shareholding proportion (b)	Residential address (C)	Nationality

Remarks

- (a) identify all shareholders including their shareholding proportion,
- (b) include shares of spouse and child who is a minor,
- (c) identify the shareholders' residential address which is their home town

2. Details of the executives and person(s) having controlling power of the applicant:

2.1 Fill in details of the executives or person(s) having controlling power of the applicant and the directors in the table below:

Name/ surname/ position (a)	Shareholding proportion in the juristic persons (b)	Family relationships among the executives (c)	Work experience in the past 5 years		
			Periods	Position	Name of agency/company/ type of business (d)

Remarks:

- (a) for the directors, please specify their categories, for example, being a director in authority of the company as set out in the letter of certification
- (b) include shares of spouse and child who is a minor,
- (c) identify family relationship among the executives. Family relationship means relatives by blood, marriage and legal registration. Please specify only connection in order of father, mother, spouse, child, sibling, uncle, aunt, including spouse and child of these persons,
- (d) specify only experience related with radio or television broadcasting business.

Unofficial Translation

2.2 Provide details of each investor or equity shareholder, the applicant's shareholding proportion including voting rights of each person hereof as shown in the table below.

Names of shareholders			Shareholding proportion		Voting rights
Name/Surname	Address	Nationality	Number of shares	Proportion (%)	

Group of Persons' Information:

1. Provide a name list, address and nationality of each member of the group who must demonstrate evidence of continued community strengthening activities for not less than two years and must have clear evidence of various forms of involvements with the community who use the service.

2. Provide brief information about knowledge, competency, skills and experience of the board members, director, permanent staff and volunteers which are useful for the operation of the community radio station.

.....

Annex E

Information on Radio or Television Broadcasting Plan

.....

1. Broadcasting arrangements

1.1 Broadcast time:

(Daily/ Day.....)

From.....Hr. to.....Hr.

1.2 Service area: the service will cover Sub-districts.....
Districts.....Province.....

1.3 Target groups.....

1.4 Programming types

- Live program
- Relay from.....
- Replay on tape or TV media or any other media
- Others (Specify).....

2. Names of persons/ entities producing the program

No.	Names of persons/ entities producing the program	Location	Program title

3. Management development should at least have the following details:

- 3.1 Policy
- 3.2 Objective
- 3.3 Vision
- 3.4 Mission
- 3.5 Plan and strategy

Remarks: Vision and mission must be in accordance with the objective of establishing the station

: Must be in accordance with the objective of the undertaking

- 4. Enhancement of peoples' involvement (public broadcasting service and community broadcasting service only)
- 5. Performance audit

Annex F

Information on Operational Plan and Business Development Plan

.....

Information on operational plan and business development should, at a minimum, contain the following details:

1. Information on Business Development Plan

2. Information on Operational Plan

2.1 Plan for installing broadcasting/signaling system

2.2 Service provision plan

2.3 Capability in the provision and quality of service

2.4 Service user protection plan

2.5 Distribution channel

2.6 Service charge collection plan

2.7 Marketing plan

2.8 Sale promotion plan

2.9 Financial plan, investment plan and funding plan

2.9.1 Sources of funds,

2.9.2 Knowledge and expertise of the executives,

2.9.3 Hypotheses underlying the investment plan that are consistent with the future cost estimates over the license period,

2.9.4 Risks factors that may cause impacts on the investment and funding plan

2.10 Conditions and service charges (describe and provide illustrative samples)

Annex G

Information on the Forms and Categories of Radio or Television Broadcasting Services

.....

Information on the forms and types of radio or television broadcasting service should, at a minimum, contain the following details:

1. Category of service

[...] Radio broadcasting [...] Television broadcasting

[...] Public broadcasting service

[...] Type 1

[...] Type 2

[...] Type 3

[...] Community broadcasting service

[...] Commercial broadcasting service

[...] Local level/ Province

[...] Regional level/ Province

[...] National level

2. Forms of service

[...] General [...] Subscription

3. Program schedule (See attachments to Annex G)

[...] Monday - Friday from.....Hr. toHr.

[...] Saturday – Sunday from.....Hr. toHr.

[...] Others

4. Program proportion: demonstrate, at a minimum, the following information:

4.1 Program title, category, and number of hours broadcast per week

No.	Program Title	Program Category	Number of Hours Broadcast	Remarks
1.				
2.				

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4.2 Summary of program proportion

(1) Number of programs broadcast categorized into:

- (1.1) News or documentary programs
Number of programs
- (1.2) News, documentary and entertainment programs
Number of programs
- (1.3) Entertainment programs
Number of programs
- (1.4) Other programs Number of programs

(2) Proportion of programming

- (2.1) News or documentary programs
.....%
- (2.2) News, documentary and entertainment programs
.....%
- (2.3) Entertainment programs
.....%
- (2.4) Other programs.....
.....%

5. Production

- 5.1 Programs produced itself%
- 5.2 Broadcasting programs produced by other persons% from
- 5.3 Air time rental%

6. Programming (community broadcasting service only)

Programming that is different from that of other radio stations located in the same service area must provide the following information:

(1) Name of stations broadcasting in the same service area

No.	Name of Station	Frequencies (MHz)	Location	
			District	Province
1.
2.

(2) Details of programming that is different from that of other radio stations located in the same service area:

- (1) News and current affairs
- (2) Entertainment and enlightenment

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(3) Cultures

7. Information on intellectual property (Refer to the forms attached to Annex G)

8. Revenue generation

8.1 For the case of Type 2 public broadcasting service, please provide an estimate of revenues to be derived from advertisements as shown in the following examples:

Broadcast date	Broadcast time	Rental fee (Baht per minute)	Lengths of advertisements for each broadcast time (minute)	Remarks
Monday	00.01-01.00	50,000	12	
	01.30-02.30	45,000	6	

8.2 For the case of the business service provision, please provide an estimate of revenues (more than one list of information may be added) as shown in the following examples:

(8.2.1) Revenues from advertisements and business service provision

Broadcast date	Broadcast time	Rental fee (Baht per minute)	Lengths of advertisements for each broadcast time (minute)	Remarks
Monday	00.01-01.00	50,000	12	
	01.30-02.30	45,000	6	

(8.2.2) Revenues from subscription

Types of members	Monthly subscription fee	Annual subscription fee	Remarks

(8.2.3) Revenues received from any other sources (if any)

No.	Source of revenues	Remuneration amount	Remarks
1.	SMS	6 Baht per message	

8.3 For the case of the community broadcasting service, please provide sources of revenues as follows:

8.3.1 Revenues of the applicant should at a minimum contain the following details:

Unofficial Translation

Revenues	Amount (Baht)	Sources (Specify name of person/entity)
Donation		
Station's subsidies		
Other revenues which are not advertisements		
Total		

8.3.2 Operation costs of the applicant in the past year should at a minimum contain the following details:

Costs	Amount (Baht)
Production costs	
Technical expenses, e.g. equipment, devices, technology, etc.	
Expenses on activities to encourage peoples' involvement	
General administrative costs	
Incidental costs	
Total	

Unofficial Translation

Example attached to Annex G


Program schedule of station.....from Month- MonthYear

Time	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday
06.00 AM	Program : Type of Program [....] Level [....] Language [....]	Program : Type of Program [....] Level [....] Language [....]	Program : Type of Program [....] Level [....] Language [....]	Program : Type of Program [....] Level [....] Language [....]	Program : Type of Program [....] Level [....] Language [....]	Program : Type of Program [....] Level [....] Language [....]	Program : Type of Program [....] Level [....] Language [....]
07.00 AM	Program : Type of Program [....] Level [....] Language [....]	Program : Type of Program [....] Level [....] Language [....]	Program : Type of Program [....] Level [....] Language [....]	Program : Type of Program [....] Level [....] Language [....]	Program : Type of Program [....] Level [....] Language [....]	Program : Type of Program [....] Level [....] Language [....]	Program : Type of Program [....] Level [....] Language [....]

Note: Fill relevant code in each [....]

Code	Type of Program	Level	Language
01	News Program		Official
02	Promotion of knowledge and understanding in the democratic regime of government		Dialect
03	Education, ethical, arts and culture		Foreign
04	Enhancement of knowledge and understanding on social and economic development, quality of life and environment		
05	Children program		
06	Local program		
07	Science and Health		
08	Sports		
09	News and entertainment		
10	Entertainment		
11	Special Program		
12	Music		
13	Movie		
14	Comedy		
15	Drama		
16	Documentary film		

Unofficial Translation

 Office of the NBTC	Form Program Distribution and Intellectual Property Rights	Document No. Form Por Sor 06
		Page... of ...
		Reference No..... Date of submission.....

To the Commission

Pursuant toapplying for a license/holding a license to operate the radio or television broadcasting business under the broadcasting business law, we herewith submit an information on program distribution and intellectual property rights as follows:

No.	Program*	Program origin (Own production/ Co-production/ Assignment of copyright)	Category (news/documentary /entertainment/ others (specify))	Language (Thai/ foreign)	Distribution rights	
					Assignee of copyright	Owner
1.						
2.						
3.						
4.						
5.						
6.						
7.						
8.						
9.						
10.						
11.						

The licensee certifies that the broadcast of its station is all lawful under the Copyright Act B.E. 2537 (1994) or any related laws.

Signature..... (Authorized Person)

(.....)

Signature..... (Authorized Person)

(.....)

Day/Month/Year.....

Remarks: In case of changes to the program, relevant information as shown in the above table would be submitted to the Commission within a prescribed time.

Annex H

System/ Channel for Providing Radio or Television Broadcasting Services (Broadcasting Network)

Using owned network Using owned and other operator's network Using other operator's network

Network Service Area	Type of Network		Name of Licensee	Remarks
National Level	Wireline Network	<input type="checkbox"/> Copper Wire Network <input type="checkbox"/> Fiber Optic Network <input type="checkbox"/> Power Line Network <input type="checkbox"/> Other.....		
	Wireless Network	<input type="checkbox"/> Fixed Satellite Network <input type="checkbox"/> Broadcasting Satellite Network <input type="checkbox"/> Terrestrial Network <input type="checkbox"/> Other.....		
	Other Network		
Regional Level	Wireline Network	<input type="checkbox"/> Copper Wire Network <input type="checkbox"/> Fiber Optic Network <input type="checkbox"/> Power Line Network <input type="checkbox"/> Other.....		
	Wireless Network	<input type="checkbox"/> Fixed Satellite Network <input type="checkbox"/> Broadcasting Satellite Network <input type="checkbox"/> Terrestrial Network <input type="checkbox"/> Other.....		
	Other Network		
Local Level	Wireline Network	<input type="checkbox"/> Copper Wire Network <input type="checkbox"/> Fiber Optic Network <input type="checkbox"/> Power Line Network <input type="checkbox"/> Other.....		
	Wireless Network	<input type="checkbox"/> Fixed Satellite Network <input type="checkbox"/> Broadcasting Satellite Network <input type="checkbox"/> Terrestrial Network <input type="checkbox"/> Other.....		
	Other Network		

Network Architecture
(For the business that uses radio frequency)

.....

1. Applicant's network system

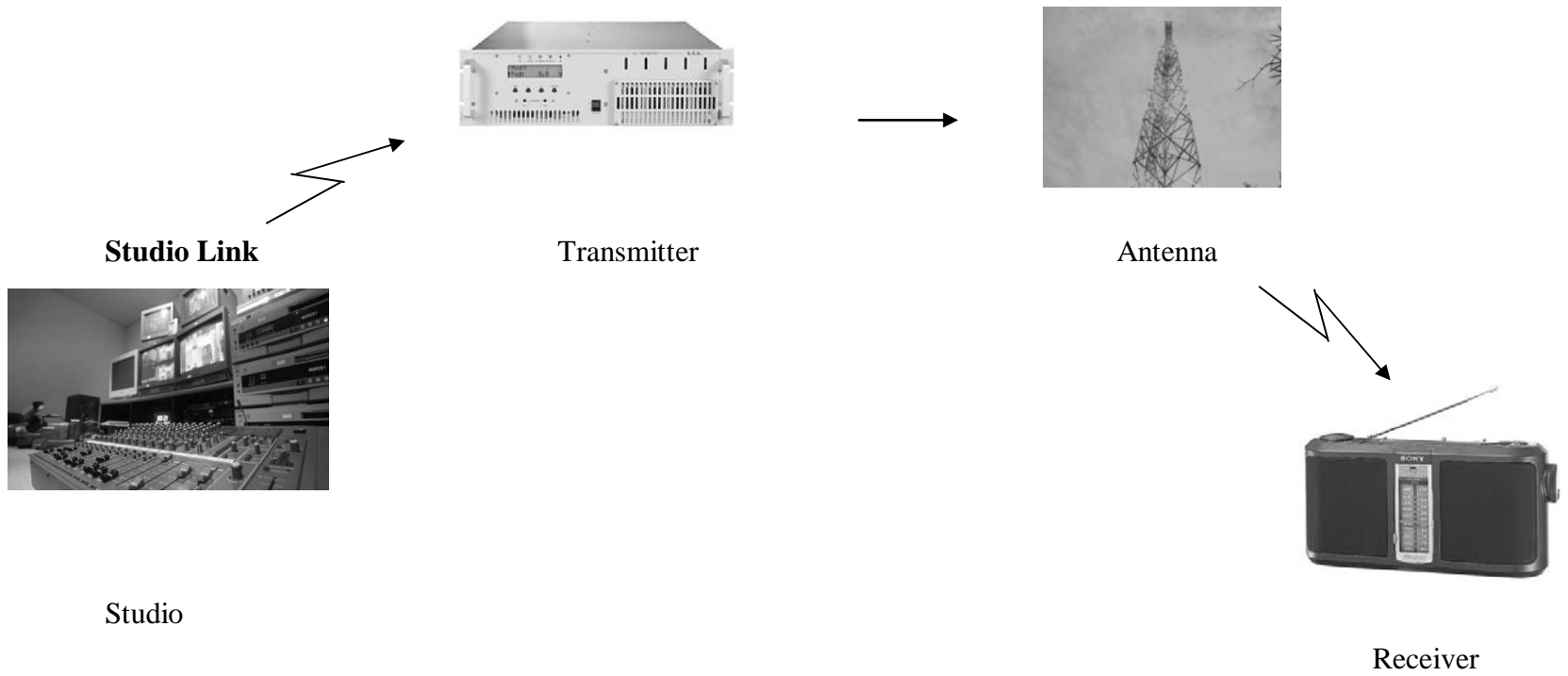
2. Details of network equipment

3. Characteristics of network equipment interconnection

4. Network models

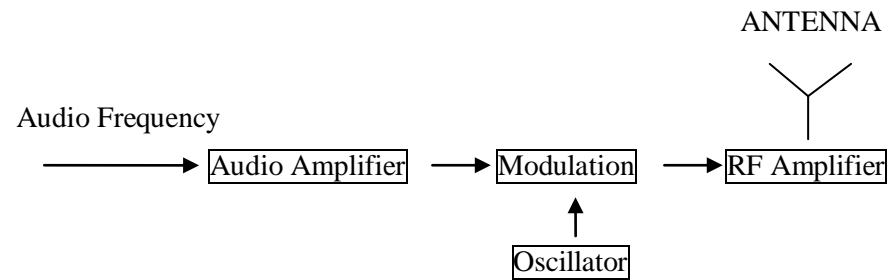
Sample: Network Architecture of Analogue Radio

Figure 1 Analogue Network Architecture



Sample: Network Configuration of Analogue Radio

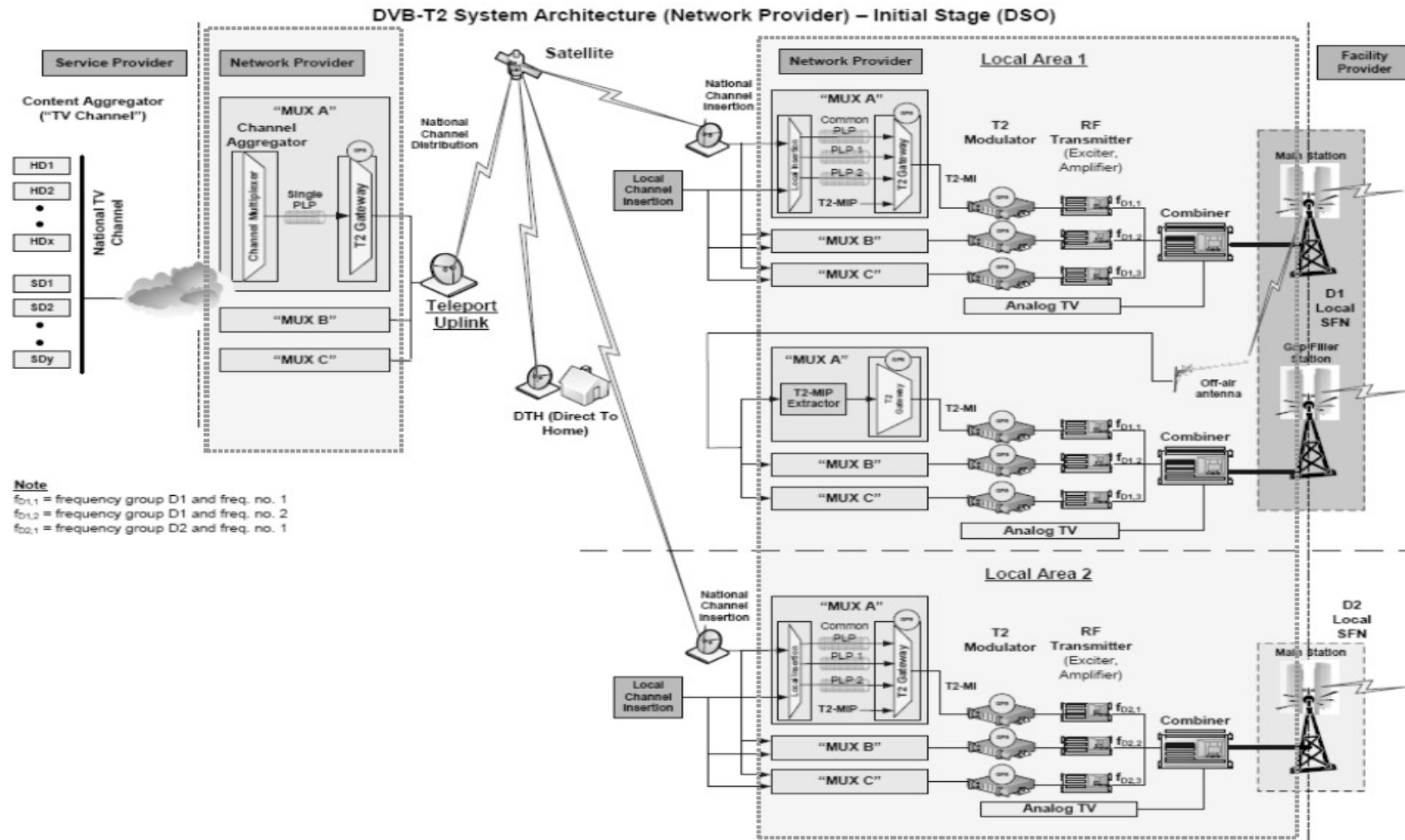
Figure 2 Analogue Network Configuration



Modulation	Frequency Modulation
Power Output	300 Watts
Antenna Gain	3dBd
Antenna Pattern	Isotropic
Effective Radiated Power : ERP	600 W

Sample: Network Architecture of Digital Television

Figure 3 Digital Network Architecture



Network Architecture

For the broadcasting services not using radio frequency

.....

For the use of network to provide radio or television broadcasting services, the following details must be included:

1. For the operator who owns the network:

1.1 Information on transmitter station and repeater station:

1.1.1 identify Geographic Coordinates (latitude and longitude shown with 6 decimal points) and details of the locations of all transmitter stations, i.e. location of building, floor, room, home address, sub-district, district, province, country, etc.,

1.1.2 identify Geographic Coordinates (latitude and longitude shown with 6 decimal points) and details of the locations of all repeater stations, i.e. location of building, floor, room, home address, sub-district, district, province, country, etc.,

1.1.3 for the broadcasting satellite network provision, identify Geographic Coordinates (latitude and longitude shown with 6 decimal points) and details of the locations of the uplink station, name of the satellite, country owner of the satellite, position of satellite orbit and downlink station (if any).

1.2 Network information has the following details:

1.2.1 provide details of service area of each type of the network. For the broadcasting satellite network provision, identify the Footprint,

1.2.2 provide a feature of the Network Architect including detailed routing of servicing from transmitter station, repeater station and a medium used to connect with the audience. If there are many routings or many linking, all details must also be provided,

1.2.3 provide the following details of each type of the network provided:

1.2.3.1 Provide details of the applicant's owned network

1.2.3.2 If using other provider's network or any other particular group network, provides details of the network or of that particular group network

1.2.3.3 If using internet network, identify the network on which the ISP – Internet Service Provider transmits its signals

1.2.3.4 If only partial network is used due to geographical limitations, provide details and demonstrate only the relevant servicing areas

1.2.4 for the service through other network system that uses or does not use radio frequency, details of radio frequency, signal channel, radiated power, direction, type and class of antenna must be provided.

1.3 Use of medium in transmitting technical signals:

1.3.1 identify technology used for transmission. If multi-technologies are applied, identify all,

Unofficial Translation

1.3.2 provide details of encryption and conditional access (if any),

1.3.3 for the broadcasting satellite network provision, provide details of transponder name, downlink frequency, polarization and symbol rate.

2. For the operator who uses other operator's network:

2.1 identify name of the owner of network used for providing radio or television broadcasting services,

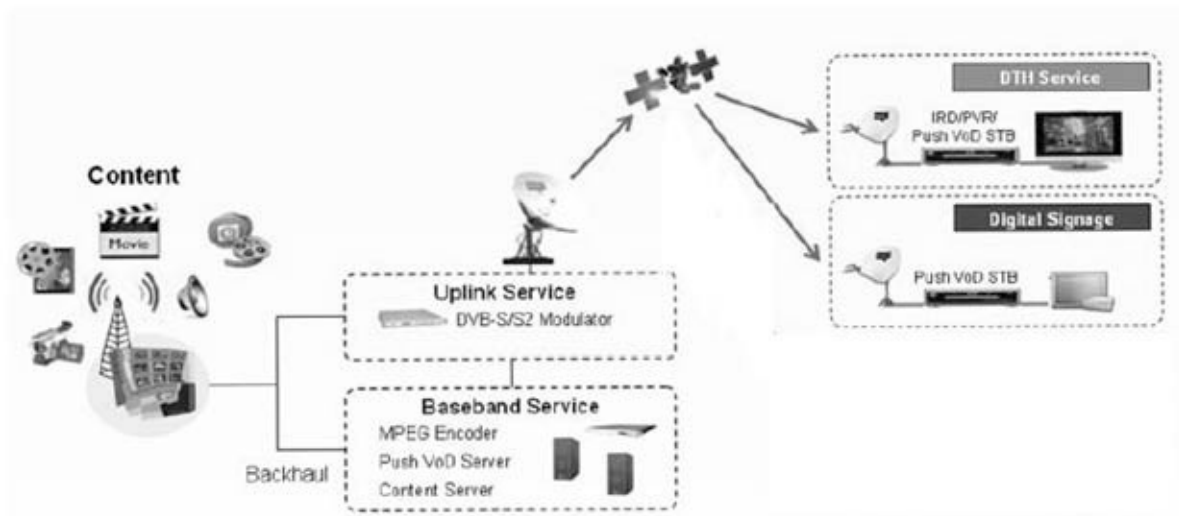
2.2 furnish a copy of the radio or television broadcasting business license for the network provider of the person under 2.1.

3. For the operator who uses both its own network and other operator's network:

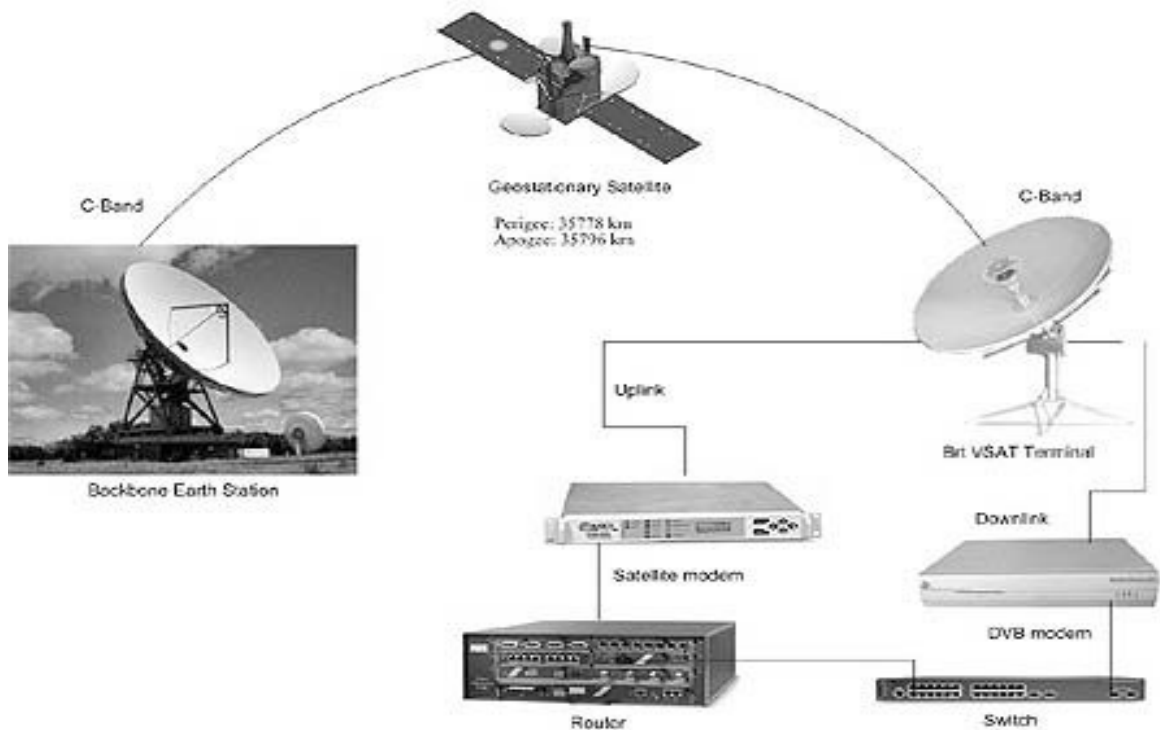
3.1 for the network owned by the operator, give same details as 1,

3.2 for the network owned by other person, give same details as 2.

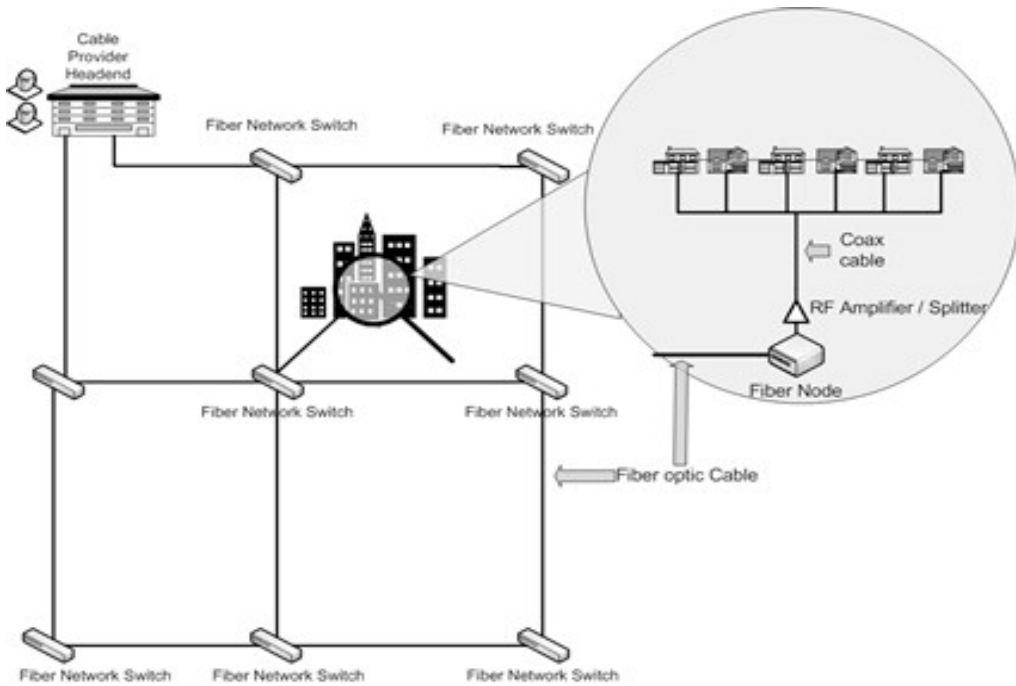
Sample: Network Architecture of Satellite Television



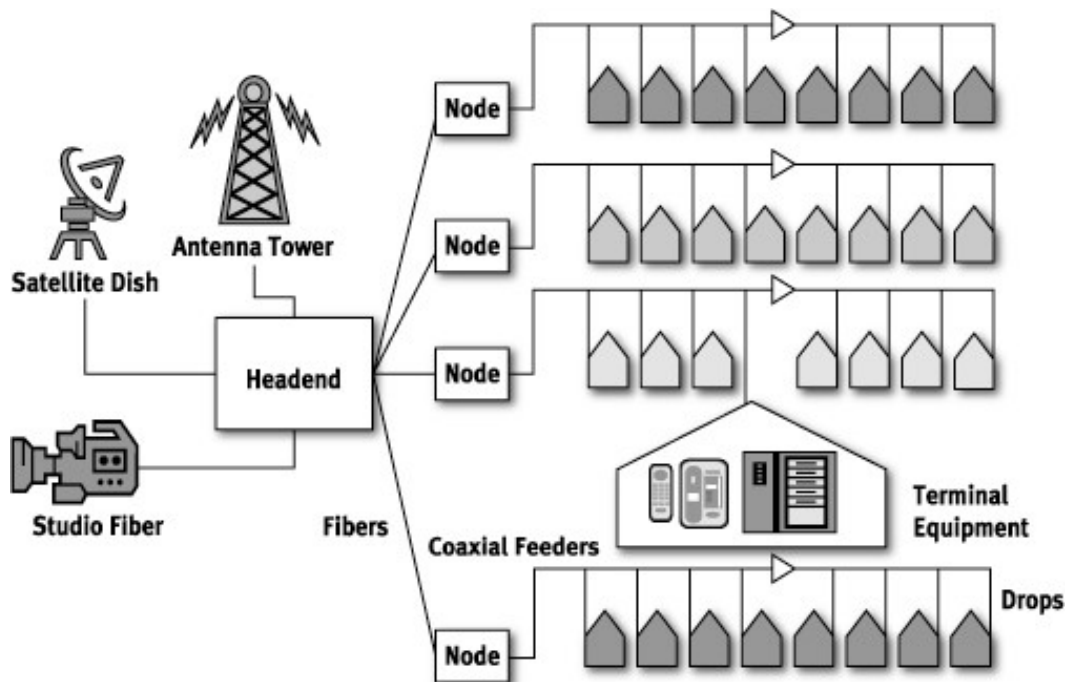
Sample: Network Configuration of Satellite Television



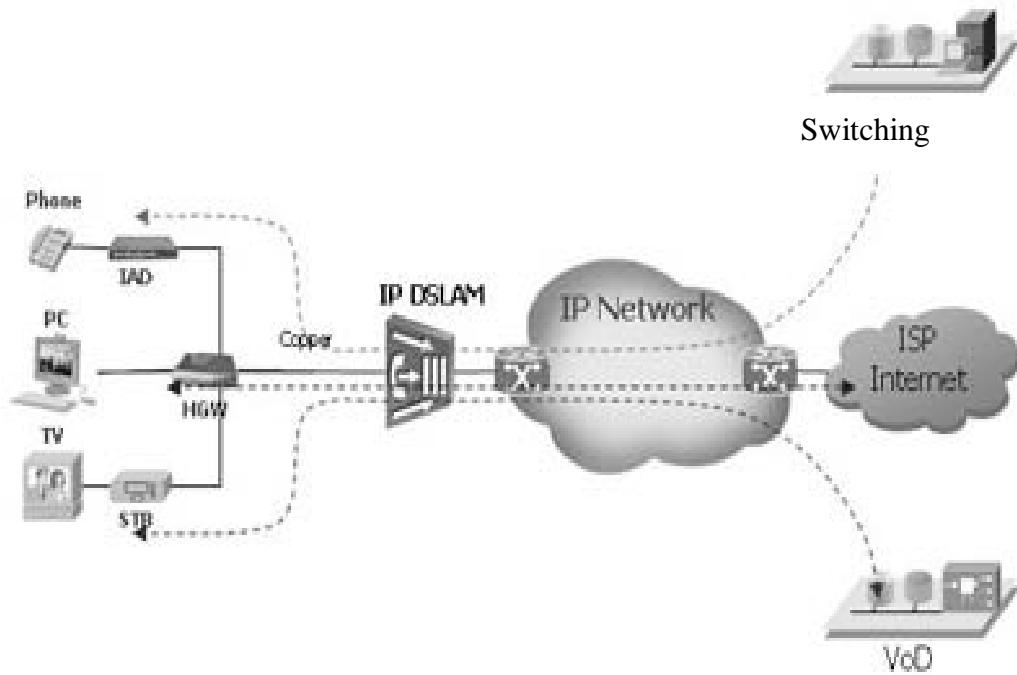
Sample: Network Architecture of Cable Television



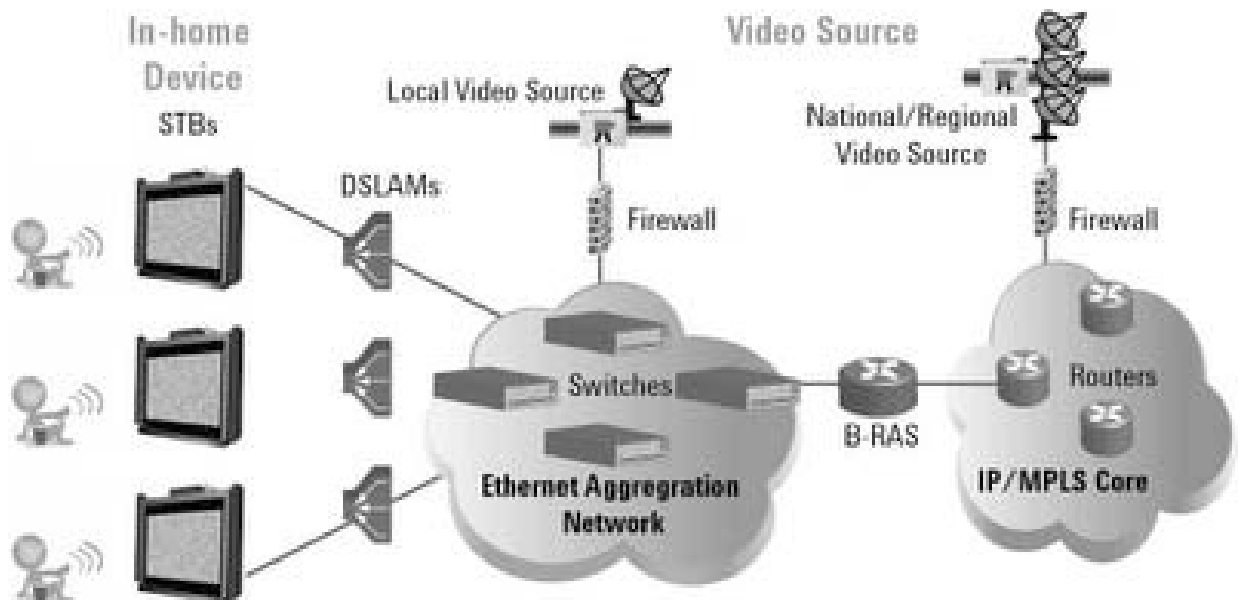
Sample: Network Configuration of Cable Television



Sample: Network Architecture of IPTV



Sample: Network Configuration of IPTV



Annex I

Facilities Information

.....

For the use of facilities to provide radio or television broadcasting services, the following details must be included:

1.1 Facilities owned by the operator:

1.1.1 identify category or type of broadcasting facilities on offer,

1.1.2 give details of technical data by category or type of broadcasting facilities on offer as stated in 1.1.1,

1.1.3 identify geographic coordinates (latitude and longitude with 6 decimal points) and details of the location of the facilities on offer such as location of building, floor, room, house address, sub-district, district, province and country, etc.,

1.1.4 identify coverage area intended to provide broadcasting facilities (if any),

1.1.5 demonstrate characteristics of broadcasting facilities on offer such as photographs, blue prints, etc.,

1.1.6 diagrams showing details of direction and boundary of broadcasting facilities.

1.2 Facilities owned by other operator:

1.2.1 identify name of the facility provider for the radio or television broadcasting services,

1.2.2 furnish a copy of the radio or television broadcasting business license of the facility provider in 1.2.1.

1.3 Facilities owned by the operator and by other operator:

1.3.1 for facilities owned by the operator, give same details as 1.1,

1.3.2 for facilities owned by other operator, give same details as 1.2.

Facilities Information

.....

- Use of facilities owned by the operator Use of facilities owned by the operator and by other operator Use of facilities owned by other operator

1. Categories or types of broadcasting facilities on offer

2. Characteristics and location of broadcasting facilities


3. Diagram showing details of direction and boundary of broadcasting facilities

Annex J
Licensing Application Fee

.....

Types of Business	Fee
For service provider not owning the network	5,000 Baht
For service provider owning the network/ not using radio frequencies	
Local level	5,000 Baht
Regional level	50,000 Baht
National level	250,000 Baht
For service provider owning the network/ using radio frequencies	
Local level	10,000 Baht
Regional level	100,000 Baht
National level	500,000 Baht
Community broadcasting service (community radio)	2,000 Baht
Producing a duplicate copy of license	1,000 Baht
Photocopying a license	500 Baht


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<input type="checkbox"/> New application <input type="checkbox"/> Additional application <input type="checkbox"/> Original license No..... <input type="checkbox"/> Renewal application <input type="checkbox"/> Original license No..... Expiry Date.....	Type of applicant <input type="checkbox"/> Corporate <input type="checkbox"/> Group Type of business <input type="checkbox"/> Radio <input type="checkbox"/> Television Category of service <input type="checkbox"/> Subscription <input type="checkbox"/> General service
Category of service <input type="checkbox"/> Public <input type="checkbox"/> Community <input type="checkbox"/> Commercial <input type="checkbox"/> Type one <input type="checkbox"/> National level <input type="checkbox"/> Type two <input type="checkbox"/> Regional level <input type="checkbox"/> Type three <input type="checkbox"/> Local level	
Section 1 Applicant's information (Please supply complete details)	
1.1 Applicant's information (for Corporate)	
1.1.1 Corporate name Homepage	
1.1.2 Current address Address No.....Lane/alley.....Road.....Village Sub-district/Township.....District/.....Province..... Postcode..... Tel..... Fax:..... E-mail:Taxpayer ID	

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1.1.3 Name of Authorized Person

Authorized person's name (1st person).....

PositionTel:

Fax:E-mail:

Aged.....Nationality.....National ID No. or other ID (Specify).....

Card No.Issued at District/CityProvince.....

Residential address.....Lane.....Road.....

VillageSub-district/ TownshipDistrict/ City.....

Province.....Postcode

Authorized person's name (2nd person).....

PositionTel:

Fax:E-mail:

Aged.....Nationality.....National ID No. or other ID (Specify).....

Card No.Issued at District/CityProvince.....

Residential address.....Lane.....Road.....

VillageSub-district/ TownshipDistrict/ City.....

Province.....Postcode

Authorized person's name (3rd person).....

PositionTel:

Fax:E-mail:

Aged.....Nationality.....National ID No. or other ID (Specify).....


Card No.Issued at District/CityProvince.....

Residential address.....Lane.....Road.....

VillageSub-district/ TownshipDistrict/ City.....

Province.....Postcode


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1.2 Applicant's information (for Group)
1.2.1 Name of group Website
1.2.2 Address of the group Address.....Lane.....Road..... Village Sub-district/ TownshipDistrict/ City.....Province..... Postcode.....TelFax Email Taxpayer ID No.
1.2.3 Name list of the group members (may add more names)
1. Name Surname Address.....Village.....Lane Road.....Sub-district District/ City.....ProvincePostcode..... TelFaxEmail National ID No. Issued at District/CityProvince.....Expiry date
2. Name Surname Address.....Village.....Lane Road.....Sub-district District/ City.....ProvincePostcode..... TelFaxEmail National ID No. Issued at District/CityProvince.....Expiry date
3. Name Surname Address.....Village.....Lane Road.....Sub-district District/ City.....ProvincePostcode..... TelFaxEmail National ID No. Issued at District/CityProvince.....Expiry date


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<p>Section 2 Station's information (Please supply complete details)</p> <p>2.1 Details</p> <p>2.1.1 Station's name.....</p> <p>.....</p> <p>Objective of the station (in brief)</p> <p>.....</p> <p>2.1.2 Address</p> <p>(1) Address of the station:</p> <p>AddressBuildingRoom No.Lane.....</p> <p>VillageRoadSub-district/ Township.....</p> <p>District/ CityProvincePostcode</p> <p>Tel..... Fax:..... E-mail:</p> <p>(2) Address of the transmitter:</p> <p>AddressBuildingRoom No.Lane.....</p> <p>VillageRoadSub-district/ Township.....</p> <p>District/ CityProvincePostcode</p> <p>Tel..... Fax:..... E-mail:</p> <p>2.1.3 Service area/ coverage map (for the business using radio frequencies)</p> <p>(1) Broadcast and service area</p> <p><input type="checkbox"/> Public service (not more than ...Km.) Province District..... Sub-district.....</p> <p><input type="checkbox"/> Community service (not more than ...Km.) Province District..... Sub-district.....</p> <p><input type="checkbox"/> Commercial service (not more than ...Km.) Province District.....Sub-district.....</p> <p style="padding-left: 150px;">Province District..... Sub-district.....</p> <p>(2) Coverage in Sub-district/ Township.....</p> <p>District.....</p> <p>Province</p> <p>(3) Geographical setting of the service areas (i.e. plain area, plateau area, plain and highland, etc.)</p> <p>.....</p> <p>.....</p> <p>.....</p> <p>.....</p> <p>.....</p>


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2.2 Details of business management plan	
	<p>Management structure</p> <p>2.2.1 Station Director</p> <p style="margin-left: 40px;">Name Surname</p> <p style="margin-left: 40px;">Address..... Lane..... Village.....</p> <p style="margin-left: 40px;">Road.....Sub-district/ Township.....</p> <p style="margin-left: 40px;">District/ City.....ProvincePostcode.....</p> <p style="margin-left: 40px;">TelMobileFax</p> <p>2.2.2 Board members (if any)</p> <p style="margin-left: 40px;">.....</p> <p style="margin-left: 40px;">.....</p> <p style="margin-left: 40px;">.....</p> <p style="margin-left: 40px;">.....</p> <p style="margin-left: 40px;">.....</p> <p style="margin-left: 40px;">.....</p> <p style="margin-left: 40px;">.....</p> <p style="margin-left: 40px;">.....</p> <p style="margin-left: 40px;">.....</p> <p style="margin-left: 40px;">.....</p> <p style="margin-left: 40px;">.....</p> <p style="margin-left: 40px;">.....</p> <p style="margin-left: 40px;">.....</p> <p style="margin-left: 40px;">.....</p> <p style="margin-left: 40px;">.....</p> <p style="margin-left: 40px;">.....</p> <p style="margin-left: 40px;">.....</p> <p>2.2.3 Names of officials responsible for programming.....</p> <p>2.2.4 Names of clerks.....</p> <p>2.2.5 Names of technicians.....</p>


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<p>Section 3 Information on business operations (fill in brief information)</p> <p>Details of business management plan</p> <p>3.1 Schedule, program proportion, production and broadcast</p> <p>3.1.1 Schedule and broadcast time (attach a schedule)</p> <p style="padding-left: 40px;">[...] Monday - Friday from.....Hr. toHr.</p> <p style="padding-left: 40px;">[...] Saturday – Sunday from.....Hr. toHr.</p> <p style="padding-left: 40px;">[...] Others</p> <p>3.1.2 Program proportion (select any one of the choices)</p> <p style="padding-left: 40px;">[...] Not less than 70% news or documentary programs useful for the public</p> <p style="padding-left: 40px;">[...] Not less than 25% news or documentary programs useful for the public</p> <p style="padding-left: 40px;">[...] Others</p> <p>3.1.3 Program characteristics (more than one choice may be selected)</p> <p style="padding-left: 40px;">[...] Live program</p> <p style="padding-left: 80px;">.....% of total programs broadcast weekly</p> <p style="padding-left: 40px;">[...] Relay (identify the original source of signal transmission)</p> <p style="padding-left: 80px;">.....% of total programs broadcast weekly</p> <p style="padding-left: 40px;">[...] Broadcast through other media (e.g. CD/ DVD/ INTERNET, etc.).....</p> <p style="padding-left: 80px;">.....% of total programs broadcast weekly</p> <p>3.1.4 Production (more than one choice may be selected)</p> <p style="padding-left: 40px;">[...] Programs produced itself% of total programs broadcast by the station</p> <p style="padding-left: 40px;">[...] Co-production (identify the co-producer’s name)</p> <p style="padding-left: 80px;">.....% of total programs broadcast weekly</p> <p style="padding-left: 40px;">[...] Contracted production (identify the name of the contractor).....</p> <p style="padding-left: 80px;">.....% of total programs broadcast weekly</p> <p style="padding-left: 40px;">[...] Air time rental% of total programs broadcast weekly</p>


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<p>Section 4 <u>Supporting documents</u></p> <p>4.1 Evidence of association, foundation, juristic person, group of persons</p> <p>4.1.1 Evidence of association, foundation, juristic person</p> <p>[...] Copies of ID card and household registration of person in authority of the juristic person/ association/ foundation</p> <p>[...] Copies of documents relating to the setting up of the juristic person such as the foundation laws, registration certificate of the juristic person/ association/ foundation, shareholders' list, memorandum of association and regulations of the juristic person/ association/ foundation</p> <p>[...] Name list of the station director, board members, program officials, clerks and technicians, including their copies of ID card and household registration certificate</p> <p>[...] Copies of order or letter appointing the corporate agent</p> <p>[...] Others, namely</p> <p>.....</p> <p>4.1.2 Evidence of group of persons</p> <p>[...] Copies of group formation certificate to show that the group has been formed for not less than one year from the date of application on the group's behalf</p> <p>[...] Letter of attorney authorizing a natural person to apply on behalf of the group</p> <p>[...] Evidence of group formation aiming to strengthen the community</p> <p>[...] Copies of ID card and household registration of person in authority of the group</p> <p>[...] Name list of the station director, board members, program officials, clerks and technicians, including their copies of ID card and household registration certificate</p> <p>[...] Name list of the group members, including their copies of ID card and household registration certificate</p> <p>[...] Others, namely</p> <p>.....</p>
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4.2 Documents, evidence and information on the provision of services
<p>[...] Copies of household registration where the station and/ or antenna mast is located</p> <p>[...] Location map of the station and antenna mast specifying full details of Geographic Coordinates (latitude and longitude shown with 6 decimal points)</p> <p>[...] Documents, letter or lease contract or permit to use for a period not less than two years (if the applicant has no right in the place where the station and/or antenna mast is located)</p> <p>[...] Map showing service areas at a sub-district level and beyond; identify latitude and longitude (shown with 6 decimal points) at least 4 directions in the vicinity of the service areas (north, south, east and west)</p> <p>[...] Photographs of antenna mast showing all angles of antenna</p> <p>[...] Photographs of transmitter, broadcast studio and station with its name clearly printed (must be a photograph taken from the real location)</p> <p>[...] Weekly schedule listing program titles, names of the hosts, language used, numbers of hours broadcast by each program</p> <p>[...] Others, namely</p> <p>.....</p>

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4.3 Financial status examined by certified public accountant and information on past services
<p>[...] For juristic person established for more than one year:</p> <p>[...] Financial statements examined by certified public accountant since the juristic person was set up but not more than 5 years:</p> <p style="padding-left: 20px;">[...] Balance sheet</p> <p style="padding-left: 20px;">[...] Income statement</p> <p style="padding-left: 20px;">[...] Cash flow statement plus financial ratio calculated from the statement</p> <p>[...] Report on service provision of the applicant since the juristic person was set up but not more than 5 years:</p> <p style="padding-left: 20px;">[...] Revenue structure by categories of services, at a minimum, showing items by each category of revenues received from the broadcasting business/ donation/ subsidized funds</p> <p style="padding-left: 20px;">[...] Service charge per unit for each category of service that is the source of revenues from the broadcasting business</p> <p style="padding-left: 20px;">[...] Number of units for each category of service that is the source of revenues from the broadcasting business</p> <p style="padding-left: 20px;">[...] Service costs for each category of service that is the source of revenues from the broadcasting business</p> <p style="padding-left: 20px;">[...] Analysis results or opinions useful for assessing financial status</p> <p>[...] For juristic person established for less than one year:</p> <p>[...] Financial statements (if any)</p> <p>[...] Performance of major shareholders of the juristic person since the juristic person was set up but not more than 3 years (if any)</p> <p>[...] Financial strengths of the juristic person:</p> <p style="padding-left: 20px;">[...] Details of credits received from financial institution(s)</p> <p style="padding-left: 20px;">[...] Bank statements to confirm deposits with financial institution(s)</p> <p style="padding-left: 20px;">[...] Other useful information</p> <p>[...] Other, specify.....</p>

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4.4 Service plan, investment plan and estimated future financial status
<p>[...] Service plan:</p> <ul style="list-style-type: none"> [...] Objectives of services [...] Service area [...] Quality of service provision [...] Market policy or competition [...] Service development plan [...] Consumers protection or complaint handling guidance [...] Other, specify..... <p>[...] Investment plan and funding development plan:</p> <ul style="list-style-type: none"> [...] Funding source [...] Competencies of the executives [...] Hypothesis in formulating detailed investment plan and funding development plan in consistence with estimated future service costs over the term of a license [...] Risk factors that may affect the investment plan and funding development plan [...] Licensee's business development plan [...] Other, specify..... <p>[...] Estimated financial status in the next 5 years:</p> <ul style="list-style-type: none"> [...] Estimated revenues by categories of services, at a minimum, showing items by each category of revenues received from the broadcasting business/ donation/ subsidized funds [...] Estimated service charge per unit for each category of service that is the source of revenues from the broadcasting business [...] Estimated number of units for each category of service that is the source of revenues from the broadcasting business [...] Estimated service costs for each category of service that is the source of revenues from the broadcasting business [...] Estimated cash flow statement or financial status together with hypothesis, financial ratio, investment term and other useful information [...] Other, specify.....


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4.5 Evidence-based practice for the applicant for community broadcasting service license
4.5.1 Evidence-based practice demonstrating one or more of the community strengthening activities for public interest which have been continued for not less than two years
<p>[...] Promotion of democracy and community empowerment</p> <p>[...] Enhancement of civil rights</p> <p>[...] Creation of participation of persons with disabilities, disadvantaged groups and marginal people</p> <p>[...] Elimination of poverty in the community and occupational promotion</p> <p>[...] Creation of good governance and awareness of community liability</p> <p>[...] Promotion towards achieving development goals such as health, sanitation, sports, education, religion, arts and culture, science, technology and environment, agriculture, local wisdom, lifestyles</p> <p>[...] Prevention and mitigation of public and natural disasters</p> <p>[...] Peacemaking and conflict resolution</p> <p>[...] Empowerment for women, persons with disabilities, minority and disadvantaged groups</p> <p>[...] Enhancement of people's quality of life</p> <p>[...] Enhancement of cultural diversity</p> <p>[...] Promotion of environmental conservation and efficient utilization of resources in the community</p> <p>[...] Opening an area or a forum for eliminating problems encountered by the community, conducting activities for public interest, or providing any useful information for other public interest</p>
4.5.2 Evidence-based practice demonstrating local service users' participation
<p>[...] Having an ownership</p> <p>[...] Involvement in management</p> <p>[...] Involvement in the broadcast programming</p> <p>[...] Other kinds of involvement</p>


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Section 5 Certification of the applicant	
<p>5.1 I hereby certify that I have all the required qualifications under Section 5 paragraph two and Section 7 of the Notification of the National Broadcasting and Telecommunications Commission on Licensing Criteria and Procedures for Radio or Television Broadcasting Services and that all the information and accompanying documents submitted for consideration are true and complete.</p> <p>5.2 I agree to have my license revoked or terminated by the Commission immediately if it is subsequently found that any of said qualifications are lacking or any documentary evidences are falsified.</p> <p>5.3 I agree to oblige to the laws, notifications, rules, regulations and any terms and conditions related to the supervision of the test radio broadcasting in accordance with the category of the business which has been submitted for an application.</p> <p style="text-align: center;">Signature.....Authorized Person (.....)</p> <p style="text-align: center;">Signature.....Authorized Person (.....)</p> <p style="text-align: center;">Day/Month/Year.....</p>	
<u>Official Use</u>	
<p>Application:</p> <p>[] Complete [] Incomplete</p>	
<p>Required supporting documents:</p> <p>[] Complete</p> <p>[] Incomplete</p> <p>.....</p> <p>.....</p>	
<p>Examining official's comments</p> <p>.....</p> <p>.....</p>	
<p>Receiving date:</p>	<p>Examining Official:</p>


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Section 1 Applicant's information (Please supply complete details)	
1.1 Corporate name Website	
1.2 Current address of the juristic person Address No.....Lane/alley.....Road.....Village..... Sub-District/Township.....District/City.....Province..... Postcode.... Tel..... Fax:..... E-mail: Taxpayer ID	
1.3 Authorized person's name (1st person) PositionTel: Fax:E-mail: Aged.....Nationality.....National ID No. or other ID (Specify)..... Card No.Issued at District/CityProvince..... Residential address.....Lane.....Road..... VillageSub-district/ TownshipDistrict/ City..... Province.....Postcode	
1.4 Authorized person's name (2nd person) PositionTel: Fax:E-mail: Aged.....Nationality.....National ID No. or other ID (Specify)..... Card No.Issued at District/CityProvince..... Residential address.....Lane.....Road..... VillageSub-district/ TownshipDistrict/ City..... Province.....Postcode	

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<p>Section 2 Station's information (Please supply complete details)</p> <p>2.1 Details</p> <p>2.1.1 Station's name..... Objective of the station (in brief)</p> <p>2.1.2 Address</p> <p>(1) Address of the station: AddressBuildingRoom No.Lane..... VillageRoadSub-district/ Township..... District/ CityProvincePostcode Tel..... Fax:..... E-mail:</p> <p>(2) Address of the transmitter (if there is more than one, please complete additional information as well as its linkage node) AddressBuildingLane..... VillageRoadSub-district/ Township..... District/ CityProvincePostcode Tel..... Fax:..... E-mail:</p> <p>2.1.3 Service area/ coverage map Service areas: Sub-district District Province Geographical setting of the service areas (i.e. plain area, plateau area, plain and highland) </p>

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2.1.4 System or channel for providing services (fill additional information under Annex H)

- The operator's own network
- The operator's own network and other's network
- Other's network

2.1.5 Facilities for the business (fill additional information under Annex I)

- The operator's own facilities
- The operator's own facilities and other's facilities
- Other's facilities

2.1.6 Frequency band/ frequency range

- | | |
|------------------------------|--------------------|
| [...] VHF BAND I | [...] VHF MIDBAND |
| [...] VHF SUPER BAND | [...] VHF BAND III |
| [...] UHF BAND IV | [...] UHF BAND V |
| [...] Others (specify) | |

2.1.7 Frequency channel*Channel

Video frequency carrier powerMHz
 Audio frequency carrier powerMHz


2.1.8 Radiated powerdBuV

2.1.9 Service area

- [...] National level (regional/ province).....
- [...] Local level (specify sub-district/ district/ province)
- [...] Others (specify)

2.1.10 Number of channel

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2.1.11 Map (showing location and Geographic Coordinates of the station (latitude and longitude shown with 6 decimal points) and antenna mast) in brief as well as specifying the road where it is located

Geographic Coordinates of the station: (latitude)

(longitude)

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2.2 Details of business management plan	
Management structure	
2.2.1	Station Director
	Name Surname
	Address..... Lane..... Village.....
	Road.....Sub-district
	District/ City.....ProvincePostcode.....
	TelMobileFax
2.2.2	Board members (if any)

2.2.3	Names of officials responsible for programming.....
2.2.4	Names of clerks.....
2.2.5	Names of technicians.....


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<p>Section 3 <u>Information on business operations</u> (fill in brief information)</p> <p>Details of business management plan</p> <p>3.1 Schedule, program proportion, production and broadcast time</p> <p>3.1.1 Schedule and broadcast time (attach a schedule)</p> <p style="padding-left: 40px;">[...] Monday - Friday from.....Hr. toHr.</p> <p style="padding-left: 40px;">[...] Saturday – Sunday from.....Hr. toHr.</p> <p style="padding-left: 40px;">[...] Others</p> <p>3.1.2 Program proportion (select any one of the choices)</p> <p style="padding-left: 40px;">[...] Not less than 70% news or documentary programs useful for the public</p> <p style="padding-left: 40px;">[...] Not less than 25% news or documentary programs useful for the public</p> <p style="padding-left: 40px;">[...] Others</p> <p>3.1.3 Program characteristics (more than one choice may be selected)</p> <p style="padding-left: 40px;">[...] Live program</p> <p style="padding-left: 80px;">.....% of total programs broadcast weekly</p> <p style="padding-left: 40px;">[...] Relay (identify the original source of signal transmission)</p> <p style="padding-left: 80px;">.....% of total programs broadcast weekly</p> <p style="padding-left: 40px;">[...] Broadcast through other media (e.g. CD/ DVD/ INTERNET, etc.).....</p> <p style="padding-left: 80px;">.....% of total programs broadcast weekly</p> <p>3.1.4 Production (more than one choice may be selected)</p> <p style="padding-left: 40px;">[...] Programs produced itself</p> <p style="padding-left: 80px;">.....% of total programs broadcast by the station</p> <p style="padding-left: 40px;">[...] Co-production (identify the co-producer’s name)</p> <p style="padding-left: 80px;">.....% of total programs broadcast weekly</p> <p style="padding-left: 40px;">[...] Broadcasting programs produced by other persons (identify name).....</p> <p style="padding-left: 80px;">.....% of total programs broadcast weekly</p> <p style="padding-left: 40px;">[...] Air time rental (identify the person’s name).....</p> <p style="padding-left: 80px;">.....% of total programs broadcast weekly</p>

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Section 4 Supporting documents

4.1 Evidence of association, foundation, juristic person, group of persons

[...] Copies of ID card and household registration of person in authority of the juristic person/ association/ foundation

[...] Copies of documents relating to the setting up of the juristic person such as the foundation laws, registration certificate of the juristic person/ association/ foundation, shareholders' list, memorandum of association and regulations of the juristic person/ association/ foundation

[...] Name list of the station director, board members, program officials, clerks and technicians, including their copies of ID card and household registration certificate

[...] Copies of order or letter appointing the corporate agent

[...] Others, namely

4.2 Evidentiary documents and information related with the services provided

[...] Copies of household registration where the station and/ or antenna mast is located

[...] Location map of the station and antenna mast specifying full details of Geographic Coordinates

[...] Documents, letter or lease contract or permit to use for a period not less than two years (if the applicant has no right in the place where the station and/or antenna is located)


[...] Map showing service areas at a sub-district level and beyond; identify latitude and longitude (shown with 6 decimal points) at least 4 directions in the vicinity of the service areas (north, south, east and west)

[...] Photographs of antenna mast showing all angles of antenna

[...] Photographs of transmitter, broadcast studio and station with its name clearly printed (must be a photograph taken from the real location)


[...] Weekly schedule listing program titles, names of presenters, language used, numbers of hours broadcast by each program

[...] Others, namely

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4.3 Financial status examined by certified public accountant and information on past services
<p>[...] For juristic person established for more than one year:</p> <p>[...] Financial statements examined by certified public accountant since the juristic person was set up but not more than 5 years:</p> <p>[...] Balance sheet</p> <p>[...] Income statement</p> <p>[...] Cash flow statement plus financial ratio calculated from the statement</p> <p>[...] Report on service provision of the applicant since the juristic person was set up but not more than 5 years:</p> <p>[...] Revenue structure by categories of services, at a minimum, showing items by each category of revenues received from the broadcasting business/ donation/ subsidized funds</p> <p>[...] Service charge per unit for each type of service that is the source of revenues from the broadcasting business</p> <p>[...] Number of units for each type of service that is the source of revenues from the broadcasting business</p> <p>[...] Service costs for each type of service that is the source of revenues from the broadcasting business</p> <p>[...] Analysis results or opinions useful for assessing financial status</p> <p>[...] For juristic person established for less than one year:</p> <p>[...] Financial statements (if any)</p> <p>[...] Performance of major shareholders of the juristic person since the juristic person was set up but not more than 3 years (if any)</p> <p>[...] Financial strengths of the juristic person:</p> <p>[...] Details of credits received from financial institution(s)</p> <p>[...] Bank statements to confirm deposits with financial institution(s)</p> <p>[...] Other useful information</p> <p>[...] Other, specify.....</p>

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4.4 Service plan, investment plan and estimated future financial status
<p>[...] Service plan:</p> <ul style="list-style-type: none"> [...] Objectives of services [...] Service area for radio or television network services [...] Quality of service provision [...] Market policy or competition [...] Service development plan [...] Consumers protection or complaint handling guidance [...] Other, specify..... <p>[...] Investment plan and funding development plan:</p> <ul style="list-style-type: none"> [...] Funding source [...] Competencies of the executives [...] Hypothesis in formulating detailed investment plan and funding development plan in consistence with estimated future service costs over the term of a license [...] Risk factors that may affect the investment plan and funding development plan [...] Licensee's business development plan [...] Other, specify..... <p>[...] Estimated financial status in the next 5 years:</p> <ul style="list-style-type: none"> [...] Estimated revenues by categories of services, at a minimum, showing items by each category of revenues received from the broadcasting business/ donation/ subsidized funds [...] Estimated service charge per unit for each category of service that is the source of revenues from the broadcasting business [...] Estimated number of units for each category of service that is the source of revenues from the broadcasting business [...] Estimated service costs for each category of service that is the source of revenues from the broadcasting business [...] Estimated cash flow statement or financial status together with hypothesis, financial ratio, investment term and other useful information [...] Other, specify.....


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Section 5 Certification of the applicant
<p>5.1 I hereby certify that I have all the required qualifications under Section 7 of the Notification of the National Broadcasting and Telecommunications Commission on Licensing Criteria and Procedures for Radio or Television Broadcasting Services and that all the information and accompanying documentary evidences submitted for consideration are true and complete.</p> <p>5.2 I agree to have my license revoked or terminated by the Commission immediately if it is subsequently found that any of said qualifications are lacking or any documentary evidences are falsified.</p> <p>5.3 I agree to oblige to the laws, notifications, rules, regulations and any terms and conditions related to the supervision of the test radio broadcasting business which has been submitted for an application.</p> <p>Signature.....person in authority of juristic person (1st person) (.....)</p> <p>Signature.....person in authority of juristic person (2nd person) (.....)</p> <p>Day/Month/Year.....</p>

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<u>Official Use</u>	
Application: <input type="checkbox"/> Complete <input type="checkbox"/> Incomplete	
Required supporting documents: <input type="checkbox"/> Complete <input type="checkbox"/> Incomplete	
Examining official's comments	
Receiving date:	Examining Official:

This English Translation is prepared with the sole purpose of facilitating the comprehension of foreign participants in the broadcasting rules and regulations and shall not in any event be construed or interpreted as having effect in substitution for or supplementary to the Thai version thereof.

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