

## **The Regulations for Enforcement of the Broadcast Law**

(Radio Regulatory Commission Rules No. 10 of 1950)

[These Regulations shall become effective as the Ordinance of the Ministry of Posts and Telecommunications, in accordance with Supplementary Provision Paragraph (3) of Law No. 280 of July 31, 1952 (the “Law Concerning Adjustments of Relevant Laws and Ordinances Pursuant to Partial Amendment of the Ministry of Posts and Telecommunications Foundation Law”).]

In order to enforce the Broadcast Law (Law No. 132 of 1950), in accordance with the provisions of Article 17 of the Radio Regulatory Commission Foundation Law (Law No. 133 of 1950) [that was abolished by Law No. 280 of 1952], the Regulations for Enforcement of the Broadcast Law shall be set forth as follows.

### **The Regulations for Enforcement of the Broadcast Law**

*(Purpose)*

**Article 1.** The purpose of the Regulations for Enforcement of the Broadcast Law (hereinafter referred to as “this Ordinance”) is to stipulate matters necessary for enforcing the provisions of the Broadcast Law (Law No. 132 of 1950; hereinafter referred to as “the Law”) and matters as based on the delegation of the Law.

*(Classification of Broadcasting)*

**Article 1-2.** The classification of broadcasting as stipulated under this Ordinance in accordance with Article 2-2 Paragraph (2) Item ii) of the Law shall be as in Annex Table 1.

*(Publication of the Standards of Broadcast Programs, Etc.)*

**Article 1-3.** Publication of Article 3-3 Paragraph (2) and Article 3-4 Paragraph (6) of the Law shall be, in the broadcast service area concerning broadcast conducted by a broadcaster, conducted through the methods under the following respective items:

- i) Broadcasting operated by said broadcaster
  - ii) Equipping documents containing said matters at each office of said broadcaster
  - iii) Posting on a daily newspaper, or other methods with which the public may be informed as much as possible
- (2) Regarding publication of outline of proceedings in the Consultative Organization under Article 3-4 Paragraph (6) Item i) of the Law, matters in each of the following items shall be published:

- i) Names of participants
  - ii) Agenda and outline of process
  - iii) In addition to the preceding two items, major matters showing proceedings of the Consultative Organization
- (3) Publication of matters under Article 3-4 Paragraph (6) Item i) of the Law shall be made immediately after the closing of said Consultative Organization, and publication of matters as stipulated in Item ii) of the same paragraph shall be made possible immediately after said measures are taken.

*(Report to the Consultative Organization)*

**Article 1-4.** Report to the Consultative Organization in accordance with Article 3-4 Paragraph (5) of the Law shall be made in writing that contains said matters.

- (2) Besides the provision of the preceding paragraph, the matters under Article 3-4 Paragraph (5) Item ii) and Item iii) of the Law, in order to contribute to deliberations of the Consultative Organization, shall be reported in methods with which reception and activities involving broadcast programs concerning content of said matters can be easily understood.
- (3) Report to the Consultative Organization in accordance with the provisions of Article 3-4 Paragraph (5) of the Law shall be made as stipulated under each of the following items:
  - i) Matters under Article 3-4 Paragraph (5) Item i) and Item ii) of the Law shall be conducted during the session of the Consultative Organization immediately after taking the measures as provided for under Item i) of the same paragraph or the measures in accordance with the provisions of Article 4 Paragraph (1) of the Law. However, in cases where preparation for the report takes time or unavoidable reasons exist, the measures may be taken during the next session of the Consultative Organization.
  - ii) Matters under Article 3-4 Paragraph (5) Item iii) of the Law shall proceed each time the Consultative Organization is held. However, in cases where the Consultative Organization is held twice or more within the same month, they may proceed at any one of those sessions.

*(Exceptions to Applying Provisions of the Standards of Broadcast Programs, Etc.)*

**Article 1-5.** Matters stipulated under this Ordinance in accordance with Article 3-5 of the Law shall be as follows:

- i) Traffic information, road information or parking-lot information

- ii) Advertisement concerning business of oneself or others
  - iii) Lectures concerning educational courses stipulated in the School Education Law (Law No. 26 of 1947), by teachers of a school, a specialized training college or a miscellaneous school provided for under said law
  - iv) Current topics, live broadcasts, comments or lectures concerning igo or shogi games
  - v) Information concerning retrieval or selection of broadcast programs
- (2) Broadcasts for extraordinary and temporary purposes (hereinafter referred to as “broadcasts for extraordinary and temporary purposes”) under Article 3-5 of the Law shall aim at either of the following items:
- i) Contributing to an exhibition or to an equivalent event, which the national government or a local public entity organizes, sponsors or supports
  - ii) In cases where a storm, heavy rain, flood, earthquake, large-scale fire or other large-scale disaster takes place, contributing to lessening the damage thereof.

*(Exceptions to Application of Keeping Broadcast Programs)*

**Article 1-6.** The matters as stipulated under this Ordinance in accordance with Article 1 Item i) of the Cabinet Order for Enforcement of the Broadcast Law (Cabinet Order No. 163 of 1950; hereinafter referred to as “the Order”) shall be as follows:

- i) Movie, animation, drama or play
- ii) Music
- iii) Traffic information, road information or parking space information
- iv) Information on pari-mutuel wagering conducted by local governments
- v) Advertisement concerning business of oneself or others
- vi) Current topics concerning igo or shogi games
- vii) Information concerning retrieval or selection of broadcast programs

**(Procedures of Proceedings of the Board of Governors Meeting)**

**Article 2.** The Board of Governors, besides provided for under Article 23 of the Law, shall stipulate procedures necessary for proceedings of its meeting.

*(Issues Concerning Broadcasting Facilities)*

**Article 2-2.** The matters concerning broadcasting facilities under Article 9 Paragraph (7) of the Law (including cases where applied, mutatis mutandis, to Article 33 Paragraph (3)) shall be the following matters:

- i) Antenna power

- ii) Broadcast time band
- iii) Period for conducting international relay broadcasting

*(Application for Approval of Agreement)*

**Article 2-3.** NHK shall, when it intends to obtain approval under Article 9 Paragraph (7) of the Law, file an application form entering the following matters with the Minister of Public Management, Home Affairs, Posts and Telecommunications:

- i) Name and address of foreign broadcaster, and the name of its representative
  - ii) Content of agreement the person wishes to conclude or amend
  - iii) Reason for necessity for concluding or amending the agreement
- (2) Content of the agreement under Item ii) of the preceding paragraph shall include matters concerning broadcast service areas, antenna power, broadcast hour, broadcast time band or period for conducting international relay broadcast conducted by both of the parties of the agreement.
- (3) To the application under Paragraph (1), the following documents shall be attached:
- i) Copy of agreement
  - ii) Description concerning reception condition of international broadcasting along with the conclusion or amendment of the agreement
  - iii) Documents containing other matters to be referred
- (4) The provisions of the preceding three paragraphs shall be applied, mutatis mutandis, to approval under Article 33 Paragraph (3) of the Law. In this case, the “or amend” in Paragraph (1) Item ii) shall be read as “amend or abolish”; and “or amend” in the same paragraph Item iii) and in the preceding paragraph Item ii) shall be read as “, amend or abolish”.

*(Application for Prior Approval of Business)*

**Article 2-4.** NHK shall, when it intends to obtain prior approval under Article 9 Paragraph (8) of the Law, file an application form attached by documents entering the following matters with the Minister of Public Management, Home Affairs, Posts and Telecommunications:

- i) Content of business
- ii) Reason for necessity of conducting the business
- iii) Outline of implementation plan of the business
- iv) Estimates of revenues and expenditures
- v) Amount of funds for conducting the business and methods for fund procurement thereof

- vi) Other necessary matters to be referred

**Article 2-5.** NHK shall, when it intends to obtain prior approval under Article 9-2 of the Law, file an application form attached by documents entering the following matters with the Minister of Public Management, Home Affairs, Posts and Telecommunications:

- i) Amount of money NHK wishes to invest
- ii) Reason why NHK wishes to invest
- iii) The other party of the investment
- iv) Investment method
- v) Other necessary matters to be referred

(2) In the case of the preceding paragraph, if the other party of the investment is a person conducting business of Article 2 of the Order, in addition to the documents under the provisions of the preceding paragraph, the following documents shall be submitted:

- i) Articles of incorporation
- ii) Document containing names, addresses and curricula vitae of directors and officers (for a juridical person being incorporated, an incorporator and the ones who are to be directors and officers)
- iii) Financial statement and business performance report (for a juridical person being incorporated or for a juridical person not having compiled a financial statement and a business performance report, document containing a business plan and a profit and loss estimate)

*(Application for Approval)*

**Article 2-6.** Application for approval of domestic program-supplying broadcasting operations or NHK's international program-supplying operations shall be made by type of broadcasting to be entrusted, by orbit or location of artificial satellite desired concerning broadcasting to be entrusted, and by each frequency desired concerning broadcasting to be entrusted (in cases where two or more broadcast programs are broadcast using one frequency, by each broadcast program to be broadcast).

*(Application Form)*

**Article 2-7.** The application form provided for under Article 52-13 Paragraph (2) of the Law which applies, mutatis mutandis, to Article 9-4 Paragraph (2) of the Law shall be as defined in Annex Table 2.

*(Matters to Be Contained in Business Plan)*

**Article 2-8.** Japan Broadcasting Corporation (hereinafter referred to as “NHK”) shall, if it wishes to obtain approval of domestic program-supplying operations or NHK’s international program-supplying operations, in accordance with the form as defined under Annex Table 3, shall contain the following items in a business plan to be submitted in accordance with the provisions of Article 52-13 Paragraph (3) of the Law, which applies, mutatis mutandis, to Article 9-4 Paragraph (2) of the Law:

- i) Standards for editing and compiling broadcast programs (the Standards of Broadcast Programs)
- ii) Basic plan for editing and compiling broadcast programs
- iii) Matters for editing and compiling broadcast programs on a weekly basis
- iv) Matters concerning the Consultative Organization on Broadcast Programs
- v) Matters concerning its editorial organization and examination related to broadcast programs
- vi) Matters concerning disaster broadcasting (limited to cases of domestic program-supplying operations)

*(Provisions for Application Mutatis Mutandis)*

**Article 2-9.** The provisions of Article 17-11 through Article 17-13 of this Ordinance shall apply, mutatis mutandis, to application for approval of domestic program-supplying operations or NHK’s international program-supplying operations, and application concerning domestic program-supplying operations or NHK’s international program-supplying operations other than said approval; the provisions of Article 17-14 and Article 17-15 of this Ordinance shall apply, mutatis mutandis, to approval of domestic program-supplying operations or NHK’s international program-supplying operations; the provisions of the former part of Article 17-16, Article 17-19, Articles 17-22 through 17-25 and Article 17-26 Paragraph (1) of this Ordinance shall apply, mutatis mutandis, to NHK granted approval of domestic program-supplying operations or NHK’s international program-supplying operations; and the provisions of Article 17-27 shall apply, mutatis mutandis, to NHK granted approval of domestic program-supplying operations. In these cases, “entrusted broadcasting” in Articles 17-11 through 17-14 and Article 17-15 Paragraphs (2) through (4) shall be read as “domestic program-supplying operations or NHK’s international program-supplying operations”; “Article 52-14 Paragraph (1) of the Law” in Article 17-14 shall be read as “Article 52-14 Paragraph (1) of the Law which apply, mutatis mutandis, to Article 9-4 Paragraph (2) of the Law”; “Article 52-14 Paragraph (2) of the Law” in Article

17-15 Paragraph (1) shall be read as “Article 52-14 Paragraph (2) of the Law which shall apply, mutatis mutandis, to Article 9-4 Paragraph (2) of the Law”; “Article 52-15 or Article 52-20 of the Law” in the former part of Article 17-16 shall be read as “Article 52-15 Paragraph (1) of the Law which shall apply, mutatis mutandis, to Article 9-4 Paragraph (2) of the Law”; “Article 52-17 Paragraph (1)” in Article 17-19 Paragraph (1) shall be read as “Article 52-17 Paragraph (1) of the Law which shall apply, mutatis mutandis, to Article 9-4 Paragraph (2) of the Law”; “a business plan and a business profit and loss estimate” in Article 17-19 Paragraph (1) and Article 17-23 Paragraph (1) shall be read as “a business plan”; “Annex Table 13” in Article 17-19 Paragraph (2) shall be read as “Annex Table 3”; “Article 52-17 Paragraph (2) of the Law” in Article 17-19 Paragraph (3) shall be read as “Article 52-17 Paragraph (2) of the Law which shall apply, mutatis mutandis, to Article 9-4 Paragraph (2) of the Law”; “entrusted domestic and international broadcasting” in Article 17-19 Paragraph (3) Item i) and Article 17-24 Paragraph (2) Item iv) shall be read as “NHK’s international program-supplying operations”; “Article 52-19 of the Law” in Article 17-22 Paragraph (1) shall be read as “Article 52-19 of the Law which shall apply, mutatis mutandis, to Article 9-4 Paragraph (2) of the Law”; and “Article 52-13 Paragraph (3) of the Law” in Article 17-26 Paragraph (1) shall be read as “Article 52-13 Paragraph (3) of the Law which shall apply, mutatis mutandis, to Article 9-4 Paragraph (2) of the Law”.

*(Notice of Commencing NHK’s International Program-Supplying Operations)*

**Article 2-10.** Matters to be provided for under this Ordinance in accordance with Article 9-5 of the Law shall be as follows:

- i) Type of broadcasting to be entrusted
  - ii) The other party of entrustment
  - iii) Orbit or location of an artificial satellite pertaining to satellite broadcasting stations of the other party of entrustment
  - iv) Frequency pertaining to broadcasting to be entrusted
  - v) Date of business commencement
- (2) In cases where NHK makes notice in accordance with the provisions of Article 9-5 of the Law, it shall be made in accordance with the form of notice under Annex Table 4.
- (3) The provisions of Article 2-6 shall apply, mutatis mutandis, to notice provided for under Article 9-5 of the Law.

*(Application for Approval of Amending Articles of Incorporation)*

**Article 3.** When amending articles of incorporation in accordance with the provisions of Article 11 Paragraph (2) of the Law, an application form attached with document containing the following matters shall be submitted to the Minister of Public Management, Home Affairs, Posts and Telecommunications:

- i) Articles to be amended
- ii) Reasons for amendment
- iii) Intended date of enactment

*(Application for approval of standard of exemption receiver's fee)*

**Article 4.** NHK shall, when it intends to obtain approval under Article 32 Paragraph (2), submit an application attached with documents containing the following matters shall be submitted to the Minister of Public Management, Home Affairs, Posts and Telecommunications:

- i) Standards for exemption of the receiver's fee
- ii) Reason for exemption of the receiver's fee
- iii) Calculation or explanation concerning effects of the receiver's fee exemption on business profit and loss
- iv) Intended date of enactment

*(Scope of Receiving Equipment)*

**Article 5.** Receiving equipment of the operative part of Article 32 Paragraph (1) of the Law shall include a receiver, loudspeaker and image receiving tube connected to a receiving device.

*(Matters to Be Stipulated in Contract Terms)*

**Article 6.** Contract terms under Article 32 Paragraph (3) of the Law shall, at least, stipulate following matters:

- i) Methods for concluding a receiver's contract
- ii) Unit of a receiver's contract
- iii) Methods for collecting the receiver's fee
- iv) Matters concerning display of subscribers
- v) Procedures for terminating a receiver's contract and changing a name or address of subscriber
- vi) Matters concerning exemption of receiver's fee
- vii) Methods for collecting the corresponding value to be confiscated concerning the

- receiver's fee in cases where neglecting concluding a receiver's contract and where the payment of the receiver's fee is in arrears
- viii) Escape clause and matters concerning responsibility of NHK
  - ix) Methods for publishing contract terms

*(Application for Approval of Contract Terms)*

**Article 7.** NHK shall, when intends to obtain approval in accordance with the provisions of Article 32 Paragraph (3) of the Law, submit application with documents containing the following matters attached thereto to the Minister of Public Management, Home Affairs, Posts and Telecommunications:

- i) Contract terms NHK wishes to establish or amend
- ii) Reasons for the establishment or amendment
- iii) If the establishment or amendment of the contract terms affects business profit and loss, the calculation or explanation thereof
- iv) Effective date of the establishment or amendment

*(Matters to Be Contained in the Budget of Revenues And Expenditures)*

**Article 8.** The budget of revenues and expenditures under Article 37 of the Law, which contains the general provisions of budget describing the following matters and the budget describing in line with the classification of items of account specified under Annex Table 5, shall be submitted:

- i) Matters concerning monthly receiver's fees collected from subscribers
- ii) Matters concerning use of the budget for purposes other than its purpose
- iii) Matters concerning cross-subsidization of the budget
- iv) Matters concerning carrying-forward of expenses to the next fiscal year
- v) Matters concerning use of the surplus where the revenues surpass the budget amount
- vi) Other matters concerning use of the budget

*(Matters to Be Contained in the Operating Plan)*

**Article 9.** The Operating Plan (Business Projects) under Article 37 of the Law shall contain the following matters:

- i) Outline of the Operating Plan
- ii) Construction plan
- iii) Business operating plan
- iv) Number of receiver's contracts

- a) Number of forecast paid receiver's contracts (On each of the following matters, number of increased or decreased contracts in comparison with the previous fiscal year's number of contracts shall be entered.)
  - Number of contracts as of the beginning of the fiscal year
  - Number of new contracts within the fiscal year
  - Number of dissolved contracts within the fiscal year
  - Number of increased (or decreased) contracts within the fiscal year
- b) Number of forecast contracts with exemption of receiver's fees  
(which shall be entered in pursuant to the number of forecast paid receiver's contracts)
- v) Personnel plan
- vi) Other matters to be referred

*(Matters to Be Contained in the Funding Plan)*

**Article 10.** The Funding Plan (financial program) under Article 37 of the Law shall contain the following matters:

- i) Outline of the Funding Plan
- ii) Total operating income
  - Receiver's fees
  - Broadcast bonds
  - Long-term debt
  - Other income
- iii) Total operating expenditures
  - Business costs
  - Construction costs
  - Redemption of broadcast bonds
  - Restitution of long-term debt
  - Other expenditures

*(Application for Approval of Temporary Budget)*

**Article 10-2.** NHK shall, when it intends to obtain approval under Article 37-2 Paragraph (1) of the Law, submit an application form with documents containing reasons for obtaining said approval and an applicable period of its temporary budget as well as the budget of revenues and expenditures, the Operating Plan (business projects) and the Funding Plan (financial program) attached thereto to the Minister of Public Management, Home Affairs, Posts and Telecommunications.

- (2) The provisions of the preceding three articles (except those under Article 8 Item iv)) shall apply, mutatis mutandis, to the budget of revenues and expenditures, the Operating Plan and the Funding Plan of the preceding paragraph. In this case, “within the fiscal year” in Article 9 item vi) a) shall be read as “within said period”.

*(Matters to Be Contained in the Operational Report)*

**Article 11.** The Operational Report (Business Report) under Article 38 of the Law shall contain the following matters:

- i) Business outline (including the history of NHK, the law under which NHK was established, names of competent ministry/agency and tasks that NHK shall deal with)
- ii) Outline of broadcast programs
- iii) Public opinion survey and research concerning broadcast programs
- iv) Outline of sales and operations concerning reception
- v) Outline of services concerning viewers and listeners
- vi) Operations of broadcasting facilities and outline of construction and repair thereof
- vii) Research on broadcasting technology
- viii) Outline of business organization and conditions of employees
  - a) Outline of the Board of Governors and the Board of Directors
  - b) Quorum, names, titles, terms of office and curricula vitae of officers
  - c) Locations of office
  - d) Number of employees (including increase/decrease in comparison with the number as of the end of the previous fiscal year)
- ix) Financial status
  - a) Status of capital
  - b) Lenders and status of borrowed amount from them
  - c) Status of fiscal investment and loans fund, subsidies, etc.
- x) Outline of affiliated company, etc.
  - a) Outlines (including system charts indicating relationships), names, address, capital, details of businesses, status of officers (numbers and names of representatives), numbers of employees, ratios of holdings of NHK and relations with NHK of affiliated companies provided for under Article 26 Paragraph (5) of the Law (including joint stock companies and limited companies which are regarded as affiliated companies in accordance with the provisions of Paragraph (6) of the same article; hereinafter in this item,

- Article 12 Paragraph (2) Item ii) and Annex Table 13 referred to as “affiliated company”) and other companies which NHK or affiliated company is de facto holding not less than twenty percents and not more than fifty percents of voting rights of another company and which NHK can give significant influence through its relations in personnel, fund, technology, transactions, etc. on the company’s policies of finance and business (in Article 12 Paragraph (2) Item ii) and Annex Table 13 referred to as “related company”)
- b) Outlines (including system charts indicating relationships), names, addresses, fundamental properties, details of businesses, conditions of officers (numbers and names of representatives), numbers of employees and relations with NHK of a public-interest corporation or other juridical persons conducting part of NHK's business or business relating to NHK's business, which NHK controls the juridical person’s policy on finance and business or NHK can give significant influence thereon through NHK’s relations in finance, personnel, fund, technology, transactions, etc.
  - xi) Other matters to be referred

*(Period for Access to the Operational Report)*

**Article 11-2.** The period stipulated under this Ordinance in accordance with Article 38 Paragraph (3) of the Law shall be five years.

*(Form of Inventory of Assets, Etc.)*

**Article 12.** The inventory of assets, balance sheet, and profit and loss statement under Article 40 of the Law shall be prepared in accordance with the form stipulated under Annex Table 6.

- (2) Written explanation under Article 40 of the Law shall contain the following matters:
  - i) Outline of account settlement
  - ii) Status of assets and liabilities as well as profit and loss
    - a) Details of long-term borrowing (including lenders (if there is borrowing from the fiscal investment and loan fund, the fact thereof) and each status of increase or decrease by lender in the fiscal year concerned)
    - b) Details of broadcast bonds (including types of bonds (the fact that there is not government guarantees on liability, or, in cases where government acceptances of the bonds, the fact thereof and names of underwriters) and increase and decrease within the fiscal year concerned by each type of bonds)
    - c) Details of reserve (including increase and decrease within the fiscal year

- concerned by each type of reserve)
- d) Acquisition and disposition of fixed assets as well as details of depreciation costs
  - e) Details of holdings of affiliated companies and related companies (names, face values per stock, numbers of holdings, acquisition prices, amounts in balance sheets and increase and decrease within the fiscal year concerned of affiliated companies and related companies)
  - f) Details of investments (except investments for joint stock companies and limited liability companies)
  - g) Details of credit and debt to affiliated companies and related companies
  - h) In addition to matters in a) through g), details of major assets and liabilities (cash and savings deposits, stored goods, short-term borrowing, accounts receivable, accounts payable, etc.)
  - j) Details of subsidies, etc. (including names of subsidies received within the fiscal year concerned, account types of entities delivering subsidies, explanation on relations between subsidies and related items entered in balance sheets and profit loss statements)
  - k) Details of contributions and endowments to fundamental properties of related public-interest corporations, etc.
  - l) Details of salaries for officers and employees
  - m) In addition to matters in j) though k), details of major expenditures and profit (deemed as significant taking the business characteristics into consideration)
- iii) Status of account settlement of revenues and expenditures (in the form as stipulated in Annex Table 7)
  - iv) Matters concerning application of the general provisions of budget
  - v) Increase and decrease of asset value
  - vi) Conditions of major facilities
  - vii) Matters concerning capital and reserve
  - viii) Other matters to be referred

*(Period for Access to Balance Sheet, Etc.)*

**Article 12-2.** The period to be stipulated under this Ordinance in accordance with Article 40 Paragraph (4) of the Law shall be five years.

*(Application for Approval of Broadcast Bond Issuance)*

**Article 13.** Deleted.

*(Application for approval, etc. for abolition and suspension of broadcasting)*

**Article 14.** NHK shall, when it intends to obtain approval under Article 43 Paragraph (1) of the Law (including cases where it applies, mutatis mutandis, to Paragraph (3) of the same article) and Article 50-3 Paragraph (1) of the Law (including cases where it applies, mutatis mutandis, to Paragraph (3) of the same article), submit application with documents containing the following matters attached thereto through (in cases of NHK's international program-supplying operations or program-supplying operations, directly to the Minister of Public Management, Home Affairs, Posts and Telecommunications) a competent Regional Bureau of Telecommunications (including Okinawa Office of Posts and Telecommunications; hereinafter the same shall apply) to the Minister of Public Management, Home Affairs, Posts and Telecommunications.

- i) Broadcasting stations, NHK's international program-supplying operations or program-supplying operations to be abolished or suspended
  - ii) Reasons for abolition or suspension
  - iii) Time for abolition or suspension, or time period for suspension
- (2) NHK and the University of the Air Foundation (hereinafter referred to as "the University") shall, when obtaining approval for abolition or suspension, broadcast a notification to that effect without delay.

*(Matters to Be Contained, Etc. in Broadcast Suspension Notification)*

**Article 15.** NHK and the University shall, when NHK and the University intends to notify suspension under Article 43 Paragraph (2) of the Law (including cases where it applies, mutatis mutandis, to Paragraph (3) of the same article) and Article 50-3 Item ii) of the Law (including cases where it applies, mutatis mutandis, to Paragraph (3) of the same article), submit a notification with documents containing the following matters attached thereto, through a competent Regional Bureau of Telecommunications (in cases of NHK's international program-supplying operations or program-supplying operations, directly to the Minister of Public Management, Home Affairs, Posts and Telecommunications) to the Minister of Public Management, Home Affairs, Posts and Telecommunications:

- i) Suspended broadcasting stations, NHK's international program-supplying operations or program-supplying operations
- ii) Reasons for suspension
- iii) Month, date and hour, and time period of suspension

- (2) NHK and the University shall, in cases of suspension under Article 43 Paragraph (2) of the Law (including cases where it applies, mutatis mutandis, to Paragraph (3) of the same article) and Article 50-3 Paragraph (2) of the Law (including cases where it applies, mutatis mutandis, to Paragraph (3) of the same article), where available, broadcast a notification to that effect.

*(Matters to be contained in application form of transfer, etc.)*

**Article 16.** NHK shall, when it intends to obtain approval under Article 47 Paragraph (1) of the Law, submit application with documents containing the following matters attached thereto, to the Minister of Public Management, Home Affairs, Posts and Telecommunications:

- i) Broadcasting facilities to be transferred, lease, pledge, entrusted its operation, or subject to other person's control (hereinafter in this article referred to as "transfer, etc.")
- ii) Reasons for transfer, etc.
- iii) The other party of transfer, etc.
- iv) Price of transfer or lease, amount of pledge or consignment fee for operation
- v) Other terms and conditions of transfer, etc.

*(Access to Record of Election Campaign Broadcast)*

**Article 17.** In accordance with the provisions of Article 45 of the Law or Article 52 of the Law, in cases where a person who makes a broadcasting station air a campaign broadcast including political views of candidates for elective office or other broadcasts concerning election campaign, the person shall record the following matters. Upon request from a candidate for elective office or from her/his proxy, the record shall be accessed at said broadcasting station (if it is a broadcasting station conducting entrusted domestic broadcasting, the office of a person who entrusted the campaign broadcast.).

- i) Names of candidates and parties they belong to
- ii) Year, month, date and hour of and time of broadcast
- iii) Broadcasting stations that broadcast campaign broadcasts

*(Number of Committee Members of Private Broadcaster Exclusively Conducting Multiplex Broadcasting)*

**Article 17-2.** The number of committee members less than seven to be specified under this Ordinance in accordance with Article 51 Paragraph (1) of the Law (including cases

where different readings shall be applied in accordance with the provisions of Article 52-28 Paragraph (1) of the Law) shall be five.

*(Stocks and Publication)*

**Article 17-3.** The stocks provided for under this Ordinance in accordance with Article 52-8 Paragraph (1) of the Law shall, in accordance with the provisions of the rules of the Japan Securities Dealers Association (meaning the Japan Securities Dealers Association provided for under Article 67 Paragraph (1) of the Securities Transaction Law (Law No. 25 of 1948)), be stocks registered as those of the buying and selling prices, as published at the over-the-counter transaction.

- (2) The publication under Article 52-8 Paragraph (2) of the Law shall, in a public method as stipulated under the articles of incorporation of the company, be made every six months.
- (3) The ratio as stipulated under this Ordinance in accordance with Article 52-8 Paragraph (2) Proviso of the Law shall be fifteen percents.

*(Application for Approval of Service Charges)*

**Article 17-4.** Any person who intends to obtain approval under Article 52-4 Paragraph (1) of the Law shall submit an application form of Annex Table 8 with the following documents attached thereto to the Minister of Public Management, Home Affairs, Posts and Telecommunications:

- i) Service charges (in cases of applying for approval of amendment, comparison of old and new service charges)
- ii) Explanatory documents concerning the basis underlying calculation of service charges
- iii) Written estimate of operating revenues and expenditures prospect for five years as from the effective date of the service charges
- iv) Scheduled effective date of enactment

*(Notification of Service Charges)*

**Article 17-4-2.** Any person who intends to make a notification under Article 52-4 Paragraph (3) of the Law shall submit a notification form of Annex Table 9 with the following documents attached thereto to the Minister of Public Management, Home Affairs, Posts and Telecommunications:

- i) Service charges (in cases of a notification of changes, comparison of old and new charges)

- ii) Scheduled effective date of the service charges

*(Application for Approval of Agreement Clauses)*

**Article 17-4-3.** Any person who intends to obtain approval under Article 52-4 Paragraph (4) of the Law shall submit an application form of Annex Table 9-2 with documents containing agreement clauses attached thereto (in cases of application for approval of changes, comparison of old and new terms of contract) to the Minister of Public Management, Home Affairs, Posts and Telecommunications.

- (2) Agreement clauses as specified under Article 52-4 Paragraph (4) of the Law shall, at least, stipulate the following matters:
  - i) In addition to service charges, in cases where domestic subscribers pay such charges, its names, contents and amounts of fees
  - ii) Matters concerning responsibilities of a paid broadcaster and its domestic subscribers
  - iii) Besides the provisions of the preceding two items, if there are matters with significant relevance with rights and obligations of domestic subscribers, said matters
  - iv) Scheduled effective date of enactment

*(Notification Concerning Standard Agreement Clauses)*

**Article 17-4-4.** Any person who intends to make a notification in accordance with the provisions of Article 52-4 Paragraph (6) of the Law shall submit a notification form of Annex Table 9-3 to the Minister of Public Management, Home Affairs, Posts and Telecommunications.

*(Notification of Agreement Clauses)*

**Article 17-5.** Any person who intends to make a notification of Article 52-4 Paragraph (7) of the Law shall submit a notification form of Annex Table 10 with agreement clauses attached thereto (in cases of a notification of changes, comparison of old and new agreement clauses) to the Minister of Public Management, Home Affairs, Posts and Telecommunications.

- (2) Agreement clauses provided for under Article 52-4 Paragraph (7) of the Law shall, at least, stipulate the following matters:
  - i) Service charges
  - ii) Besides the provision of the preceding item, in cases where domestic subscribers pay such charges, its names, contents and amounts of fees

- iii) Matters concerning responsibilities of a paid broadcaster and its domestic subscribers
- iv) Besides the provisions of the preceding three items, if there are matters with significant relevance with rights and obligations of domestic subscribers, said matters
- v) Scheduled effective date of enactment

*(Terms and Conditions for Providing Service)*

**Article 17-6.** Terms and conditions for providing service as stipulated under this Ordinance in accordance with Article 52-10 Paragraph (1) of the Law shall be as follows:

- i) Charges for facility-supplying broadcasting service and its method of payment
  - ii) Operation and maintenance methods of radio equipment mounted on a broadcasting station of an artificial satellite
  - iii) Other matters with significant relevance with operations of program-supplying operations or NHK's international program-supplying operations
- (2) Any person who intends to make a notification of Article 52-10 Paragraph (1) of the Law shall submit a notification form of Annex Table 11 with the following documents attached thereto to the Minister of Public Management, Home Affairs, Posts and Telecommunications:
- i) Terms and conditions for providing service (in cases of a notification of changes, comparison of old and new terms and conditions for providing service)
  - ii) Scheduled effective date of enactment

*(Application for Approval)*

**Article 17-7.** Application for approval of program-supplying operations (except domestic program-supplying operations conducted by NHK; the same shall apply in the following article, Articles 17-10 through 17-18, Article 17-21 and Supplementary Provision Paragraphs (2), (4) and (5)) shall be made in accordance with each classification of broadcasting using frequencies for broadcasting satellite service ranging from 11.7 GHz to 12.2 GHz (hereinafter referred to as "frequencies for broadcasting satellite service") that is allocated to Japan based on the provisions of Article 15 of the Radio Regulations as set forth under the Constitution and Convention of International Telecommunication Union or broadcasting using other frequencies, in accordance with classification of digital broadcasting (digital broadcasting provided for under Article 2 Paragraph (1) Item xxviii-xvi) of the Regulations for Enforcement of the Radio Law (the Radio Regulatory Commission Rules No. 14 of 1950) (limited to

ones in pursuant to the Standard System of Transmission Concerning Digital Broadcasting among Standard Television Broadcasting, Etc. (MPHPT Ordinance No. 57 of 1998)); hereinafter, the same shall apply) or other broadcasting, in accordance with each type of program-supplying broadcasting, in accordance with each classification among broadcasting including paid broadcasting or other broadcasting, in accordance with each desired orbit or location of satellites concerning program-supplying broadcasting, and in accordance with each desired frequency concerning program-supplying broadcasting (in cases where more than two broadcast programs are broadcast using one frequency, by each broadcast program).

*(Standards for Approval)*

**Article 17-8.** Concerning program-supplying operations (except ones pertaining to entrusted domestic and overseas broadcasting, whose frequency pertaining to broadcasting ranges from 3.6 GHz to 4.2 GHz; the same shall apply in the following paragraph, Supplementary Provision Paragraphs (4) and (5)), the standards as stipulated under this Ordinance in accordance with Article 52-13 Paragraph (1) Item iii) of the Law shall require a person intending to obtain approval or renewal of approval (hereinafter referred to as “approval, etc.”) not to be a person other than a person who falls under any of the following items:

- i) Private broadcasters (except ones exclusively conduct entrusted domestic broadcasting, international broadcasting entrusted by NHK or entrusted domestic and overseas broadcasting, ones exclusively conduct multiplex broadcasting or broadcasting for extraordinary and temporary purposes (including program-supplying broadcasting) or program-supplying broadcasters who exclusively supply broadcast programs for entrusted domestic and overseas broadcasting (limited to whose frequency pertaining to broadcasting ranges from 3.6 GHz to 4.2 GHz)
  - ii) A person who controls a person as stipulated under the preceding item
  - iii) A person who is controlled by a person as stipulated under the preceding two items
- (2) Notwithstanding the provisions of the preceding paragraph, in the following cases, the applicants shall not need to be other persons than persons who fall under any of the items of the preceding paragraph:
- i) Where a program-supplying broadcaster (except one under Item ii) or Item iii) of the preceding paragraph) obtains renewal of approval pertaining to said broadcast program-supplying operations

- ii) Where a person (except a person under Item i) of the preceding paragraph pertaining to a broadcasting station (except a broadcaster who exclusively conducts domestic broadcasting with a radio station on an artificial satellite)), upon approval, etc., becomes a person under each item of the same paragraph pertaining to the following broadcast program-supplying operations of digital broadcasting using a frequency for broadcasting satellite service (except where the applicant is one under each item of the same paragraph pertaining to a broadcasting station [except one on a artificial satellite; hereinafter within this item, the same shall apply] or the applicant becomes one under Item ii) of the same paragraph pertaining to a broadcasting station and digital broadcasting) and it is recognized to contribute to fair and efficient diffusion of broadcasting. However, concerning digital broadcasting of said person, it is limited to the case where the total number of symbols per second pertaining to each broadcasting (except broadcasting concerning broadcast program-supplying operations notified in accordance with the provisions of the Supplementary Provision Paragraph (20) of the Law; hereinafter in this item, the same shall apply) does not exceed 14,430,000, and said person does not entrust high-definition television broadcasting and standard television broadcasting at the same time.
  - a) Broadcast program-supplying operations by entrusting standard television broadcasting
  - b) Broadcast program-supplying operations by entrusting high-definition television broadcasting
  - c) Broadcast program-supplying operations by entrusting very high frequency (FM) broadcasting (limited to the cases where the total number of symbols per second pertaining to each broadcasting does not exceed 1,202,500)
  - d) Broadcast program-supplying operations (limited to the case where the total number of symbols per second pertaining to each broadcasting does not exceed 1,803,750) by entrusting data broadcasting (meaning data broadcasting as provided for under Article 2 Paragraph (1) Item xxviii-iv) of the Regulations for Enforcement of the Radio Law; hereinafter, the same shall apply)
- iii) Where a person, upon approval, etc., becomes a person under each item of the preceding paragraph pertaining to broadcast program-supplying operations (when entrusting two broadcasting on one frame (meaning frame specified under Article 9 Paragraph (2) of the Standard Transmission System Concerning FM Broadcasting [MPHPT Ordinance No. 26 of 1968]), said two entrusted

broadcasting shall be deemed to be one entrusted broadcasting; the same shall apply in Supplementary Provision Paragraph (2)), who entrusts two to six FM broadcasting (except digital broadcasting), and it is recognized to contribute to fair and efficient diffusion of broadcasting

- iv) Where a person (except one under Item i) of the preceding paragraph pertaining to a broadcasting station or broadcast program-supplying operations entrusting digital broadcasting using a frequency for broadcasting satellite service), upon approval, etc., becomes one under each item of the preceding paragraph pertaining to broadcast program-supplying operations entrusting digital broadcasting using a frequency other than the following frequencies for broadcasting satellite service (except cases where the applicant is one under each item of the preceding paragraph pertaining to a broadcasting station or broadcast program-supplying operations entrusting digital broadcasting using a frequency for broadcasting satellite service, or where the applicant becomes one under Item ii) of the same paragraph pertaining to a broadcasting station or broadcast program-supplying operations and digital broadcasting entrusting digital broadcasting using a frequency for broadcasting satellite service), and it is recognized as contributing to fair and efficient diffusion of broadcasting. However, it is limited to cases, concerning digital broadcasting of said person where the equivalent number of transponders calculated from the transmission capacity to be used shall not exceed four.
  - a) Broadcast program-supplying operations entrusting television broadcasting
  - b) Broadcast program-supplying operations entrusting FM broadcasting (limited to cases where the equivalent number of transponders calculated from the transmission capacity to be used shall not exceed two)
  - c) Broadcast program-supplying operations entrusting data broadcasting (limited to cases where the equivalent number of transponders calculated from the transmission capacity to be used shall not exceed one)
- v) Where a person under Item i) of the preceding paragraph pertaining to broadcast program-supplying operations entrusting digital broadcasting using a frequency for a broadcasting station established on an artificial satellite or broadcasting satellite service, upon approval, etc., becomes one under each item of the preceding paragraph pertaining to broadcast program-supplying operations entrusting digital broadcasting using a frequency other than the following frequencies for broadcasting satellite service, and it is recognized to contribute to fair and efficient diffusion of broadcasting. However, concerning digital

broadcasting pertaining to said person, it is limited to cases where the equivalent number of transponders calculated from the transmission capacity to be used shall not exceed three.

- a) Broadcast program-supplying operations entrusting television broadcasting
- b) Broadcast program-supplying operations entrusting FM broadcasting (limited to cases where the equivalent number of transponders calculated from the transmission capacity to be used shall not exceed two)
- c) Broadcast program-supplying operations entrusting data broadcasting (limited to cases where the equivalent number of transponders calculated from the transmission capacity to be used shall not exceed one)
- vi) In cases where said broadcast program-supplying operations are conducted only by entrusting multiplex broadcasting or broadcasting for extraordinary and temporary purposes
- vii) In cases where it is recognized as especially necessary for diffusion of broadcasting

(3) Concerning broadcast program-supplying operations (limited to entrusted domestic and overseas broadcasting whose frequency pertaining to broadcasting ranging from 3.6 GHz to 4.2 GHz; hereinafter in this paragraph, the same shall apply), the standards as specified under this Ordinance in accordance with Article 52-13 Paragraph (1) Item iii) of the Law shall be as follows:

- i) The sum of frequency bandwidths pertaining to broadcast program-supplying operations conducted by a person and frequency bandwidths pertaining to broadcast program-supplying operations conducted by those controlled by said person shall, upon approval, etc. of the applicant, not exceed 36 MHz.
- ii) Said approval, etc. shall be recognized as contributing to fair and efficient diffusion of broadcasting.

(4) The term “control” in the provisions of the preceding three paragraphs shall mean conducts which fall under any of the following items:

- i) A person possesses more than one-tenth of voting rights in voting rights of a juridical person or entity. However, in cases where said juridical person or entity is a program-supplying broadcaster, said person possesses more than one-third of voting rights thereof.
- ii) The total number of officers of a juridical person or entity who are concurrently officers of another juridical person or entity (except auditing officers, auditors or their equivalents; hereinafter in this item, the same shall apply) exceeds one-fifth of total officers of said another juridical person or entity.

- iii) A director who is vested with the representative right of a juridical person or entity concurrently serves as the director with the representative right of another juridical person or entity, or a full-time director of said juridical person or entity concurrently serves as a full-time director (excluding auditing officers, auditors or their equivalents) of said another juridical person or entity.
- (5) The equivalent number of transponders calculated from the transmission capacity to be used as specified under this Ordinance shall be the sum of numbers under the following respective items:
- i) Concerning broadcast program-supplying operations entrusting digital broadcasting (except digital broadcasting (hereinafter referred to as “110 degrees east longitude artificial satellite digital broadcasting using a frequency other than frequencies for broadcasting satellite service”) conducted by a radio station established on an artificial satellite in the same orbit or at the same location with another artificial satellite on which the radio station conducting domestic broadcasting or entrusted domestic broadcasting using a frequency for broadcasting satellite service among entrusted domestic broadcasting using a frequency other than frequencies for broadcasting satellite service pertaining to a person, the sum of numbers obtained by dividing transmission capacity per second (including error correcting codes, etc.; hereinafter the same shall apply) or the reference transmission capacity per second (meaning transmission capacity to be a reference level in cases where used transmission capacity fluctuates frequently; hereinafter the same shall apply) pertaining to each broadcasting by transmission capacity per second which can be transmitted on each one frequency pertaining to said broadcasting (42.192 megabits).
  - ii) Concerning broadcast program-supplying operations entrusting the 110 degrees east longitude artificial satellite digital broadcasting using a frequency other than frequencies for broadcasting satellite service pertaining to a person, the sum of numbers obtained by dividing a number of symbols per second or the reference number of symbols per second (meaning a number of symbols to be a reference level in cases where a used number of symbols fluctuates frequently; hereinafter, the same shall apply) pertaining to each broadcasting by the number of symbols per second which can be transmitted on each one of frequency pertaining to said broadcasting (28,860,000 symbols).

*(Application Form)*

**Article 17-9.** The application form provided for under Article 52-13 Paragraph (2) of the Law shall be as stipulated in Annex Table 12.

*(Attached Documents, Etc.)*

**Article 17-10.** Any person who intends to obtain approval for broadcast program-supplying operations shall, in accordance with the form as defined under Annex Table 13, enter the following matters in a business plan to be submitted in accordance with the provisions of Article 52-13 Paragraph (3) of the Law:

- i) Corporate status, and amount of capital or investment
  - ii) Funds by use needed until the commencement of business and methods for fund procurement
  - iii) Major investors and outlines thereof, and their investment amounts and the number of their voting rights
  - iv) Matters concerning officers
  - v) Management principles (standards for editing and compiling broadcast programs (the Standards of Broadcast Programs), basic plan for editing and compiling broadcast programs, matters for editing and compiling broadcast programs on a weekly basis, matters concerning the Consultative Organization on Broadcast Programs, matters concerning its editorial organization and examination related to broadcast programs, matters concerning disaster broadcasting under the provisions of Article 6-2 of the Law (hereinafter referred to as “disaster broadcasting”) as well as business conducted along with broadcast program-supplying operations and outlines of said business)
  - vi) Others
- (2) In the case of the preceding paragraph, where the applicant is the University, notwithstanding the provisions of the same paragraph, the following matters shall be contained:
- i) Matters concerning officers
  - ii) Matters concerning editing and compiling broadcast programs
  - iii) Matters for editing and compiling broadcast programs on a weekly basis
  - iv) Matters concerning its organization for editing broadcast programs
- (3) In the case of Paragraph (1), where a person intending to obtain approval for broadcast program-supplying operations intends to apply for approval of broadcast program-supplying operations by exclusively entrusting broadcasting whose broadcasting items are only items related to economic and market trends, natural

events, sporting news and other items as provided for under this Ordinance in accordance with Article 3-5 of the Law (hereinafter referred to as “specialized broadcasting”), notwithstanding the provisions of Paragraph (1), the following matters shall be contained:

- i) Matters under Items i) through iv) of Paragraph (1)
  - ii) Management principles (matters for editing and compiling broadcast programs on a weekly basis, matters concerning its editorial organization and examination related to broadcast programs, matters concerning disaster broadcasting as well as business conducted along with broadcast program-supplying operations and outlines of said business)
- (4) In the case of Paragraph (1), where a person intending to obtain approval of broadcast program-supplying operations intends to apply for approval of broadcast program-supplying operations exclusively entrusting broadcasting for extraordinary and temporary purposes, notwithstanding the provisions of said paragraph, the following matters shall be contained:
- i) Matters under Items i) through iv) of Paragraph (1)
  - ii) Matters for editing and compiling broadcast programs on a weekly basis and matters concerning disaster broadcasting
- (5) Documents stipulated under this Ordinance in accordance with Article 52-13 Paragraph (3) of the Law shall be a profit and loss estimate in accordance with the form under Annex Table 14.

*(Application Not in Conformance, Etc.)*

**Article 17-11.** The Minister of Public Management, Home Affairs, Posts and Telecommunications may, if he or she recognizes an application form for approval of broadcast program-supplying operations or attached documents thereto are nonconforming (including entries not in conformance with the form), request the applicant to correct them, or return them to the applicant with reasons.

- (2) The provisions of the preceding paragraph shall be applied, *mutatis mutandis*, to cases of application concerning broadcast program-supplying operations other than application for approval of broadcast program-supplying operations conducted based on the provisions of the Law or the regulations based thereon.

*(Simplification of Application Procedures)*

**Article 17-12.** Applications for approvals of two or more broadcast program-supplying operations conducted by one person may, limited to the case where those applications are made

at the same time, be made by submitting one application form and attached documents thereto expressly showing types of broadcasting and the number of broadcast programs pertaining to broadcast program-supplying operations for which the person intends to apply at the same time, by classification of entrusted domestic broadcasting using a frequency for broadcasting satellite service or other broadcasting, by classification of digital broadcasting or other broadcasting by type of entrusting broadcasting (except cases of digital broadcasting by entrusting digital broadcasting), by classification of broadcasting including paid broadcasting or other broadcasting, by desired orbit or location of artificial satellite concerning program-supplying broadcasting and by each desired frequency concerning program-supplying broadcasting.

*(Notification of Rejection of Approval, Etc.)*

**Article 17-13.** The Minister of Public Management, Home Affairs, Posts and Telecommunications shall, when he or she rejects approval for broadcast program-supplying operations from an applicant, notify the applicant in writing with the reasons thereof.

- (2) The provisions of the preceding paragraph shall be applied, mutatis mutandis, to cases of rejecting application concerning broadcast program-supplying operations other than application for approval of broadcast program-supplying operations conducted based on the provisions of the Law and the regulations based thereon.

*(Presenting Designated Frequency upon Approval)*

**Article 17-14.** Upon designation of frequency in accordance with the provisions of Article 52-14 Paragraph (1) of the Law pertaining to broadcast program-supplying operations entrusting FM broadcasting (except digital broadcasting), where a person conducts supplementary broadcasting (meaning supplementary broadcasting as provided for under Article 2 Paragraph (1) item xxviii-xvii) of the Regulations for Enforcement of the Radio Law; hereinafter the same shall apply) in said broadcast program-supplying operations, the multiplex frame number, the sound channel number in cases where a sampling frequency is 32 kHz or 48 kHz, and the data channel shall also be designated, and where the person does not conduct supplementary broadcasting, the multiplex frame number and the sound channel number in cases where a sampling frequency is 32 kHz or 48 kHz shall also be designated.

- (2) Upon designation of frequency in accordance with the provisions of Article 52-14 Paragraph (1) of the Law pertaining to broadcast program-supplying operations entrusting FM data multiplex broadcasting, the multiplex frame number and the data

channel shall also be designated.

- (3) Upon designation of frequency in accordance with the provisions of Article 52-14 Paragraph (1) of the Law pertaining to broadcast program-supplying operations entrusting digital broadcasting using a frequency for broadcasting satellite service, the number symbols, methods of supplementary broadcasting (limited to the case where supplementary broadcasting is conducted), the slot number (meaning slot as provided for under Article 18 Paragraph (1) of the Standard System for Transmission Concerning Digital Broadcasting in Standard Television Broadcasting, Etc. [hereinafter in this paragraph referred to as “Standard System”]; hereinafter the same shall apply), modulation systems of carrier wave (meaning modulation method as specified under Article 17 Paragraph (2) of the Standard System; hereinafter the same shall apply), encoded rates of code in error correction (meaning encoded rate of code in error correction as specified under Article 18 Paragraph (2) of the Standard System; hereinafter the same shall apply) and the scanning method, and the number of scanning lines per image (limited to cases of broadcast program-supplying operations entrusting television broadcasting; hereinafter referred to as “scanning method, etc.”).
- (4) Upon designation of frequency in accordance with the provisions of Article 52-14 Paragraph (1) of the Law pertaining to broadcast program-supplying operations entrusting digital broadcasting using a frequency other than frequencies for broadcasting satellite service (except the 110 degrees east longitude artificial satellite digital broadcasting using a frequency other than frequencies for broadcasting satellite service), in cases where supplementary broadcasting is conducted in said broadcast program-supplying operations, transmission capacity per second or the reference transmission capacity per second, and the method of supplementary broadcasting and the scanning method, etc. shall also be designated, as well as in cases where supplementary broadcasting is not conducted, transmission capacity per second or the reference transmission capacity and the scanning method, etc. shall also be designated.
- (5) Upon designation of frequency in accordance with the provisions of Article 52-14 Paragraph (1) of the Law pertaining to broadcast program-supplying operations entrusting the 110 degrees east longitude artificial satellite digital broadcasting using a frequency other than frequencies for broadcasting satellite service, the number of symbols per second or the reference number of symbols per second, the method of supplementary broadcasting (limited to the case where supplementary broadcasting is conducted), the slot number, the modulation method of carrier wave, the encoded rate

of codes in error correction and the scanning method, etc. shall also be designated.

*(Form of Certification, Etc.)*

**Article 17-15.** The form of certification for approval under Article 52-14 Paragraph (2) of the Law shall be specified under Annex Table 15.

- (2) The provisions of Paragraph (1) of the preceding article shall be applied, mutatis mutandis, to cases where a frequency is contained in the certificate of approval pertaining to broadcast program-supplying operations entrusting FM broadcasting (except digital broadcasting).
- (3) The provisions of Paragraph (2) of the preceding article shall be applied, mutatis mutandis, to cases where a frequency is contained in the certificate of approval pertaining to broadcast program-supplying operations entrusting FM data multiplex broadcasting.
- (4) The provisions of Paragraph (3) of the preceding article shall be applied, mutatis mutandis, to cases where a frequency is contained in the certificate of approval pertaining to broadcast program-supplying operations entrusting digital broadcasting using a frequency for broadcasting satellite service.
- (5) The provisions of Paragraph (4) of the preceding article shall be applied, mutatis mutandis, to cases where a frequency is contained in the certificate of approval pertaining to broadcast program-supplying operations entrusting digital broadcasting using a frequency other than frequencies for broadcasting satellite service.

*(Notification of the Commencement, Etc. of Broadcast Program-supplying Operations)*

**Article 17-16.** A notification in accordance with the provisions of Article 52-15 or Article 52-20 of the Law shall be made in writing. In this case, if said notification is in accordance with the provisions of Article 52-15 Paragraph (2) of the Law, the reasons shall be added on the notification.

*(Application for Renewal of Approval)*

**Article 17-17.** Any person who intends to apply for renewing approval for broadcast program-supplying operations shall submit the renewal application form in accordance with Annex Table 16 to the Minister of Public Management, Home Affairs, Posts and Telecommunications.

- (2) The application form of the preceding paragraph shall be attached with documents containing the following matters in accordance with the form under Annex Table 13:
  - i) Corporate status, and amount of capital or investment (except cases of broadcast

- program-supplying operations of the University)
- ii) Major investors and outlines thereof, and amounts of their investments and numbers of voting rights (except cases of broadcast program-supplying operations of the University)
  - iii) Matters concerning officers

*(Application Period for Renewal of Approval)*

**Article 17-18.** Application for renewal of approval concerning broadcast program-supplying operations shall be made in the period prior to three months and not exceeding six months before the date of expiration of the approval.

*(Changes of Items Related to Facility-supplying Broadcasting, Etc.)*

**Article 17-19.** Any person who intends to obtain approval for changes in accordance with the provisions of Article 52-17 Paragraph (1) of the Law shall submit an application form in accordance with Annex Table 17 with a business plan and a profit and loss estimate attached thereto to the Minister of Public Management, Home Affairs, Posts and Telecommunications.

- (2) The form of a business plan under the preceding paragraph shall be as stipulated under Annex Table 13, and the form of a profit and loss estimate shall be as stipulated under Annex Table 14.
- (3) The cases that are specified under this Ordinance in accordance with Article 52-17 Paragraph (2) of the Law shall be as follows:
  - i) Where after the Minister of Public Management, Home Affairs, Posts and Telecommunications changes the plan for the Available Frequencies Allocated to Broadcasting and changes orbits or locations of artificial satellites or frequencies of the other party of entrustment pertaining to said entrustment, a person other than the other party of entrustment obtains license of a radio station conducting entrusted domestic broadcasting or entrusted domestic and overseas broadcasting whose orbit or location of an artificial satellite or a frequency that is newly-specified by the changes of said plan shall be contained
  - ii) Where a program-supplying broadcaster designated transmission capacity per second (in the case of the 110 degrees east longitude artificial satellite digital broadcasting using a frequency other than frequencies for broadcasting satellite service, the reference number of symbols per second; the same shall apply in the following item, Article 17-24 Paragraph (2) Item iii) and Article 17-25 Item iii)) in accordance with Article 17-4 Paragraph (4) or Paragraph (5) intends to change

its designation to designation based on the reference transmission capacity per second

- iii) Where the program-supplying broadcaster designated the reference transmission capacity per second in accordance with Article 17-14 Paragraph (4) or Paragraph (5) intends to change its designation to designation based on transmission capacity per second
- iv) Where there is a need to eliminate interference or other reasons and when the Minister of Public Management, Home Affairs, Posts and Telecommunications provides notice

*(Exceptions of Approved Succession in Case of Joint Inheritance)*

**Article 17-20.** In cases where there are more than two heirs, when one heir who is to succeed the status as a program-supplying broadcaster is decided after due consultation among those heirs, the heir shall submit a notification with documents under Article 52-18 Paragraph (1) of the Law including documents that prove the fact that other heirs agreed thereon attached thereto to the Minister of Public Management, Home Affairs, Posts and Telecommunications.

*(Application for Succession of Approval)*

**Article 17-21.** Any person who intends to succeed a status as a program-supplying broadcaster in accordance with the provisions of Article 52-18 Paragraph (2) of the Law shall submit a notification with documents containing the following matters in accordance with the form as specified under Annex Table 18 to the Minister of Public Management, Home Affairs, Posts and Telecommunications:

- i) Trade names or names, addresses of the parties of a merger or acquisition and names of representatives thereof
- ii) Trade names or names, addresses of the parties and names of representatives thereof that are planned for a surviving juridical person after merger or a juridical person established by a merger, or a juridical person restructured after division, to succeed all of program-supplying broadcasting operations
- iii) Year, month, date of resolution on merger or division, and year, month, date planned for corporate registration of merger
- iv) Reasons for merger or division
- v) Reasons why the succession of the status as a program-supplying broadcaster is needed
- vi) Types of entrusting broadcasting of program-supplying broadcasting operations

pertaining to the succession, approval numbers and a trade name or a name of a program-supplying broadcaster

vii) Business plans and profit and loss estimates

(2) The application of the preceding paragraph shall be attached with the following documents:

i) A copy of merger contract or either of division plan or division contract

ii) Resolution minutes of shareholders' general meeting or partners' general meeting, a written consent of general partners or all partners and other documents sufficient to certify the decision making concerning merger or division

iii) Draft articles of incorporation of a surviving juridical person after merger or a juridical person established by a merger, or a juridical person restructured after division, to succeed all of program-supplying broadcasting operations

(3) The applicant of Paragraph (1) shall, when the registration of establishment or registration of alteration is completed, submit the certified copy of the registration book to the Minister of Public Management, Home Affairs, Posts and Telecommunications without delay.

*(Amendment)*

**Article 17-22.** Upon application for amendment, a program-supplying broadcaster shall, when intending to obtain amendment of a certificate under Article 52-19 of the Law, submit the certificate, with documents describing reasons and parts to be amended attached thereto, to the Minister of Public Management, Home Affairs, Posts and Telecommunications.

(2) Upon application of the preceding paragraph, the Minister of Public Management, Home Affairs, Posts and Telecommunications may conduct the amendment by granting a new certificate.

(3) The Minister of Public Management, Home Affairs, Posts and Telecommunications may, in addition to the case of application under Paragraph (1), conduct amendment of certificate on his or her official authority.

(4) A program-supplying broadcaster shall, when given a new certificate, return the old certificate without delay.

*(Reissuance of Certificate)*

**Article 17-23.** A program-supplying broadcaster shall, when intending to apply for reissuance of certificate because of damage or loss, etc., submit an application form containing

reasons thereof with a business plan and a profit and loss estimate attached thereto to the Minister of Public Management, Home Affairs, Posts and Telecommunications.

- (2) The provisions of Paragraph (4) of the preceding article shall apply, mutatis mutandis, to cases where a certificate of approval is reissued in accordance with the provisions of the preceding paragraph. However, when the program-supplying broadcaster cannot return the certificate of approval because of the loss thereof, this shall not apply.

*(Logs on Program-supplying Broadcasting Operations)*

**Article 17-24.** Logs on program-supplying broadcasting operations shall be kept at office of a program-supplying broadcaster.

- (2) Daily logs on program-supplying broadcasting operations shall contain the following matters. However, in cases where the Minister of Public Management, Home Affairs, Posts and Telecommunications deems that there is no necessity, part of logs may be omitted.
  - i) Title of each broadcast program and time of start and end of the broadcast (in the course of program-supplying broadcasting operations entrusting television broadcasting, in cases where a program-supplying broadcaster aired broadcasts such supplementary broadcasts with images as closed-captioned broadcasts, video description (audio narration) broadcasts, stereophonic broadcasts, bilingual broadcasts or other broadcasts, these facts shall be expressly described in the log to be identified, and in cases where multiple scanning methods are designated in accordance with the provisions of Article 17-14 Paragraph (3), Paragraph (4) or Paragraph (5), these facts shall be expressly described in the log to be identified.)
  - ii) In cases where a program-supplying broadcaster aired supplementary broadcasts other than main voice of FM broadcasting or image of television broadcasting, by each program-supplying broadcasting operations; in cases of FM broadcasting, by each main voice, and in cases of television broadcasting, daily average numbers of symbols used for image or daily average transmission capacity used for image
  - iii) In cases where the reference transmission capacity per second is designated in accordance with the provisions of Article 17-14 Paragraph (4) or Paragraph (5), a daily average (meaning a value calculated by dividing the daily sum of transmission capacities used per second by 86,400 seconds; however, if there are fractions below 1, a value obtained by rounding them off) of transmission

capacity used for each designated frequency (in the case of 110 degrees east longitude artificial satellite digital broadcasting using a frequency other than frequencies for broadcasting satellite service, numbers of symbols; hereinafter referred to as “used transmission capacity”)

- iv) In cases where broadcasting is entrusted using emergency warning signals in accordance with Article 138-2 of the Regulations for Operating Radio Station (Radio Regulatory Commission Rules No. 17 of 1950), the fact thereof in each event
- v) In cases where a program-supplying broadcaster willingly halts program-supplying broadcasting during operating hours allowed by a broadcasting station conducting entrusted domestic broadcasting or entrusted domestic and overseas broadcasting, hours thereof
- vi) Suspended hours of program-supplying broadcasting
- vii) Other matters to be referred

*(Submission of Summary)*

**Article 17-25.** A program-supplying broadcaster shall, with logs on program-supplying broadcasting operations, for six months from every April (for a program-supplying broadcaster exclusively entrusting broadcasting for extraordinary and temporary purposes, the valid period of approval), submit a summary containing the following matters during the period to the Minister of Public Management, Home Affairs, Posts and Telecommunications, at the earliest opportunity:

- i) Total broadcasting hours of program-supplying broadcasting (in the course of program-supplying broadcasting operations entrusting television broadcasting, in cases where a program-supplying broadcaster aired broadcasts such supplementary broadcasts with images as closed-captioned broadcasts, video description (audio narration) broadcasts, stereophonic broadcasts, bilingual broadcasts or other broadcasts, the total broadcasting hours for each, and in cases where multiple scanning methods are designated in accordance with the provisions of Article 17-14 Paragraph (3), Paragraph (4) or Paragraph (5), the total broadcasting hours for each)
- ii) In cases where a program-supplying broadcaster aired supplementary broadcasts other than main voice of FM broadcasting or image of television broadcasting, by each program-supplying broadcasting operations; in cases of FM broadcasting, by each main voice, and in cases of television broadcasting, average numbers of symbols used for image or average transmission capacity

used for image within the period

- iii) In cases where the reference transmission capacity per second is designated in accordance with the provisions of Article 17-14 Paragraph (4) or Paragraph (5), the average during the period (if there are fractions below 1, the value acquired by rounding them off) of daily average (meaning daily average of used transmission capacity as provided for under Paragraph (2) Item iii) of the preceding article) of used transmission capacity
- iv) In cases where broadcasting is entrusted using emergency warning signals in accordance with Article 138-2 of the Regulations for Operating Radio Station, the fact thereof
- v) Suspended hours of program-supplying broadcasting
- vi) Other matters to be referred

**Article 17-26.** A program-supplying broadcaster shall, where there is a change in its business plan provided for under Article 52-13 Paragraph (3) of the Law, in accordance with the applicable notice of the Ministry of Public Management, Home Affairs, Posts and Telecommunications, submit a notification to the Minister of Public Management, Home Affairs, Posts and Telecommunications.

- (2) A program-supplying broadcaster (except a program-supplying broadcaster exclusively entrusting broadcasting for extraordinary and temporary purposes) shall, at each accounting period of program-supplying broadcasting business, report the result of profit and loss of the business to the Minister of Public Management, Home Affairs, Posts and Telecommunications.
- (3) The report of the preceding paragraph may be replaced by submission of accounting documents.

*(Use of Emergency Warning Signals)*

**Article 17-27.** A program-supplying broadcaster may, in cases as contained in the left column of the following table, when deemed necessary for contributing to prevention of disaster or reduction of damage thereof, entrust broadcasting after the prior emergency warning signals contained in the right column of the table:

Classification	Prior emergency warning signal
i) In cases where entrusting broadcasts of the fact that warning is declared in accordance with the provisions of Article 9 Paragraph (1) of the Special Measures Law Concerning Large-scale Earthquake (Law No. 73 of 1978)	Type I start signals
ii) In cases where entrusting broadcasts as required under the provisions of Article 57 of the Basic Law Concerning Disaster Prevention (Law No. 223 of 1961) (including cases where the article applies, mutatis mutandis, to Article 20 of the Special Measures Law Concerning Large-scale Earthquake	
iii) In cases where entrusting broadcasts that the tsunami warning is declared in accordance with the provisions of Article 13 Paragraph (1) of the Meteorological Service Law (Law No. 165 of 1952)	Type II start signals

- (2) A program-supplying broadcaster shall, in cases where entrusting broadcasts with prior emergency warning signals as provided for under the preceding paragraph, immediately have termination signals transmitted.
- (3) Emergency warning signals shall not be used in cases other than cases under the preceding two paragraphs.

*(Classification of Use for Area Signals)*

**Article 17-28.** Classification of use for area signals (meaning signals for specifying certain areas as reception areas of emergency warning signals) used for emergency warning signals shall be as set forth under the Table in Article 138-3 of the Regulations for Operating Radio Station.

*(Application for Designation)*

Article 17-29. Any person who intends to obtain designation in accordance with the provisions of Article 53 Paragraph (1) of the Law (referred to in the following paragraph as “designation”) shall submit an application form containing the following matters to the Minister of Public Management, Home Affairs, Posts and Telecommunications:

- i) Name and address
- ii) Name and location of office in which the applicant intends to carry out businesses as provided for under Article 53-2 of the Law (hereinafter in this

article referred to as “broadcast programs archiving business, etc.”)

- iii) Date for commencing broadcast programs archiving business, etc.
- (2) The application form of the preceding paragraph shall contain the following documents:
- i) Articles of incorporation or act of endowment, and certified copy of the registration book
  - ii) An inventory of assets and a balance sheet as of the end of business year preceding the business year to which the date of application belongs. However, for a juridical person established in the business year to which the date of application belongs, inventory of assets at the establishment.
  - iii) A business plan and a profit and loss budget of the business year to which the date of application belongs and the following business year
  - iv) Documents which certify that decision concerning intentions pertaining to application for designation was made
  - v) Documents containing names and curricula vitae of officers
  - vi) Documents containing matters concerning organization and operations
  - vii) Documents containing matters concerning operations currently carried out
  - viii) Documents containing plans concerning methods for conducting broadcast programs archiving business, etc.
  - xi) Documents containing other matters to be referred

*(Notification of Changes of Name, Etc. of the Center)*

**Article 17-30.** A Broadcast Program Center provided for under Article 53 Paragraph (1) of the Law (hereinafter referred to as “the Center”) shall, when the Center intends to notify in accordance with the provisions of Paragraph (4) of the same article, submit a notification containing the following matters to the Minister of Public Management, Home Affairs, Posts and Telecommunications:

- i) Name, address or location after the change
- ii) Effective date for the change

*(Publication of Standards for Archiving, Etc.)*

**Article 17-31.** Publication in accordance with the provisions of Article 53-3 Paragraph (4) of the Law shall be made by posting on publication of the Center or other methods with which the public can be informed as much as possible.

*(Matters to Be Contained in the Plan)*

**Article 18.** The plan of Article 53-9 of the Law shall contain the following matters:

- i) Outlines of plans concerning installation or maintenance of broadcasting facilities
- ii) Time to conduct multiplex broadcasting
- iii) In cases of NHK, or a private broadcaster conducting FM broadcasting or television broadcasting and who is other than a facility-supplying broadcaster, the following matters:
  - 1) Volume of broadcast programs by each type of broadcasting items
  - 2) In cases where a person let other person, who intends to conduct multiplex broadcasting, use its broadcasting facilities, the following matters:
    - a) Users of the broadcasting facilities
    - b) Broadcasting facilities to be used
    - c) Methods for management of the broadcasting facilities to be used, the period for use and prices thereof
    - d) Other terms and conditions for use

*(Submitted Documents, Etc. That Can Be Recorded by Electromagnetic Method)*

Article 19. Documents compiled in accordance with the provisions of this Ordinance and documents submitted to the Minister of Public Management, Home Affairs, Posts and Telecommunications or a Director-General of Regional Bureau of Telecommunications may be compiled and submitted, with electromagnetic storage media recording the matters to be entered pertaining to records utilizing the electromagnetic method (meaning electronic methods or magnetic methods, or other methods unrecognizable solely with human perception; hereinafter the same shall apply) in accordance with the applicable notice of the Ministry of Public Management, Home Affairs, Posts and Telecommunications as issued by the Minister of Public Management, Home Affairs, Posts and Telecommunications.

- (2) In cases where a person submits documents in electromagnetic storage media for recording by the electromagnetic method in accordance with the preceding paragraph, the applicant shall attach documents containing a name and an address of the applicant or notifier as well as the date for the application or submission.

### **Annex Table 1 (Related with Article 1-2)**

- i) Domestic broadcasting (broadcasting other than digital broadcasting, except ones conducting paid broadcasting)

Broadcasting by a terrestrial system

- a. AM broadcasting
  - a) Broadcasting by NHK
    - A. General broadcasting
      - (A) Wide-area broadcasting
      - (B) Prefectural broadcasting
    - B. Educational broadcasting
  - b) Broadcasting by private broadcaster
    - A. Wide-area broadcasting
    - B. Prefectural broadcasting
- b. Short wave broadcasting
  - Broadcasting by private broadcaster
- c. FM broadcasting
  - a) Broadcasting by NHK
    - General broadcasting
  - b) Broadcasting by the University
    - The University's educational broadcasting
  - c) Broadcasting by private broadcaster
    - A. A) Prefectural broadcasting
    - B) Community broadcasting
    - B. Foreign-language broadcasting
- d. Television broadcasting
  - Standard television broadcasting
    - a) Broadcasting by NHK
      - A. General broadcasting
        - A) Wide-area broadcasting
        - B) Prefectural broadcasting
      - B. Educational broadcasting
    - b) Broadcasting by the University
      - The University's educational broadcasting
    - c) Broadcasting by private broadcaster

- General broadcasting
  - A. Wide-area broadcasting
  - B. Prefectural broadcasting
- e Multiplex broadcasting
  - a) FM sound multiplex broadcasting
    - Broadcasting by private broadcaster
  - b) FM character multiplex (teletext) broadcasting
    - Broadcasting by private broadcaster
  - c) Standard television sound multiplex broadcasting
    - Broadcasting by private broadcaster
  - d) Standard television character multiplex (teletext) broadcasting
    - Broadcasting by private broadcaster
  - e) Standard television data multiplex broadcasting
    - Broadcasting by private broadcaster

Broadcasting by a satellite system

- a. Television broadcasting
  - a) Standard television broadcasting
    - A. Broadcasting by NHK
      - A) Broadcasting for the purpose of eliminating poor reception
      - B) General broadcasting
    - B. Broadcasting by private broadcaster
  - b) High-definition television broadcasting
    - A. Broadcasting by NHK
      - Broadcasting for facilitating transition to digital broadcasting
    - B. Broadcasting by private broadcaster
      - Broadcasting for facilitating transition to digital broadcasting
- b. Multiplex broadcasting
  - a) Standard television sound multiplex broadcasting
    - Broadcasting by private broadcaster
  - b) Standard television character multiplex (teletext) broadcasting
    - Broadcasting by private broadcaster
  - c) Standard television data multiplex broadcasting
    - Broadcasting by private broadcaster

- ii) Domestic broadcasting (broadcasting other than digital broadcasting; limited to ones conducting paid broadcasting)
  - 1) Broadcasting by a terrestrial system
    - Multiplex broadcasting
      - a. FM character multiplex (teletext) broadcasting
        - Broadcasting by private broadcaster
      - b. Standard television data multiplex broadcasting
        - Broadcasting by private broadcaster
    - 2) Broadcasting by a satellite system
      - a. Television broadcasting
        - Standard television broadcasting
        - Broadcasting by private broadcaster
      - b. Multiplex broadcasting
        - a) Standard television sound multiplex broadcasting
          - Broadcasting by private broadcaster
        - b) Standard television character multiplex (teletext) broadcasting
          - Broadcasting by private broadcaster
        - c) Standard television data multiplex broadcasting
          - Broadcasting by private broadcaster
  
- iii) Domestic broadcasting (digital broadcasting by a terrestrial system broadcasting including almost all broadcast programs of domestic broadcasting by a terrestrial system (limited to broadcasting conducted by oneself and broadcasting other than digital broadcasting))
  - Television broadcasting
  - Broadcasting including high-definition television broadcasting
  - 1) Broadcasting by NHK
    - A. General broadcasting
      - A) Wide-area broadcasting
      - B) Prefectural broadcasting
    - B. Educational broadcasting
  - 2) Broadcasting by the University
    - The University's educational broadcasting
  - 3) Broadcasting by private broadcaster
    - General broadcasting
      - a. Wide-area broadcasting
      - b. Prefectural broadcasting

- vi) Entrusted domestic broadcasting using a frequency for broadcasting satellite service (digital broadcasting which broadcasts broadcast programs identical with domestic broadcasting by a satellite system; except ones transmitting broadcast programs of a program-supplying broadcaster entrusting paid broadcasting)
  - 1) FM broadcasting
    - Broadcasting by private broadcaster
  - 2) Standard television broadcasting
    - Broadcasting by private broadcaster
  - 3) Data broadcasting
    - Broadcasting by private broadcaster
  
- v) Entrusted domestic broadcasting using a frequency for broadcasting satellite service (digital broadcasting which broadcasts broadcast programs identical with domestic broadcasting by a satellite system; limited to ones transmit broadcast programs of program-supplying broadcaster entrusting paid broadcasting)
  - 1) FM broadcasting
    - Broadcasting by private broadcaster
  - 2) Data broadcasting
    - Broadcasting by private broadcaster
  
- vi) Entrusted domestic broadcasting using a frequency for broadcasting satellite service (digital broadcasting other than one broadcasts broadcast programs identical with domestic broadcasting by a satellite system; except ones transmitting broadcast programs of a program-supplying broadcaster entrusting paid broadcasting)
  - 1) FM broadcasting
    - Broadcasting by private broadcaster
  - 2) Television broadcasting
    - a. Standard television broadcasting
      - Broadcasting by private broadcaster
    - b. High-definition television broadcasting
      - a) Broadcasting by NHK (broadcasting entrusted by NHK)
        - General broadcasting
      - b) Broadcasting by private broadcaster
  - 3) Data broadcasting
    - Broadcasting by private broadcaster

- vii) Entrusted domestic broadcasting using a frequency for broadcasting satellite service (digital broadcasting other than ones broadcasting broadcast programs identical with domestic broadcasting by a satellite system; limited to ones transmitting broadcast programs of a program-supplying broadcaster entrusting paid broadcasting)
  - 1) FM broadcasting
    - Broadcasting by private broadcaster
  - 2) Television broadcasting
    - A. Standard television broadcasting
      - Broadcasting by private broadcaster
    - B. High-definition television broadcasting
      - Broadcasting by private broadcasting
  - 3) Data broadcasting
    - Broadcasting by private broadcaster
  
- viii) Entrusted domestic broadcasting using a frequency other than frequencies for broadcasting satellite service (broadcasting other than digital broadcasting; except ones transmitting broadcast programs of a program-supplying broadcaster entrusting paid broadcasting)
  - 1) FM broadcasting
    - Broadcasting by private broadcaster
  - 2) Multiplex broadcasting
    - FM data multiplex broadcasting
      - Broadcasting by private broadcaster
  
- ix) Entrusted domestic broadcasting using a frequency other than frequencies for broadcasting satellite service (digital broadcasting other than the 110 degrees east longitude artificial satellite digital broadcasting using a frequency other than frequencies for broadcasting satellite service; except ones transmitting broadcast programs of a program-supplying broadcaster entrusting paid broadcasting)
  - 1) FM broadcasting
    - Broadcasting by private broadcaster
  - 2) Television broadcasting
    - Standard television broadcasting
      - Broadcasting by private broadcaster
  - 3) Data broadcasting
    - Broadcasting by private broadcaster

- x) Entrusted domestic broadcasting using a frequency other than frequencies for broadcasting satellite service (the 110 degrees east longitude artificial satellite digital broadcasting using a frequency other than frequencies for broadcasting satellite service; except ones transmitting broadcast programs of a program-supplying broadcaster entrusting paid broadcasting)
  - 1) FM broadcasting
    - Broadcasting by private broadcaster
  - 2) Television broadcasting
    - a. Standard television broadcasting
      - Broadcasting by private broadcaster
    - b. High-definition television broadcasting
      - Broadcasting by private broadcaster
  - 3) Data broadcasting
    - Broadcasting by private broadcaster
  
- xi) Entrusted domestic broadcasting using a frequency other than frequencies for broadcasting satellite service (broadcasting other than digital broadcasting; limited to ones transmitting broadcast programs of a program-supplying broadcaster entrusting paid broadcasting)
  - 1) FM broadcasting
    - Broadcasting by private broadcaster
  - 2) Multiplex broadcasting
    - VHF data multiplex broadcasting
      - Broadcasting by private broadcaster
  
- xii) Entrusted domestic broadcasting using a frequency other than frequencies for broadcasting satellite service (digital broadcasting other than the 110 degrees east longitude artificial satellite digital broadcasting using a frequency other than frequencies for broadcasting satellite service; limited to ones transmitting broadcast programs of a program-supplying broadcaster entrusting paid broadcasting)
  - 1) FM broadcasting
    - Broadcasting by private broadcaster
  - 2) Television broadcasting
    - Standard television broadcasting
      - Broadcasting by private broadcaster
  - 3) Data broadcasting
    - Broadcasting by private broadcaster

xiii) Entrusted domestic broadcasting using a frequency other than frequencies for broadcasting satellite service (the 110 degrees east longitude artificial satellite digital broadcasting using a frequency other than frequencies for broadcasting satellite service; limited to ones transmitting broadcast programs of a program-supplying broadcaster entrusting paid broadcasting)

1) FM broadcasting

Broadcasting by private broadcaster

2) Television broadcasting

a. Standard television broadcasting

Broadcasting by private broadcaster

b. High-definition television broadcasting

Broadcasting by private broadcaster

3) Data broadcasting

Broadcasting by private broadcaster

xiv) International broadcasting

Broadcasting of NHK

1) Universal broadcasting

2) Regional broadcasting

xv) International relay broadcasting

Broadcasting by NHK

xvi) International broadcasting entrusted by NHK

Broadcasting by private broadcaster

xvii) Entrusted domestic and overseas broadcasting

Broadcasting by private broadcaster

(Note)

- i) In this Table, “broadcasting by a terrestrial system” refers to broadcasting other than by a satellite system.
- ii) In this Table, “broadcasting by a satellite system” refers to broadcasting by a broadcasting system using artificial satellite.
- iii) In this Table, “standard television broadcasting” refers to the standard television broadcasting as provided for under Article 2 Paragraph (1) Item xxviii-ii) of the Regulations for Enforcement

of the Radio Law (Radio Regulatory Commission Rules No. 14 of 1950).

- iv) In this Table, “high-definition television broadcasting” refers to the high-definition television broadcasting as provided for under Article 2 Paragraph (1) Item xxviii-iii) of the Regulations for Enforcement of the Radio Law.
- v) In this Table, “FM sound multiplex broadcasting” refers to the FM sound multiplex broadcasting as provided for under Article 2 Paragraph (1) Item xxviii-v) of the Regulations for Enforcement of the Radio Law.
- vi) In this Table, “FM data sound multiplex broadcasting” refers to the FM data sound multiplex broadcasting as provided for under Article 2 Paragraph (1) Item xxviii-vii) of the Regulations for Enforcement of the Radio Law.
- vii) In this Table, “standard television sound multiplex broadcasting” refers to the standard television sound multiplex broadcasting as provided for under Article 2 Paragraph (1) Item xxviii-xi) of the Regulations for Enforcement of the Radio Law.
- viii) In this Table, “standard television character multiplex (teletext) broadcasting” refers to the standard television character multiplex (teletext) broadcasting as provided for under Article 2 Paragraph (1) Item xxviii-xii) of the Regulations for Enforcement of the Radio Law.
- ix) In this Table, “standard television data multiplex broadcasting” refers to the standard television data multiplex broadcasting as provided for under Article 2 Paragraph (1) Item xxviii-xiii) of the Regulations for Enforcement of the Radio Law.
- x) In this Table, “general broadcasting” refers to broadcasting with edition of broadcast programs in harmony between cultural programs or educational programs, and news programs and entertainment programs.
- xi) In this Table, “educational broadcasting” refers to broadcasting most of which is shared by broadcasting of educational and cultural programs.
- xii) In this Table, “the University's educational broadcasting” refers to broadcasting all of which is shared by broadcasting conducted as lectures of lecture subjects stipulated as education curriculum of the University established by the University of the Air Foundation (hereinafter referred to as “the University”), notice broadcasting concerning the University and broadcasting conducted as service of Article 20 Paragraph (4) of the University of the Air Foundation Law (Law No. 80 of 1981).
- xiii) In this Table, “wide-area broadcasting” refers to broadcasting for meeting demands in an area combining areas of equal to or more than three prefectures.
- xiv) In this Table, “prefectural broadcasting” refers to broadcasting for meeting demands in an area of one prefecture or one combining areas of two prefectures.
- xv) In this Table, “community broadcasting” refers to broadcasting for meeting demand of a part (in cases where said part is adjacent to part of other city/town/village, including part combining the

part) of one city/town/village (including specified wards; in a designated city as provided for under Article 252-19 of the Local Autonomy Law (Law No. 67 of 1947), one ward; hereinafter the same shall apply).

- xvi) In this Table, “foreign-language broadcasting” refers to broadcasting contributing to international exchange through broadcasting in foreign languages.
- xvii) In this Table, “broadcasting for eliminating poor reception” refers to broadcasting including broadcasting for eliminating poor reception of television broadcasting by a terrestrial system conducted by NHK.
- xviii) In this Table, “universal broadcasting” refers to broadcasting for meeting demands in all foreign areas.
- xix) In this Table, “regional broadcasting” refers to broadcasting for meeting demands in part of foreign areas.
- xx) Regarding the classification of test broadcasting (meaning broadcasting conducted for test, research or survey necessary for progress and development of broadcasting and the reception thereof, or conducted on a trial basis for the purpose of transition of said broadcasting to practical use) and broadcasting for extraordinary and temporary purposes, the identification as such is set forth as classification.