

DENMARK

Name of Regulatory Authority **Radio- og tv-nævnet - The Radio And Television Board**
Address c/o Danish Agency for Culture and Palaces, H.C. Andersens Boulevard 2, DK-1553, Denmark
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E-mail rtv@slks.dk (valid for mails to the Board or the secretariat)
Homepage <http://slks.dk/medier/radio-og-tv-naevnet/>

Basis for operation

Legal framework Consolidated Radio and Television Broadcasting Act No. 988 of October 6, 2011, amended by Act No. 513 of May 27, 2013
General remit TV radio networks and infrastructures
 Others (please specify)
Funding mechanisms ⁱ licence fee industry fee state budget *
mixed funding (please specify):
 other (please specify):

* some of the funding of the state budget originates from the licence fee

Composition

Number of members: 8 Term of office: 4 years Re-election possible:
Proposal of members: *For 7 of the members no proposal before the minister's decision. 1 member is proposed by the listeners' and viewers' organisation. The current Board is nominated for the period from 1 January 2013 till 31 December 2016*
Appointment of members: *The minister appoints the 8 members, who together represent expertise in legal, financial/administrative, business and media/cultural affairs*
Minister for Culture
Revocation of mandate possible: no
Number of staff: 19 (Head of Media: Susanne Mahler)

Chairman: Mr Mads Bryde Andersen

Vice Chairman: Ms. Caroline Heide-Jørgensen

Competences

		national	regional	local
Granting of licences	terrestrial analogue broadcasters (only radio)	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
	terrestrial digital broadcasters (only television)		<input checked="" type="checkbox"/>	<input type="checkbox"/>
	satellite analogue broadcasters	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	satellite digital broadcasters	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	cable analogue broadcasters	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	cable digital broadcasters	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Others (please specify):	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<p>In the areas where your authority is not competent to grant licences, please specify the authority in charge:</p> <p>Please add any other relevant information: The public service broadcasters either broadcast according to the Radio and Television Broadcasting Act and a contract with the Ministry for Culture (DR and TV 2's regional broadcasters) or is granted a license by the Ministry for Culture (TV 2)</p>				
Granting of registrations	terrestrial analogue broadcasters	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	terrestrial digital broadcasters	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	satellite analogue broadcasters	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	satellite digital broadcasters	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	cable analogue broadcasters	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
	cable digital broadcasters	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
	Others (please specify):	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<p>In the areas where your authority is not competent to grant registrations, please specify the authority in charge:</p> <p>Please add any other relevant information: The Broadcasting Act does not distinguish between analogue and digital satellite/cable broadcasting</p>				
Frequency allocation	<input checked="" type="checkbox"/> for local radiobroadcasting after negotiation with the Danish Business Authority – the Board allocate frequencies to the local areas, but the actual frequency-licences are granted by the Danish Business Authority			
Supervision of	private broadcasters	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
	public broadcasters	<input checked="" type="checkbox"/> (limitations)	<input checked="" type="checkbox"/> (limitations)	
	others	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Handling complaints	<input checked="" type="checkbox"/>			

- Sanctioning
- issue warning
 - impose fine on TV 2 (the private public broadcaster), according to special agreement between the Minister for Culture and TV 2. The fine can be imposed for violation of certain conditions according to the licence, specified in the agreement. Otherwise the Board can make a complaint to the police for violation of the Broadcasting Act or Executive Orders. The police decides whether to go through with the case, which might result in a fine being imposed on the station violation the Act or Order. (This hardly ever happens)
 - demand to broadcast announcement (only matters about the contents of advertising)
 - revoke licence (The board can only revoke or suspend license, when the Board has granted the licence)
 - suspend licence
 - reduction in the licensing period
 - suspend a programme / broadcast
 - other (please specify): The Board can recommend to the Minister for Culture that TV 2's (the private public broadcaster) license is suspended or revoked, if TV 2 violates the Act or Executive Orders laid down according to the act, or conditions according to the license

Rule making codes rules (please specify):

Consultative powers According to the Radio and Television Broadcasting Act the Radio and Television Board shall offer advice to the Minister for Culture on matters concerning radio and television

Power of nomination please specify

- Monitoring
- programming
 - financial performance
 - others (please specify):

Others Please specify:
Please add any information you deem important:

The Board handles matters about the contents of programmes, advertising and sponsoring.

The Board also administers public grants for non-commercial local broadcasters

ⁱ By "licence fee" we refer to the public service licence fee usually paid by the entire population, whereas the term "industry fee" implies all those funding mechanisms based on a contribution from broadcasters themselves, including, for example, licensing fees (i.e. an amount of money that is paid by the broadcaster for it to be able to carry out its broadcasting operations) and frequency taxes.