

Republic of Armenia



Name of the Authority: **Commission on TV and Radio**

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Basis for operation

Legal framework **The Constitution of the Republic of Armenia:**
<http://www.parliament.am/parliament.php?id=constitution>
The Law on "Audiovisual Media" of the Republic of Armenia
<http://www.parliament.am/legislation.php?sel=show&ID=7300&lang=arm&enc=utf8> (AM)

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):

Composition

Number of members: 7 Term of office: 6 years Re-election possible:

Proposal of members: by tender	
Appointment of members:	The state regulatory body shall be composed of seven members. Members of the state regulatory body shall be elected by the National Assembly, upon recommendation of the competent standing committee of the National Assembly, by at least three fifths of votes of the total number of Deputies, for a term of six years, through gender representation.
Revocation of mandate possible:	<input checked="" type="checkbox"/> based on Art. 37 of the law of the RA on Audiovisual Media: 1. A member of the state regulatory body may not be recalled from his or her position before expiry of the term of office. 2. The powers of a member of the state regulatory body shall be terminated in case of: (1) violation of the incompatibility requirements; (2) impossibility to fulfil his or her official duties for more

		<p>than four subsequent months or more than six months during the calendar year due to temporary incapacity for work (except for reasons related to being on leave in case of maternity, birth of child or adoption of child) or acquisition, after being elected, of a physical impairment or disease that hinders his or her appointment to the position;</p> <p>(3) failure to attend the sittings of the state regulatory body more than twice for a non-valid reason during the year;</p> <p>(4) at least once, refusing to participate or abstaining from participating in the voting, except for the cases excluding participation in voting, prescribed by this Law;</p> <p>(5) failure to inform — at least once — about the circumstances excluding his or her participation in the sitting of the state regulatory body.</p>
Number of staff: 64		
Chairman: Mr. Tigran Hakobyan	Vice Chairman: no such position	

Competences

		national	regional	local
Granting of licences	terrestrial analogue broadcasters	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	terrestrial digital broadcasters	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" 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 checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
	Others (please specify):	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

In the areas where your authority is not competent to grant licences, please specify the authority in charge: **The functions of the Commission do not include licensing satellite broadcasters.**

Granting of registrations	terrestrial analogue broadcasters	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	terrestrial digital broadcasters	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" 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 checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
	Others (please specify):	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

In the areas where your authority is not competent to grant declarations, please specify the authority in charge:

Public Television and Radio Company. The executive body is the Council of the Public Television and Radio Company.

The remit of the Commission encompasses licensing and monitoring of private television and radio companies but it also monitors the Public TV and radio and in case of any violations of the Law, informs the Council of Public TV and Radio so that they can take remedies.

- Frequency allocation Ministry of High-Tech Industry
- Supervision of
 private broadcasters
 public broadcasters
 Other
- Handling complaints
- Sanctioning issue warning impose fine demand to broadcast announcement
 revoke licence suspend licence reduction in the licensing period
 suspend a programme / broadcast
 other (please specify):
- Rule making codes rules
 other (please specify):
- Consultative powers please specify the areas covered: legislation
- Power of nomination please specify
 (e.g. chairman of PSB)
- Monitoring programming
 financial performance
 others (please specify): see below Art. 32 of Law of the RA on Audiovisual Media
- Others Please specify:

Please add any information you deem important:

The Law of RA on "Audiovisual Media"

Article 32. Powers of the State Regulatory Body

1. The state regulatory body:

- (1) shall allocate — through public and tender procedure — a slot;
- (2) shall carry out authorization of a legal or natural person;
- (3) shall hold a tender for licensing the usage of the slot;
- (4) shall carry out the licensing of the activity of a network operator;
- (5) shall hold a tender for licensing the activity of a private multiplex operator;
- (6) shall prescribe the [procedure](#) for holding a tender for licensing the usage of the slot, the activity of a multiplex operator, the [forms](#) of applications for participation in the tender, the [procedure for and the form of the application](#) for licensing of the activity of a network operator;

- (7) shall approve the forms of the licence;
 - (8) shall draw up and publish the list of licensed persons, carry out control over fulfilment of the conditions indicated in the licence and the requirements of this Law;
 - (9) shall establish — by randomly observing audio and video records of audiovisual programmes — their compliance with the requirements of the legislation and the license;
 - (10) shall oversee compliance of technical criteria for audiovisual programmes with the standards prescribed by the decision of the Government;
 - (11) shall impose measures of liability in case of violation of this Law or non-execution of decisions thereof;
 - 12) shall oversee observance by the Broadcasters of the procedure for the election campaign prescribed by the Electoral Code of the Republic of Armenia;
 - (13) shall examine and give a response or conclusion with regard to complaints, suggestions and inquiries on the activities of the Broadcasters, operators and audiovisual programming distributors;
 - (14) shall carry out permanent monitoring of the activities of the Broadcasters and operators;
 - (15) may engage in the development of international treaties and draft legal acts with regard to the field of audiovisual media;
 - (16) shall conduct inspections and examinations as and in the cases prescribed by the Law of the Republic of Armenia "On organizing and conducting inspections in the Republic of Armenia";
 - (17) shall exercise supervision for ensuring of diversity of informative, educational, cultural and entertainment programmes in Public Broadcasters;
 - (18) shall establish the procedure for and form of submission of the report prescribed by point 16 of part 1 of Article 27 of this Law by the Council;
 - (19) shall establish the [procedure for and conditions](#) of allocation of airtime — during martial law or state of emergency — to the Prime Minister or the official who is officially the Commandant in the emergency area during a state of emergency;
 - (20) shall prescribe the form of record on results of the permanent monitoring;
 - (21) shall approve its structure as prescribed by law;
 - (22) shall give a conclusion with regard to draft secondary regulatory legislative acts arising from this Law;
 - (23) shall participate in the development of the policy in the field of audiovisual media;
 - (24) shall prescribe the conditions for using the slot in a public multiplex and publish information on the availability of free slots;
 - (25) shall check the conformity of the requirements of the licence attached to the application for licensing the usage of a slot by the broadcaster;
 - (26) shall exercise other powers prescribed by this Law.
2. The state regulatory body shall request and receive necessary documents and other information from entities, state authorities and officials prescribed by this Law.
 3. In case of detecting violations of the requirements of legislation on audiovisual media, the state regulatory body shall have competence to assign the Public Broadcasters to eliminate the detected shortcomings within the time limit prescribed.
 4. The state regulatory body shall have the competence to:

- (1) file a motion to the Council on subjecting the executive director of the Public Broadcaster to disciplinary liability, in case of detecting an act prohibited by an article of this Law, providing for a fine;
 - (2) file a motion to the Council on terminating the term of office of the executive director of the Public Broadcaster, in case of committal of acts prohibited by articles of this Law, providing suspension or termination of a licence, as well as in case of failure to eliminate the shortcomings within the time limit prescribed.
5. In case of suspending or terminating an authorization or a licence of the Broadcaster, the state regulatory body shall — within a three-day period — inform of it to the multiplex operator broadcasting the given programming for immediately terminating the broadcasting.
 6. The state regulatory body may involve specialists and experts on voluntary or contractual basis when exercising the powers thereof.
 7. The state regulatory body shall adopt secondary regulatory legislative, individual and internal acts prescribed by this Law.
 8. The secondary regulatory legislative acts of the state regulatory body shall also be published on the official website of the state regulatory body.
 9. The state regulatory body, members of the state regulatory body and the employees of the structural subdivisions of the state regulatory body shall be independent in exercising their powers and shall only obey the law. Unlawful influence on and interference into their activities shall be prohibited.

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.