



GIBRALTAR REGULATORY
AUTHORITY

GUIDANCE NOTES

Audiovisual Media Service Licence

BC 04/19

Guidance Notes

Note: These notes are for the general guidance of applicants for an Audiovisual Media Service Licence ("AVMS Licence"). The guidance notes provide an overview of the licensing process, the licensing requirements and the conditions that licensees are subject to, but do not purport to explain all the relevant provisions of the legislation, or give an exhaustive account of the licensing requirements or licence conditions. Applicants should seek their own legal advice for this purpose. The guidance notes cannot be taken as modifying the effect of the Act or the conditions of the licence.

Submitting a valid application

1. The application form for an audiovisual media service licence can be found on the GRA's website. Applicants should ensure that they always refer to the most recent editions of the guidance notes and application form when submitting their application.
2. We encourage applicants to download the editable version of the application form on our website and fill it in on their computer. The GRA will accept handwritten application forms, but they must be filled in using **block capitals** and **black ink**. We will not accept illegible application forms.
3. You should fill in all sections of the application form. If a section is not applicable to your application, you should indicate that. The declaration in section 4 of the application form must be signed and dated, and the form submitted in hard copy to:

Gibraltar Regulatory Authority
2nd Floor
Eurotowers 4
1 Europort Road
Gibraltar

4. The application form must be accompanied by a copy of the Memorandum and Articles of Association (or, if a body corporate without such, the nearest equivalent along with a translation, if it is not in English), together with copies of any resolution amending or updating them and a copy of the last Annual Return (or if the entity is recently established such that it has not yet been required to make that return, a copy of all filings made to Companies House since incorporation) and Accounts of the applicant; along with the relevant fee.
5. We will normally acknowledge your application within two working days from receiving it. If an application cannot be considered (for example, because it is illegible, the appropriate fee has not been submitted, the applicant has used the wrong form etc) we will normally return the application form to the applicant.

Timescales

6. Licence applications are considered as and when they are received. As a guideline, our aim is to issue a licence within 20 working days of receipt of the application. This assumes that full and accurate information has been provided by the applicant in the application form and accompanying documentation.
7. The GRA may refuse to issue a licence if the applicant is not fit to act as a media service provider, if the applicant is a disqualified person or if the proposed service would be likely to involve contraventions of the standards for programmes and advertising.
8. In cases where the GRA has instigated sanctions procedures against a licensee, it will not generally consider any applications for new licences by the same licensee or by a person/body connected to that licensee until such time as the sanctions procedure against the existing connected licensee is concluded. This means any sanction imposed, must be satisfied (e.g. in the case of a fine, full payment of the fine must have been made) before any new application by that licensee or by a person/body connected to that licensee can be considered.
9. In order to be able to fully consider an application, we may need to request further information or clarification from the applicant. If we do not receive a response to a request for further information within 30 days, the application will be considered to have lapsed.

Fees

10. The application must be accompanied by the application fee. Application fees may be reviewed by the Minister and applicants should consult the GRA website for the most up to date information on fees. The application fee is £100 per application.
11. The application fee is non-refundable.
12. Fees can be paid by cheque or by BACS transfer. Payment should include a reference to the application being made or in the case of payment of annual fees, a reference to the invoice number. Confirmation of payment should be emailed to broadcasting@gra.gj.

CONTACT US

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