

CABLE TELEVISION NETWORKS RULES, 1994

N', 406] The Gazette of India EXTRAORDINARY PART 3—Sub-section (i) PUBLISHED BY AUTHORITY 29, 7, 1916 NEW DELHI, THURSDAY, SEPTEMBER 29, 1994/ASVJNA 7, 1916 29 &TRX, 1994 *qtr, frztavr (q) 1956 LPÅ3.r.11=SEE. (i) (ii) (iii) (B) 'THE GAZETTE OF : q-frzäi gTfrFT ; ffq_ 1994 (2) xr&\$r-\$r EXTRAORDINARY (3) (g) 3 (Z) 1952 11.00 qí 6.00 7. üäTfi qrrr*t (1) 7Tfä, irqrs?r fraid 1986 (7) r?rr OTT I 4 THE GAETTE OF INDIA : GTT7T EXTRAORDINARY 10. [PART 11—SEC. 2 .19 (frfrÄ7) 1994 ü•qft B) fiÄT (T) (l) (2) (3) (4) (5) (1) (2) (3) (4) fiVFT (frag 8 äTRT .19 (3) (4) (6) (7) äTRt 1 2. 3. 4. 5 29-9-94 MINISTRY OF INFORMATION AND BROADCASTING NOTIFICATION New Delhi, the 25th 19_94_ G.S.R. exercise of the powers conferred by section .(I) of section 22 of the Cable Television Networks THE GAZETTE OF INDIA (Regulation) Ordinance. 1994 (Ordinance No. 9 of 1994), the Central Government makes the following rules, namely : Shori title and These rules may be called the Cable Television Networks Rules, 1994. (2) They shall come into force on the date of their publication in the Official Gazette

2. Definitions.—In these rules unless the context otherwise requires (a) "cable operator" means any person who provides cable service through a cable television network or otherwise controls or is responsible for the management and operation of a cable television network ; "cable service" means the transmission by cables of programmes including re-transmission by cables of any broadcast television signals ; (c) "cable television network" means any system consisting of a set of closed transmission paths and associated signals generation, control and distribution equipment, designed to provide cable service for reception by multiple subscribers ; (d) "company" means a company defined in section 3 of the Companies Act. 1956 : (e) "form" means form appended to these rules • "person" means (i) an individual who is a citizen of India • (ii) an association of individuals or body of individuals, whether incorporated or not, whose members are citizens of India (iii) a company in which not less than fifty one per cent Of the paid up share capital is held by the citizens Of India : (g) "Programme" means any television broadcast and includes • (i) exhibition of films, features, dramas, advertisements and serials through video cassette recorders or video cassette players ; (ii) any audio or visual or audio-visual live performance or presentation ; and the expression "programming service" shall be construed accordingly ; (h) "registering authority" means the registering authority notified under clause (h) of section 2 of the Cable Television Networks (Regulation) Ordinance 1994 • (i) "subscriber" means a person who receives the signal of cable television network at a place indicated by him to the cable operator, without further transmitting it to any other person

3. Application for registration as a cable television network in Every application for registration as a cable television network in India shall be made in writing in Form I and shall be renewable after every twelve months.(2) The application shall be addressed to the Registering Authority and delivered to his office in



Form I. (3) Every application shall be accompanied by (a) a fee. of Rs. 50/- vide Postal order No.—dated and (b) the requisite documents mentioned in Form and 2. - g. Examination of On receipt of an application under rule 3 registering authority shall examine the application having regard to the provisions of section 4 Of the Ordinance. S; being satisfied that the fui. {he pyovisioæ of the Ordinance. the registering authority shall issue a registration certificate in Form 3. EXTRAORDINARY [PART IL—SET. Provided {hat where the registering authority is satisfied the registration cannot be granted to the applicant. he shall inform the applicant' in Form 4

6. Programme code.—(l) No programme should be carried in the cable service which • (a) Offehds against good taste or decency ; (b) Contains criticism of friendly countries (c) Contains attack on religions or communities or visuals. Or words contemptuous of religious groups or which promote communal attitudes , (d) Contains a oy' {hing obscene. defamatory, deliberate, false and suggestive innuendos and half truths • (e) Is likely to encourage or incite violence or contains anything against maintenance of law and order or which promme anti-national attitudes • (f) Contains anything _amounting to contempt of COUCt : (g) Contains aspersions against the integrity of the Presi- dent and Judiciary (h) Contains anything affecting the integrity of the NatiÖn ; tic lik (i) (k) Criticizes. maligns or slanders any individual in or certain groups, segments of social, public aru moral life of the country ; Encourages superstition or blind belief : Denigrates women through the depiction in any manner of the figure of a woman, her form or body or any part thereof in such a way as to have the effect of being indecent, or derogatory to women, or is likely to deprave, corrupt or injure the puffc morality or morals - •Denigrates children • (m) Contains visuals or words which reflect slanden%g. ironical . and snobbish -attitude in the portraval of certain ethnic. linguistic and regional (n) Contravenes the provisions of the Cinematograph Act, 1952. (2) The cable operator should strive to carry programmes tn his cable service which project women in a positive. leader ship role of sobriety. moral and character building quay (3) Programmes rneanL for adults s}mllld normally carried in the cable service after 11 p.m. and before 6 a. (4) Care shou!d be taken to ensure that programmes m for children not contain any bad language or explicit sce of •violence. (5) Programmes unsuitable for children must not be cam in the cable service . at times when the largest numbers children are viewing

7. Advertising Advertising carried in the serv•ce shall be so designed as to conform 10 the laws Of child man tice f Agenc from t Wit Fon ration country and should •not offend morality, decency and susceptibilities of the subscribers. (2) No advertisement shall be permitted which : (i) derides any race, caste, colour, creed and nation lion as Head (ii) (iii) is against any provision of the ConstitutiOJl .1 India. tends to- incite people to crime, cause disorg violence OT breach of lawr or glorifies violen\$ obscenity in any way; presents criminality as desirable; .evrÆait.s the national emblera. or Constitution or the person or peronaliv national leader or a State dignitary; 'l (b) Telephone auz±er (if any). (a) •Nationality (b) By birth /domicile Registration fee enclosed (b) Postal order No.—dated_ Post office. Area in which cable television Yes INo ifs ot at r body neo; ot (vi) in its- depiction of women Gc!ates the Ccætitudinal guaranæes to all citizens. In particular, •adver- tisemeht shall -be permitted which projects a derc- - Zatory :.image- of women. Women must not be por- trayed in-a _gmp>asises possive, submis- Sive qualities and encourages them to play a subor- dinatè. secondary role in the family and society. [he cable operator shall ensure that the portrayal of the female form. in the programmes carried in his cable service is tasteful. and aesthetic. and is within the well established norms of good taste and decency • (vii) Exploits social evils like dowry, child marriage. (3) No advertisement shall be permitted the objects where- of are wholly or mainly of a. religiotN or political nature: advertisements must not be directed towards any. religious or political end. (4) The goods or services advertised from any defect or deficiency as mentioned in Consumer Protec- tion Acts. 1986. (5) No _advertisement shall contain téferences which are•. likely to lead the public to infer that the product advertised Ot any of its ingredients has some special or miraculous or natural property or quality which is dffcult of being roved. (6) The picture and the• audible matter .,of the advertise- ment shall oot, be excessively 'loud'. (7) No advertisement which endan*s the safety of children or creates in them any interest in unhealthy Diacti- ces or -shows them begging or in an undignif.ed or indecent manner not. be garried in the cable service. (S) Indecent. vulgar. suggestive repulsive or offensive themes or treatment shall be avoided in all advertisements. 3. 4 5. network is workingiproposed to be set up

6. Number of channels being provided! proposed_ to be provided (with names). 7. (a) Whether using TVRO (b) If Yes number and size (c) Location

8. Names of Doordarshan satellite channels included in cable service

9. Copy of earlier registration certificate enclosed. (To be filled in only •for renewal of registration). IO. Declaration if Form 2 enclosed Yes/No Yes/No Yes/No applicant(s) (individual/firm/company/ association of persons/body of individuals) do hereby declare that the above facts are correct in all respects. (9) No advertisement which violates the standards of the Advertising Agencies Association of India, Bombay, from time to time shall be carried in the cable service. (10) All advertisement should be clearly distinguishable from the programme and should not in any manner interfere with the programme viz., use of lower part of screen to carry Register.—Each cable operator shall maintain a register in Form 5 for each month of the year for which the registration is granted. Place Date : Signature of (individual/firm/company/ association of persons/body of individuals) Name _____ times plicit to be numbers in the laws of, (F. No. 9/7/93-PPC. vol. NAVIN CHAWLA, Jt. secy. FORM 1 [See rule 3 (D) (To be submitted in duplicate) and q , Form of application for registration; renewal of registration as a cable operator. •The Head Postmaster Head Post Office Application for registration/renewal of registration as a operator. Name of Applicant (individual of persons/body of (b) Age 2. (R) Address (Office). * Score out the word or words which •are not applicable. FORM 2 [See Alle 3(1-3)] applicant(s) (individual/ firm/company/association of persons/body of individuals) for registration as a cable operator/renewal of registration as a cable operator do hereby declare that:— (i) I/ We shall ensure that my/our cable television network shall be run in accordance with the provisions of the Cable Television Networks (Regulation) Ordinance, 1994 at all times. (ii) I/We shall not permit/associate any person who is not eligible to run a cable television network the Cable Television Networks (Regulation) Ordinance, 1994 to run/with the running of my/our cable television network. (iii) I/We shall strive to the best of my/our ability to provide cable service to the satisfaction of the subscriber(s) of my/our cable television network. (iv) I/ We shall strive to the best of my/our ability to ensure that my/our cable television network is not used for any unlawful purpose. (v) I [We shall obtain the necessary approval/clearance from the relevant authority for the running of my/our cable television network, s THE GAZETTE OF INDIA (V.D. I/*XV) shall abide by any direction issued by the in respect the running of a cable television network within India. Signature of Applicant (individual/firm/company/ association of persons/body of individuals) Address— EXTRAORDINARY competent authority. [PART 11—sZc. Head Post Master Head Post Office /city) Place : Date TO BE DISPLAYED PROMINENTLY ON THE PREMISES OF THE CABLE OPERATOR. *Tick whichever is appropriate. FORM 4 [See proviso to rule To Sir, for registration Refrence your application dated— tration as a cable The necessary registration cannot be made . Date • *Score out the word or words which are not applicable. FORM 3 (See rule 5) Government of India Head Post Office REGISTRANT CERTIFICATE NUMBER be granted to you for the following reason(s) (i) Application is incomplete. (ii) Registration fee has not been tendered, (iii) Applicant is not a citizen of India. (iv) Less than fifty one percent of the paid up share capital of the applicant company is held by citizens of India. Place • Date • Head Post Master Head Post Office Shri/Skrimati/M/s. (individual, firm, company, for running a following address town of months with effect from tion Number is resident or is registered-as a cable operator association of persons or body of cable television network at the in the city/ for a period of twelve His Registration- FORM 5 (See rule 8) Form of register to be maintained by each cable operator. No. Programme 1 From to 2. This Certificate is only valid for the premises stated above

3. This Registration Certificate-is not transferable

4. The Certificate shall- remain valid for the period indicated above or till the holder carries on the cable service or where the surrender of the certificate is accepted by the 3 4 5 6 .of cable operator
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