

**REGULATION
OF THE NATIONAL BROADCASTING COUNCIL**

of 29 April 2011

**concerning the procedure related to the provision of free information on public benefit activities,
carried out for free by public benefit organizations, in programme services of public radio and
television organizations**

(official journal „Dz.U.” of 30 May 2011)

Pursuant to Article 23a paragraph 3 of the Broadcasting Act of 29 December 1992 (official journal „Dz.U.” of 2011, No. 43, item 226 and No 85, item 459), the following is hereby ordered:

§ 1.

The Regulation lays down the procedure related to the provision of free information on public benefit activities carried out for free by public benefit organizations, including:

- 1) the manner of preparing and broadcasting programmes;
- 2) the time earmarked for the transmission of programmes.

§ 2.

1. Programmes informing about public benefit activities carried out for free by public benefit organizations shall be transmitted in:
 - 1) one of the country-wide programme services, referred to in Article 26 paragraph 2 of the Broadcasting Act of 29 December 1992, selected by the company "Telewizja Polska - Spółka Akcyjna";
 - 2) regional programme services of the company "Telewizja Polska - Spółka Akcyjna";
 - 3) one of the country-wide programme services selected by the company "Polskie Radio - Spółka Akcyjna";
 - 4) regional programme services of the regional public radio companies.
2. The company "Telewizja Polska - Spółka Akcyjna", the company "Polskie Radio - Spółka Akcyjna" and regional public radio companies, hereinafter referred to as „public radio and television organizations”, shall give due regard to the diversity of public tasks set out in Article 4 of the Act of 24 April 2003 on Public Benefit Activity and Volunteerism (official journal “Dz.U.” of 2010, No. 234, item 1536) and their significance for the community, in the programmes referred to in subparagraph 1.
3. The transmission time of the programmes referred to in subparagraph 1:
 - 1) in case of programmes prepared by a public radio and television organization, in particular in the form of: news programmes, commentaries and documentaries, shall amount to not less than 30 minutes during a week;
 - 2) in case of programmes, prepared by a public radio and television organization, that inform about the possibility and principles of donation of 1% of the personal income tax to public benefit organizations, transmitted from 1 January to 30 April, shall amount to not less than 6 minutes during the daily transmission time, of which:
 - a) at following times in a television programme service:
 - between the hours 6:00-12:00 - not less than 2 minutes,
 - between the hours 12:01-18:00 - not less than 2 minutes,
 - between the hours 18:01-22:00 - not less than 1 minute,
 - between the hours 22:01-2:00 - not less than 1 minute,
 - b) at following times in a radio programme service:
 - between the hours 6:00-9:00 - not less than 2 minutes,

- between the hours 9:01-15:00 - not less than 1 minute,
 - between the hours 15:01-20:00 - not less than 2 minutes,
 - after 20:01 hours - not less than 1 minute;
- 3) in case of programmes that present social campaigns, provided to the public radio and television organization by public benefit organizations, shall amount to not less than 9 minutes during the daily transmission time, of which:
- a) at following times in a television programme service:
 - between the hours 6:00-12:00 - not less than 3 minutes,
 - between the hours 12:01-18:00 - not less than 3 minutes,
 - between the hours 18:01-22:00 - not less than 1 minute,
 - between the hours 22:01-2:00 - not less than 2 minutes,
 - b) at following times in a radio programme service:
 - between the hours 6:00-9:00 - not less than 3 minutes,
 - between the hours 9:01-15:00 - not less than 2 minutes,
 - between the hours 15:01-20:00 - not less than 3 minutes,
 - after 20:01 hours - not less than 1 minute.
4. The public radio and television organizations referred to in subparagraph 2 shall define technical conditions of the recording that the programmes referred to in subparagraph 3 point 3 should meet.
5. Recordings of the programmes referred to in subparagraph 3 point 3 shall be provided to a public radio and television organization not later than 48 hours before their broadcast. In case public benefit organizations fail to provide these programmes within the prescribed time-limit, the time earmarked for their broadcast shall be lost.
6. If the recordings of the programmes referred to in subparagraph 3 point 3 do not conform to the technical conditions notified to public benefit organizations or their length exceeds the limits set out in subparagraph 3 point 3, the public radio and television organization shall request that the identified shortcomings be eliminated and that the rectified material be delivered 16 hours before the fixed time of broadcast of the programme at the latest.

§ 3.

The programmes for which a public radio and television organization has provided media sponsorship shall not be counted towards the transmission time of the programmes referred to in § 2 subparagraph 3.

§ 4.

1. The programmes referred to in § 2 subparagraph 3 points 1 and 2 shall be prepared by the public radio and television organization in consultation with public benefit organizations.
2. The detailed rules of preparation and transmission of the programmes referred to in § 2 subparagraph 3, in particular the criteria for the allocation of transmission time of programmes among public benefit organizations that carry out public benefit activities for free, shall be determined by public radio and television organizations following consultations with representatives designated by the Public Benefit Activity Council.

§ 5.

1. Public radio and television organizations shall submit to the National Broadcasting Council reports in an electronic format, on a CD or DVD carrier, in the read-only version.
2. The quarterly report on the fulfilment of the obligations referred to in § 2 subparagraph 3 points 1 and 3 shall be submitted on a form attached as Appendix No. 1 to the Regulation, not later than 14 days after the end of a reporting period.
3. The report on the fulfilment of the obligations referred to in § 2 subparagraph 3 point 2 shall be submitted on a form attached as Appendix No. 2 to the Regulation, not later than by 15 May.

§ 6.

The Regulation shall take effect after 30 days of its promulgation.

APPENDIXES

APPENDIX NO. 1

MODEL FORM

QUARTERLY REPORT ON THE FULFILMENT OF THE OBLIGATION TO TRANSMIT NEWS PROGRAMMES, COMMENTARIES AND DOCUMENTARIES AS WELL AS PROGRAMMES THAT PRESENT SOCIAL CAMPAIGNS, INFORMING ABOUT PUBLIC BENEFIT ACTIVITIES CARRIED OUT FOR FREE BY PUBLIC BENEFIT ORGANIZATIONS, IN PROGRAMME SERVICES OF RADIO AND TELEVISION ORGANIZATIONS

For the period (quarter, year):

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Broadcaster:

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Name of the programme service:

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Weekly transmission time of the programme service (number of hours):

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Programmes prepared by a public radio and television organization in various forms, among others, as news programmes, commentaries and documentaries (e.g. events coverage, interviews, debates, documentary films, reports), referred to in § 2 subparagraph 3 point 1 of the Regulation of the National Broadcasting Council of 29 April 2011 concerning the procedure related to the provision of free information on public benefit activities, carried out for free by public benefit organizations, in programme services of public radio and television organizations, hereinafter referred the "Regulation".

Quarter broken down into weeks	Duration in minutes
1 st week	
2 nd week	
3 rd week	
4 th week	
5 th week	
6 th week	
7 th week	
8 th week	
9 th week	
10 th week	
11 th week	
12 th week	
13 th week	

Programmes that present social campaigns, provided to a public radio and television organization by the public benefit organizations, referred to in § 2 subparagraph 3 point 3 of the Regulation.

Quarter broken down into weeks	Duration in minutes			
	programmes broadcast between the hours ...*	programmes broadcast between the hours ...*	programmes broadcast between the hours ...*	programmes broadcast between the hours ...*
1 st week				
2 nd week				
3 rd week				
4 th week				
5 th week				
6 th week				
7 th week				
8 th week				
9 th week				
10 th week				
11 th week				
12 th week				
13 th week				

* The hours corresponding to the 4 times of broadcast, i.e.: in television programme services: 6:00-12:00, 12:01-18:00, 18:01-22:00, 22:01-2:00, in radio programme services: 6:00-9:00, 9:01-15:00, 15:01-20:00, after 20:01, need to be inserted pursuant to the Regulation.

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(date of preparation of the report, stamp, signature of the broadcaster)

APPENDIX No. 2

MODEL FORM

REPORT ON THE FULFILMENT OF THE OBLIGATION TO TRANSMIT PROGRAMMES THAT INFORM ABOUT THE POSSIBILITY AND PRINCIPLES OF DONATION OF 1% OF THE PERSONAL INCOME TAX TO PUBLIC BENEFIT ORGANIZATIONS

For the period from 1 January to 30 April

Broadcaster:

Name of the programme service:

Weekly transmission time of the programme service (number of hours):

Programmes, prepared by a public radio and television organization, that inform about the possibility and principles of donation of 1% of the personal income tax to public benefit organizations, referred to in § 2 subparagraph 3 point 2 of the Regulation of the National Broadcasting Council of 29 April 2011 concerning the procedure related to the provision of free information on public benefit activities, carried out for free by public benefit organizations, in programme services of public radio and television organizations, hereinafter referred the "Regulation".

Breakdown into weeks	Duration in minutes			
	programmes broadcast between the hours ...*	programmes broadcast between the hours ...*	programmes broadcast between the hours ...*	programmes broadcast between the hours ...*
1 st week				
2 nd week				
3 rd week				
4 th week				
5 th week				
6 th week				
7 th week				
8 th week				
9 th week				
10 th week				
11 th week				
12 th week				
13 th week				
14 th week				
15 th week				
16 th week				
17 th week				
18 th week				
19 th week				

* The hours corresponding to the 4 times of broadcast, i.e.: in television programme services: 6:00-12:00, 12:01-18:00, 18:01-22:00, 22:01-2:00, in radio programme services: 6:00-9:00, 9:01-15:00, 15:01-20:00, after 20:01, need to be inserted pursuant to the Regulation.

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 (date of preparation of the report, stamp, signature of the broadcaster)