

SPAIN (CATALONIA)

Name of Regulatory Authority : Consell de l'Audiovisual de Catalunya (CAC) – Catalonia Broadcasting Council
– Conseil de l'Audiovisuel de la Catalogne

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Basis for operation

Legal framework : Law 2/2000 of May 4, of the Catalonia Broadcasting Council

General remit : TV radio networks and infrastructures
 others (please specify)

Funding mechanisms¹ : licence fee industry fee state budget
 mixed funding (please specify):
 other (please specify):

Composition

Number of members: 10 Term of office: 6 years Re-election possible:

Proposal of members: Nine of the members are elected by the parliament at the proposal of at least three parliamentary groups and by a majority of two thirds. The tenth is the President of the Council, proposed and appointed by the Government after consideration of the majority opinion of the nine members elected by the parliament

Appointment of members: Please see above

Revocation of mandate possible: based on: Members of the Catalan Audio-visual Council are appointed irrevocably and only cease being members for one or more of the following reasons: a) The period of membership expires. b) Resignation or death. c) Permanent legal incompetence to fill the post, unforeseen incompatibility or prohibition from holding public office. d) Penalty in final judgement for offence involving mens rea.

Number of staff: 75

Chairman: Mr. Francesc Codina

Vice Chairman: Ms. Victoria Camps

Please describe your authority's structure if it doesn't have a board:

Competences

		national	regional	local
Granting of licences	terrestrial analogue broadcasters	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	terrestrial digital broadcasters	<input type="checkbox"/>	<input 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"/>

in the areas where your authority is not competent to grant licences, please specify the authority in charge: Government of Catalonia

Please add any other relevant information: Although the granting of licenses is a Government competence, the Catalonia Broadcasting Council (CAC) has to produce a report which is compulsory prior to the public tender and about its conditions, and another prior to the granting of the licenses. Neither of the reports is binding to the Government, but they represent an opinion with a force that the Government would have difficulties not to take into account.

Granting of registrations	terrestrial analogue broadcasters	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	terrestrial digital broadcasters	<input type="checkbox"/>	<input 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"/>

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

Please add any other relevant information:

Frequency allocation

Supervision of	private broadcasters	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	public broadcasters	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

others

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 (please specify):
 other (please specify): "Instructions" are generally speaking rules produced by the Catalonia Broadcasting Council (CAC). They act as guidelines which are compulsory to the broadcasters. They usually clarify the general laws giving interpretation to terms that can be sometimes difficult to translate in everyday patterns of action for the broadcasters.
The CAC also produces codes of conduct or recommendation to broadcasters. This are not compulsory, but are taken as the best practice possible for the broadcaster in a particular circumstance (tragedies for instance) or when treating a particular question (i.e. immigration).

Consultative powers please specify the areas covered:
Both the Government and the Parliament can consult and/or ask for a report to the CAC, in order to draw new legislation, initiate new policies ... etc. The areas have to do with all the main areas of surveillance of the CAC (pluralism, children protection, advertising, promotion of culture and industry ...etc.)

Power of nomination please specify:
(e.g. chairman of PSB)

Monitoring programming
 financial performance
 others (please specify):

others Please specify:

Please add any information you deem important:

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.