

ANNUAL REPORT
AND
ACCOUNTS
1986

BROADCASTING
AUTHORITY

MALTA



BROADCASTING AUTHORITY

ANNUAL REPORT

Year Ended 31 December 1986

INTRODUCTORY

Certainly, the year marked a turning point in the history of broadcasting in Malta and the manner in which this medium would continue to be conducted during the period under review with the setting up of the board of the Authority mid-way through the year.

The Constitution of the Authority was published in the Government Gazette (Number 14614). The President of Malta, acting on the advice of the Prime Minister, in accordance with the provisions of Section 118 (2) of the Constitution of the Republic, appointed the following persons to be members of the Broadcasting Authority for Malta for a period of one year commencing on the 18th July, 1986:-

Dr Joseph Micallef Stafrace, B.A., LL.D. - Chairman

Mr Lawrence Mizzi

Mr Joseph J Camilleri, B.A., M.A., A.I.E. (Lond)

Mr Joseph Sammut

Mr Manni Spiteri

The nomination of the Board inspired immediate interest amongst all sectors of the community/nation contrasting favourably with its previous absence over the previous four years during which time varying protests had been lodged alleging partiality and imbalance in broadcasting.

One could claim that the important task of selecting new members, chosen to represent diverse social and political viewpoints, had finally come to an end with this nomination.

According to Section 119 (1) of the Constitution the Authority's function is "to ensure that, so far as possible, in such sound and television broadcasting services in Malta, due impartiality is preserved in respect of matters of political or industrial controversy or relating to current public policy, and that broadcasting facilities and time are fairly apportioned between persons belonging to different political parties".

Concurrent with the nomination of the members of the Authority - the Prime Minister announced new ministerial arrangements. One sector where a change was felt necessary regarded broadcasting which became transferred to the Minister of Labour. In a statement to the House of Representatives on July 21, the Prime Minister said this would enable the Minister to dedicate more time than it hitherto had been possible for him to improve the broadcasting situation so that the people would understand that broadcasting should veritably be a means of education and promoting culture; and that in a small country as Malta, efforts were made so that decent and high level broadcasting could be provided in the nation's interest.

The problems confronting the Authority involved questions of fundamental importance about the role it had to play in the life of the nation as was evident from the Prime Minister's assertion and the Leader of the Opposition's contention in both drawing attention in this connection. This is borne out from surveying the activities occurring prior to and since the appointment of the new Authority, which since its establishment in July 1986, until the end of the year, held 40 formal sessions apart

from several separate meetings with delegations from political parties, unions, the Ecclesiastical Authorities, the Federation of Industries and other organisations.

At the parliamentary sitting of 10th July 1985, a Select Committee was set up with the unanimous approval of the House of Representatives, with members nominated by both sides of the House to examine the provisions of certain laws with the aim of strengthening the democratic process in Malta.

Broadcasting featured prominently in the Committee's report laid on the Table of the House on the 26th November 1986. No conflict arose as regards the retention of the Authority as provided for by the Constitution.

GENERAL REVIEW OF THE YEAR

Staff Arrangements

a) The Chief Executive

With the increased commitments since the Authority's reconstitution, Mr Francis Carbone could not possibly continue in his dual role of Chairman, EneMalta Corporation concurrently with that of the Authority's Chief Executive. With the Prime Minister's agreement, Mr Carbone reverted to his full-time duties with the Authority effective from 1st October on relinquishing his chairmanship of the Corporation.

b) Appointments

When in January 1981, arrangements were made by the Administrative Secretary at the Office of the Prime Minister for the Authority's Secretary to take up duties in a Government department, an internal staff reorganisation was effected for the duties normally carried out by the Secretary to be assumed by other officers (see Annual Report 1981).

During the Authority's initial Meeting on the 24th July 1986, Mr Harry Zammit Cordina was appointed Secretary, a post which had been abolished in 1981.

c) Increase in Staff

The Authority's programme staff had become depleted over recent years mainly due to resignation and lack of replacement as a result of the policy imposing a freeze on recruitment. Only one member out of the original complement of four remained in the programme services section.

The Chairman discussed this question with the Prime Minister pointing out that the Authority could not carry out its obligations due to lack of staff. Moreover, the Authority had assumed the obligation to produce a series of discussion programmes and had also launched a new series of Party Political Broadcasts. These paved the way to the final series of General Election Broadcasts.

Following discussions between the Authority and the Prime Minister's Office, three Executive Officers were seconded for duty with the Authority. This was a temporary arrangement until the Authority could prepare plans to recruit its own staff.

BROADCASTING

General Trends

At its first meeting, the Authority considered a protest from the Nationalist Party relating to the failure by Xandir Malta to broadcast the Party's statement about the appointment of a substitute member of the Electoral Commission. The Authority ordered Xandir Malta to broadcast the content of the statement except for its last sentence.

This was followed by several other clashes which the Authority was to have with the Head of Xandir Malta, Mr Toni Pellegrini, to the extent that, in this first instance, the Authority felt compelled to write directly to the Prime Minister who, in turn, directed Mr Pellegrini to comply with the Authority's wishes, according it every respect and assistance to function in the interest of the country.

A short time before the new Authority was appointed judgement was given by the Civil Court in a case instituted by Dr E Fenech Adami against the Chairman TeleMalta Corporation and the Head of Xandir Malta. (2nd June 1986). The Court found Mr Pellegrini responsible for discrimination against the Nationalist party and directed him to take remedial action which the Court itself had indicated in its judgement.

Broadcasting Agreements

The Broadcasting Agreements originally entered into between the Colonial Administration and the Rediffusion Group of Companies were signed on the 28th September 1961 and subsequently inherited by the Authority. These agreements had an operating term of 25 years which expired in 1986. However, the Agreements included an automatic renewal clause which had to come into effect, unless either of the parties to the Agreements notified their intention of making other arrangements at least one year before the expiry date. Unfortunately, the Authority was not constituted at the time and these Agreements, which regulate the rights and duties of the Authority and its programme Contractor (TeleMalta Corporation, with Xandir Malta as its broadcasting division) insofar as sound and television broadcasting are concerned, were automatically extended for a further period of five years to September 1991.

News Scripts

With effect from 12th August 1986, copies of scripts of news broadcast by Xandir Malta were being sent to the National Library. The aim in filing these scripts is similar to that where copies of newspapers published locally are retained there. It was arranged that the Authority would send the scripts for filing.

General Election Candidates

In October, the Authority ruled that persons who had in any way already indicated that they intended to contest the 1987 General Elections

would not be allowed to participate on a regular basis in Xandir Malta programmes.

These instructions were given to Xandir Malta once the election campaign was under way, but discussions with TeleMalta Corporation had commenced soon after the setting up of the Authority. Other instructions were to be given when an official announcement of the elections was announced.

In reaching this decision, the Authority continued to be guided by the experience of overseas broadcasting organisations, particularly those within the Commonwealth Broadcasting Association to which the Authority belongs as an active member.

Prescribed Programmes

Programmes on Development Plan 1986/88

After discussions with the Head of Xandir Malta and his deputy on the 31st July, the Authority announced its intention to organise programmes on topics of general public interest, the first of which, was a two-part programme on the Development Plan announced by Government.

The programmes each of an hour's duration, brought together speakers from various sectors and discussed the subject under the chairmanship of Prof Edward Scicluna, the Head of the University of Malta's Management Studies Department.

These programmes, and the balanced way in which they were presented, were a move towards satisfying a need, then long felt, for impartial programming in the current affairs sector and led to the participation of persons representing the views of the Nationalist Party which at that time was actively boycotting participation in Xandir Malta programmes.

Party Political Broadcasts

Matters affecting broadcasting were also discussed during a series of meetings, held in an atmosphere of cordiality and cooperation, between the Authority and the political parties: the Malta Labour Party, the Nationalist Party, the Democratic Party (PDM) and the Communist Party. During these meetings, which were conducted during August, it was stated by the Authority that it would soon be in a position to announce a scheme of political broadcasts and some other discussion programmes.

The new scheme of Party Political Broadcasts commenced on the 12th September. The procedure governing these broadcasts covered a period of five months - with a break during December when the Parliamentary Debates on the Budget were being transmitted - ending in February 1987*. This series of programmes was made up of four Debates with airtime being allocated in proportion to the parties' parliamentary strength.

* The scheme was drawn up in a way that it would automatically come to an end upon dissolution of Parliament for the holding of General Elections.

The Democratic Party (PDM), contended that it had been excluded from this scheme, and filed an application in the Civil Court requesting that a Warrant of prohibitory injunction be issued against the Authority to stop it from starting the series. The Court, however, rejected the application when it was decreed that the Party had not shown it had a 'prima facie' right to the issue of the warrant in this case. It was further stated that the Court was not satisfied that any prejudice possibly suffered could not be remedied in another manner.

Discussion Series - 'Il-Fehma Taghna'

This fortnightly series of televised programmes was launched with the express purpose of affording the opportunity to promote open discussion with diverse opinions from all fields.

This programme was also meant to make it possible for a wider circle of participants to take part in view of the Nationalist Party's declaration that its boycott against Xandir Malta did not include a ban on participation in programmes organised or prescribed by the Authority.

The inaugural programme, with Prof Edward Scicluna as its chairman, had Foreign Policy as its main theme, but various other subjects were subsequently treated.

These programmes alternated with the series of Party Political Broadcasts.

CONTACT WITH OVERSEAS ORGANISATIONS

European Broadcasting Union

The Broadcasting Authority and Xandir Malta are joint Active Members of the European Broadcasting Union. Membership involves certain rights and obligations amongst which is the payment of a membership fee based on the country's radio and television set count reviewed from year to year.

This resulted in Malta having to pay a substantial subscription fee. On the other hand, due to various forms of local limitations including the lack of a link between Malta and Sicily, Malta is not in a position to derive full benefit from its E.B.U. membership.

Representations made earlier by the Authority to the European Broadcasting Union were favourably received and brought about a drastic reduction in Malta's membership fee. This concession applied for a period of five years commencing from 1983.

At the rate of exchange then prevalent, this ruling meant an usually high overall saving for Malta on the yet unpaid total for the five years. In giving this favourable reply, the Union laid down precise conditions exceptionally for Malta in order to avoid an avalanche of similar requests from organisations in comparable situations.

This agreement was endorsed by the Administrative Council during the course of the General Assembly of the Union at its session held in Bournemouth during the first week of July which was attended by the Secretary, Mr H Zammit Cordina on behalf of the Authority. The Chief Executive, Mr F X Carbone was unavoidably absent. The Assembly, an annual event bringing together Active Members and a sizeable number of Associate Member representatives, was particularly well attended.

The Union celebrated "The 50th Anniversary of Television in Europe" appropriately in Brussels, where it also has its Technical Centre.

In another aspect, it was earlier disclosed by the 21-nation Council of Europe that European programme production was not keeping pace with the ever-expanding market created by the rapid development of new media technology. While the number of television channels in Europe continued to increase, Governments were concerned that the European market could be flooded with non-European programmes which could jeopardize the future of the continent's audio-visual industry and the vaunted cultural identity of individual countries within Europe as a whole.

Commonwealth Broadcasting Association

The Association holds its two-yearly Conference by rotation in one of the Commonwealth's participating countries. The 1986 Conference was held during October in Edinburgh. The intention behind the

Conference was not only the frank exchange of views and experiences but also to render assistance from any quarter where sought.

The delegates, numbering in excess of a hundred from different backgrounds, all hoped to seek varied degrees of assistance from the British Broadcasting Corporation, as hosts, and the larger organisations over individual problems. This underlined the primary role of the Authority's delegation made up of the Chief Executive, Mr Francis Carbone and Mr Michael Camilleri, Finance and Administrative Officer, later followed by the Chairman, Dr J Micallef Stafrace who also attended several sessions.

Much experience was derived from a useful exchange of views between the Maltese delegation and members from other Commonwealth countries.

Also present for some sessions, the Ugandan Minister for Information participated, along with his colleagues in broadcasting, pleading the cause of securing all possible help in rehabilitating his war-torn country. It was in this context that the links between broadcasting communities could be seen to be strengthened especially in regard to assistance that could be rendered. Participation enabled delegates to feel a deeper appreciation of the ties that bind member countries together rather than certain differences which might appear.

Finance

The amount of Lm50,000 was allocated towards the "Expenses of the Broadcasting Authority" to cover expenditure during the year.

The report of the Authority's Auditors, Messrs Diamantino, Mizzi & Co is annexed as an Appendix together with the Balance Sheet and Income & Expenditure Account in respect of the financial year to 31st December 1986.

BROADCASTING AUTHORITY

(constituted under Ordinance XX of 1961)

FINANCIAL STATEMENTS

31st DECEMBER, 1986

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REPORT OF THE AUDITORS
TO THE MEMBERS OF THE
BROADCASTING AUTHORITY

We have examined the annexed Balance Sheet and Income and Expenditure Account which are in agreement with the books and records kept by the Authority and have obtained all the information and explanations which to the best of our knowledge and belief were necessary for the purposes of our audit. Proper books of account have been kept, so far as appears from our examination thereof.

In our opinion and according to the information and explanations given to us, the said Balance Sheet and Income and Expenditure Account read in conjunction with the notes thereon, give a true and fair view of the state of affairs of the Authority at 31st December, 1986 and of the results for the year ended on that date.



Diamantino, Mizzi & Co
Certified Public Accountants and Auditors


Valletta Buildings
South Street
Valletta

11 July, 1989.


BROADCASTING AUTHORITY
(Constituted under Ordinance XX of 1961)
BALANCE SHEET
31st DECEMBER, 1986

	<u>Notes</u>	Lm	Lm	<u>31.12.85</u> Lm
FIXED ASSETS	1 & 2		5,026	2,463
CURRENT ASSETS	3	1,270		64,008
CURRENT LIABILITIES	4	(3,295)		(21,482)
			(2,025)	42,526
			3,001	44,989
<u>Less:</u>				
SHORTFALL IN "PRESCRIBED PROGRAMMES"	5		(281,442)	(256,978)
			(278,441)	(211,989)
GRANTS	6		16,960	16,960
GOVERNMENT CONTRIBUTIONS	7		22,381	39,362
			39,341	56,322
SHORTFALL IN "AVAILABLE FUND"	5		(317,782)	(268,311)
			(278,441)	(211,989)

SIGNED ON BEHALF OF THE MEMBERS
OF THE AUTHORITY:


 CHAIRMAN

The notes on pages 4 to
7 form part of these
financial statements.


 CHIEF EXECUTIVE

BROADCASTING AUTHORITY
INCOME AND EXPENDITURE ACCOUNT
FOR THE YEAR ENDED 31st DECEMBER, 1986

		<u>1985</u>
	Lm	Lm
INCOME - (Note 8)	13,843	14,818
<u>Add:</u>		
Disposal of fixed assets	2,087	(533)
	<hr/>	<hr/>
	15,930	14,285
EXPENDITURE		
Administration	(30,401)	(28,884)
	<hr/>	<hr/>
	(14,471)	(14,599)
On prescribed programmes	(10,536)	(7,268)
	<hr/>	<hr/>
EXCESS OF EXPENDITURE OVER INCOME FOR THE YEAR	(25,007)	(21,867)
SHORTFALL IN "PRESCRIBED PROGRAMMES"	(24,464)	(27,732)
	<hr/>	<hr/>
SHORTFALL IN "AVAILABLE FUND"	(49,471)	(49,599)
	<hr/>	<hr/>
AVAILABLE FUND		
Shortfall Brought Forward	(268,311)	(218,712)
Shortfall For the Year	(49,471)	(49,599)
	<hr/>	<hr/>
Shortfall Carried Forward	(317,782)	(268,311)
	<hr/>	<hr/>

The notes on pages 4 to 7
form part of these financial
statements.

1. PRINCIPAL ACCOUNTING POLICIES

Depreciation of Fixed Assets

Depreciation is calculated on the straight line basis at the rates shown below:

Freehold Land	Nil
Furniture, Fittings and Office Equipment	20 - 10%
Technical Equipment	25%
Studio Equipment	20%
Motor Vehicles	20%
Radio Malta -	
Furniture and Fittings	35 - 20 - 10%
Studio and Technical Equipment	25 - 20 - 10%

Expenditure on Prescribed Programmes

Twenty per cent of general administrative expenses is allocated to and forms part of "Expenditure on prescribed programmes" required to be incurred by the authority in accordance with Clause 12 of broadcasting agreements dated 28th September, 1961.

2. FIXED ASSETS

	Total	Freehold Land	Furniture, Fittings and Office Equipment	Technical Equipment	Studio Equipment	Motor Vehicle	Radio Malta	
							Furniture/ Fittings	Studio and Technical Equipment
	Lm	Lm	Lm	Lm	Lm	Lm	Lm	Lm
Cost (1st January, 1986)	54,859	655	9,808	10,929	8,119	3,947	1,438	19,963
Additions	4,420	-	3,662	40	718	-	-	-
Disposals	(21,401)	-	-	-	-	-	(1,438)	(19,963)
Cost (31st December, 1986)	37,878	655	13,470	10,969	8,837	3,947	-	-
Depreciation (1st January, 1986)	52,396	-	8,895	10,835	8,119	3,146	1,438	19,963
Charge for the year	1,857	-	867	57	143	790	-	-
Released	(21,401)	-	-	-	-	-	(1,438)	(19,963)
Depreciation (31st December, 1986)	32,852	-	9,762	10,892	8,262	3,936	-	-
Net Book Value (31st December, 1986)	5,026	655	3,708	77	575	11	-	-
Net Book Value (31st December, 1985)	2,463	655	913	94	-	801	-	-

BROADCASTING AUTHORITY
NOTES TO THE FINANCIAL STATEMENTS
31st DECEMBER, 1986

3. CURRENT ASSETS

		<u>31.12.85</u>
	Lm	Lm
Debtors and Prepayments	542	22,653
Cash in Hand and at Bank	728	41,355
	<u>1,270</u>	<u>64,008</u>

4. CURRENT LIABILITIES

		<u>31.12.85</u>
	Lm	Lm
Creditors and Accruals	2,102	21,482
Bank Overdraft (Unsecured)	1,193	-
	<u>3,295</u>	<u>21,482</u>

5. SHORTFALL IN "AVAILABLE FUND" AND IN "PRESCRIBED PROGRAMMES"

Arising out of Broadcasting agreements, the Authority is obliged to apply a sum of Lm35,000 per annum (referred to as the "Available Fund") towards the improvement of programmes (referred to as the "Prescribed Programmes").

The income of the Authority was not always sufficient to enable it to meet its obligations towards "prescribed programmes". The shortfall in income is represented by the "Shortfall in Available Fund".

6. GRANTS

These represent grants of Technical Equipment received from foreign organisations.

BROADCASTING AUTHORITY
NOTES TO THE FINANCIAL STATEMENTS
31st DECEMBER, 1986

7. GOVERNMENT CONTRIBUTIONS

These relate to contributions from wireless licence fees and are made up as follows:

		<u>31.12.85</u>
	Lm	Lm
Amounts applied for capital purposes to date	42,319	37,899
Less: Cost of Radio Malta Equipment transferred to Telemalta Corporation	(21,401)	-
	<hr/>	<hr/>
	20,918	37,899
Provision for loss or damage to films on hire	1,463	1,463
	<hr/>	<hr/>
	22,381	39,362
	<hr/>	<hr/>

8. INCOME

The authority's income for the year is detailed hereunder:

		<u>31.12.85</u>
	Lm	Lm
Government Contributions from Wireless Licence Fees	12,500	12,500
Licence Fees from Contractor	751	751
Ground Rent	13	13
Bank Interest	579	1,554
	<hr/>	<hr/>
Balance carried forward	13,843	14,818

BROADCASTING AUTHORITY
NOTES TO THE FINANCIAL STATEMENTS
31st DECEMBER, 1986

8. INCOME (Continued)

				<u>31.12.85</u>
	Lm	Lm	Lm	Lm
Balance brought forward			13,843	14,818
From which is deducted amounts utilised towards the purchase of fixed assets -				
Additions during the year		(4,420)		-
Less:				
Adjustment relating to Radio Malta Equipment transferred to Telemalta Corporation -				
Cost of Equipment	21,401			-
Net book value of Equipment on date of transfer	<u>14,894</u>			-
		<u>6,507</u>		-
			<u>2,087</u>	-
			<u>15,930</u>	<u>14,818</u>

9. MEMBERSHIP FEES

Fees due to international organisations were overprovided for in previous years.

The current year's credit in the administration expenses is made as follows:

	Lm
Current year's charge	2,201
Amount overprovided for	(5,559)
	<u>(3,358)</u>

Schedule 1.

BROADCASTING AUTHORITYEXPENDITURE ON PRESCRIBED PROGRAMMESFOR THE YEAR ENDED 31st DECEMBER, 1986

Expenditure on Sound and Television Broadcasts is regulated by Clause 12 of an agreement dated 28th September, 1961 which stipulates an annual expenditure on programmes prescribed by the Authority as follows:

Sound Broadcasts	Lm10,000
Television Broadcasts	Lm25,000

The amount incurred during the period is as shown below:-

	Total		Sound		Television	
	31.12.85		31.12.85		31.12.85	
	Lm	Lm	Lm	Lm	Lm	Lm
Airtime and Studio Charges	2,736	-	-	-	2,736	-
Depreciation on Technical Equipment	200	47	100	23	100	24
Proportion of Overhead Expenses (Schedule 2)	7,600	7,221	2,166	2,058	5,434	5,163
	<u>10,536</u>	<u>7,268</u>	<u>2,266</u>	<u>2,081</u>	<u>8,270</u>	<u>5,187</u>
Liability for amount payable towards the improvement of programmes	24,464	27,732	7,734	7,919	16,730	19,813
	<u>35,000</u>	<u>35,000</u>	<u>10,000</u>	<u>10,000</u>	<u>25,000</u>	<u>25,000</u>

BROADCASTING AUTHORITY
ADMINISTRATION EXPENSES
FOR THE YEAR ENDED 31st DECEMBER, 1986

		<u>1985</u>
	Lm	Lm
Audit Fee	400	400
Depreciation		
Furniture and Fittings	669	121
Office Equipment	198	117
Motor Vehicle	790	789
Duty Visits Abroad	5,126	1,654
Entertainment and Hospitality	370	130
Professional Fees and Expenses	792	600
Maintenance and Repairs	498	193
Membership Fees - (Note 10)		
International Organisations	(3,358)	5,270
Postages, Telegrams and Telephones	968	679
Rent	1,450	1,450
Rentals of Wired Sound and Television Sets	132	60
Stationery	791	241
Subscriptions to Newspapers, etc.	221	220
Sundry Expenses	478	429
Transport	611	318
Wages and Salaries	23,689	21,318
Honararia to Board	1,911	-
N.I. Contributions	1,816	1,782
Water and Electricity	449	334
	<hr/>	<hr/>
	38,001	36,105
<u>Less:</u>		
Amounts charged against prescribed programmes		
Sound Broadcasts - 5.7% (Schedule 1)	(2,166)	(2,058)
Television Broadcasts - 14.3% (Schedule 1)	(5,434)	(5,163)
	<hr/>	<hr/>
	30,401	28,884

BROADCASTING AUTHORITY
CHANGES IN THE CASH POSITION
FOR THE YEAR ENDED 31st DECEMBER, 1986

			<u>1985</u>
	Lm	Lm	Lm
Funds became available during the year as follows:			
Government Contributions		12,500	12,500
Sundry Income		1,343	2,318
		<hr/>	<hr/>
		13,843	14,818
		<hr/>	<hr/>
and applied to meet			
Purchase of Fixed Assets		(4,420)	(533)
Expenditure on Prescribed Programmes		(10,536)	(7,268)
Administration Expenses		(30,401)	(28,884)
		<hr/>	<hr/>
		(45,357)	(36,685)
		<hr/>	<hr/>
Leaving a Deficit of		(31,514)	(21,867)
			<hr/>
This Deficit is decreased by			
Increase in Creditors	(19,380)		4,650
Decrease in Debtors	7,217		450
Retained Depreciation	1,857		1,075
	<hr/>		<hr/>
		(10,306)	6,175
		<hr/>	<hr/>
Leaving a net cash deficit for the year of		(41,820)	(15,692)
		<hr/>	<hr/>

BROADCASTING AUTHORITYCHANGES IN THE CASH POSITION (Continued)FOR THE YEAR ENDED 31st DECEMBER, 1986

The net cash deficit for the year effected the Authority's Liquid Funds as follows:

	Cash and Bank Balances as at		Movement in Liquid Funds	
		31.12.85		31.12.85
	Lm	Lm	Lm	Lm
Bank Savings Account	678	38,006	(37,328)	(15,947)
Current Account	(1,193)	3,317	(4,510)	314
Cash	50	32	18	(59)
	<hr/>	<hr/>	<hr/>	<hr/>
	(465)	41,355	(41,820)	(15,692)
	<hr/>	<hr/>	<hr/>	<hr/>