

PUBLIC NOTICE

BROADCASTING PROGRAMME CODE AND COMPLAINTS HANDLING PROCEDURE

The Communications Commission of Kenya (CCK) was established in February 1999 by the *Kenya Communications Act, 1998*, to license and regulate telecommunications, radiocommunications and postal services in Kenya.

The *Kenya Information and Communications Act, CAP 411A*, vests CCK with the responsibility of regulating the entire ICT sector, including broadcasting services. Pursuant to Section 46 of the *Kenya Information and Communications Act, Cap 411A*, and *Kenya Information and Communications (Broadcasting) Regulations, 2009*, CCK has prepared a draft Programme Code and the Procedure for Handling Complaints relating to Broadcast Content for use in the regulation of broadcasting services.

The programme code is meant to set standards for time and manner of programmes to be broadcast by the licensees. It is important to note that the law allows any body of registered broadcasters to prescribe its own code subject to approval by CCK. Broadcasters are also required by law to establish and maintain a procedure for handling complaints from any aggrieved person.

The Commission wishes to invite comments from the public and all interested parties on the draft Programme Code and complaints handling procedure. The draft programme code and complaints handling procedure are available on the CCK website at <http://www.cck.go.ke/links/consultations/current.html>. All comments should be submitted in writing via code-comp@cck.go.ke or post through the address provided here below. The deadline for submission of comments on the two documents is on 19th July 2011.

Any registered body of broadcasters wishing to administer its own Programme Code is invited to present the Code to the Commission for approval. The applying body should satisfy the following requirements:

1. Show proof of its registration in accordance with the Kenyan Laws.
2. Proof of membership, subscription and adherence to the Programme Code prescribed by the applying body.
3. Proof on the enforcement mechanisms of this Programme Code by its membership.
4. Publish in at least one newspaper circulating in Kenya a notice of the fact that the draft code is available for inspection by any member of the public and present any comments made alongside with the Code to the Commission for consideration.

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