



S R NATHAN,  
*President.*  
29th November 2004.

**Date of Commencement: 1st January 2005**

An Act to amend the Broadcasting Act (Chapter 28 of the 2003 Revised Edition).

Be it enacted by the President with the advice and consent of the Parliament of Singapore, as follows:

**Short title and commencement**

1. This Act may be cited as the Broadcasting (Amendment) Act 2004 and shall come into operation on such date as the Minister may, by notification in the *Gazette*, appoint.

**Repeal and re-enactment of section 48 and new section 48A**

2. Section 48 of the Broadcasting Act is repealed and the following sections substituted therefor:

**“Offences relating to unauthorised decoders and unauthorised reception of encrypted programmes**

48.—(1) No person shall manufacture, assemble, modify, import, export, sell, offer for sale, let for hire or otherwise distribute any decoder which he knows is an unauthorised decoder.

(2) No person shall wilfully receive or rebroadcast any encrypted programme which has been decoded without the authorisation of the lawful provider of a broadcasting service who had broadcast the programme.

(3) Any person who contravenes subsection (1) or (2) shall be guilty of an offence and shall be liable on conviction to a fine not exceeding \$40,000 or to imprisonment for a term not exceeding 3 years or to both, and any unauthorised decoder shall be forfeited to the Authority.

(4) Where it is proved that a person has manufactured, assembled, modified, imported, exported, sold, offered for sale, let for hire or otherwise distributed any unauthorised decoder, it shall be presumed, unless there is evidence to the contrary, that the person knew that the decoder was an unauthorised decoder.

(5) In this section and section 48A —

“decoder” means any apparatus or device (including a computer program) or any component or part thereof which is designed or adapted to enable