

Based on Article 18 paragraph 1 line 8 and Article 20 paragraph 1 line 11, in reference with Article 41 paragraph 11 of the Law on Audio and Audiovisual Media Services (Official Gazette of the Republic of Macedonia No 184/13, 13/14, 44/14, 101/14 and 132/14), and Article 15 paragraph 1 line 8 of the Rules of Procedure of the Agency for Audio and Audiovisual Media Services No 01-4351/1 dated 29.08.2014, and in accordance with the Conclusion of the Agency's Council No 02-5671/5 dated 19.11.2014, the Council of the Agency for Audio and Audiovisual Media Services, on its 18th session held on 19.11.2014, adopted the following:

RULEBOOK ON THE FORM AND CONTENTS OF THE NOTIFICATION FOR CHANGE OF OWNERSHIP STRUCTURE

Article 1

This Rulebook shall regulate the form and contents of the notification for change of the ownership structure which the broadcasters are obliged to submit to the Agency for Audio and Audiovisual Media Services (hereinafter referred to as: the Agency).

Article 2

Broadcasters shall not perform a change of the ownership structure without previously notifying the Agency and without obtaining a prior approval from the Agency for the same.

Article 3

Broadcasters shall be obliged to submit the notification on the planned change of the ownership structure to the Agency on a special form, which is attached to this Rulebook (Form PSS/1 – attachment No 1).

The form referred to in paragraph 1 of this Article shall contain the following data:

1. Full name of the broadcaster
2. Unique identity number of entity / broadcaster
3. Tax number of broadcaster
4. Head office of broadcaster
5. Data on the current ownership structure of the broadcaster:
 - 5.1. Name and surname, EMBG (unique citizen identification number) and participation in the share capital of the broadcaster (if the founders are natural persons), or
 - 5.2. Full name, EMBS (unique identification number of entity), head office and participation in the share capital of the broadcaster (if the founders are legal entities) and data on the founders of the legal entities which are founders of the broadcaster (name and surname, EMBG (unique citizen identification number), address and participation in the share capital of the legal entity).
6. Data on the planned change in the ownership structure of the broadcaster

- 6.1. Data on natural and/or legal entities leaving the ownership structure of the broadcaster (name and surname/full title, EMBG/EMBS, address/head office and participation in the share capital of the broadcaster).
- 6.2. Data on the natural and/or legal entities joining the ownership structure of the broadcaster:
 - 6.2.1. Name and surname, EMBG, address and planned participation in the share capital of the broadcaster (in case of joining of a natural entity), or
 - 6.2.2. Full name, EMBS, head office and participation in the share capital of the broadcaster (in case of joining of a legal entity), as well as data on the founders of the legal entity (name and surname, EMBG, address and participation in the share capital of the legal entity).
7. Data on the ownership structure of the broadcaster resulting from the planned changes:
 - 7.1. Name and surname, EMBG, address and participation in the share capital of the broadcaster (if natural entities are founders), or
 - 7.2. Full name, EMBS, head office and participation in the share capital of the broadcaster (if legal entities are founders) and data on the founders of the legal entities which are founders of the broadcaster (name and surname, EMBG, address and participation in the share capital of the legal entity).

Article 4

The broadcasters shall be obliged to accompany the submission of the notification with the following:

1. Notary verified statement of the natural or legal entity joining as an owner (statement provided by the manager/director and the founder(s) of the legal entity) indicating that the joining is not violating the provisions of Chapter IV of the Law on Audio and Audiovisual Media Services (Attachment No 2 and Attachment No 3);
2. Notary verified statement of the broadcaster (statement is provided by the manager of the broadcaster) that the planned change in the ownership structure is not violating the provisions of Chapter IV of the Law on Audio and Audiovisual Media Services (Attachment No 4);
3. Current state of the broadcaster issued by the Central register of the Republic of Macedonia (not older than 15 days as of the issuing date);
4. Current state of the joining legal entity and document on registered activity (form DRD) issued by the Central Register of the Republic of Macedonia (not older than 15 days as of the issuing date);
5. If a foreign legal entity is joining the ownership structure of the broadcaster, the broadcaster shall be obliged to submit a document for registration of this legal entity in the relevant register of the country of registration, which can provide information on the founder(s) and the manager (not older than 15 days as of the issuing date, in original and translated into Macedonian language by a certified court translator, with notary verified translation);
6. Valid power of attorney if the application is submitted via proxy.

Article 5

Broadcasters shall be obliged, following the written request of the Agency, to also submit other documents and data which are of importance for the decision-making on the submitted notification on the change in the ownership structure.

Article 6

This Rulebook shall enter into force on the day following the date of its publishing in the Official Gazette of the Republic of Macedonia.

Article 7

The Guidelines on the form and contents of notifications and requests of broadcasters related to changes in the ownership structure and on the type and form of the data on the economic-financial operations that the broadcasters are obliged to submit to the Broadcasting Council (Official Gazette of the Republic of Macedonia No 53/08 and 41/13) shall cease to be valid on the date of entry into force of this Rulebook.

No. _____
_____.2014
Skopje

**Agency for Audio and
Audiovisual Media Services**

President of Council,

Lazo PETRUSHEVSKI, pers.sign.

No. _____

_____ year

**NOTIFICATION
ON CHANGE OF OWNERSHIP STRUCTURE**

from _____
(full name of broadcaster)

EMBS (identification number of entity) _____ tax number _____

(address and head office)

CURRENT STATE OF THE BROADCASTER’S OWNERSHIP STRUCTURE:

Name and surname/title _____
EMBG/EMBS _____
address/head office _____
participation in share capital _____ den. or _____%

(in case of several owners)

Name and surname/title _____
EMBG/EMBS _____
address/head office _____
participation in share capital _____ den. or _____%

Name and surname/title _____
EMBG/EMBS _____
address/head office _____
participation in share capital _____ den. or _____%

PLANNED CHANGE OF THE OWNERSHIP STRUCTURE:

Leaving:

Name and surname/title _____
EMBG/EMBS _____
address/head office _____

participation in share capital _____ den. or _____%

Joining:

Name and surname/title _____

EMBG/EMBS _____

address/head office _____

participation in share capital _____ den. or _____%

OWNERSHIP STRUCTURE RESULTING FROM THE REQUESTED CHANGE:

Name and surname/title _____

EMBG/EMBS _____

address/head office _____

participation in share capital _____ den. or _____%

(in case of several owners)

Name and surname/title _____

EMBG/EMBS _____

address/head office _____

participation in share capital _____ den. or _____%

Name and surname/title _____

EMBG/EMBS _____

address/head office _____

participation in share capital _____ den. or _____%

DATA ON THE FOUNDER OF THE JOINING LEGAL ENTITY:

Name and surname/title _____

EMBG/EMBS _____

address/head office _____

participation in share capital _____ den. or _____%

Name and surname/title _____

EMBG/EMBS _____

address/head office _____

participation in share capital _____ den. or _____%

Skopje, _____

Attachments (6):

1. Notary verified statement of the natural or legal entity joining as an owner (statement provided by the manager/director and the founder(s) of the legal entity) indicating that the joining is not violating the provisions of Chapter IV of the Law on Audio and Audiovisual Media Services (Attachment No 2 and Attachment No 3);

2. Notary verified statement of the broadcaster (statement is provided by the manager of the broadcaster) that the planned change in the ownership structure is not violating the provisions of Chapter IV of the Law on Audio and Audiovisual Media Services (Attachment No 4);
3. Current state of the broadcaster issued by the Central register of the Republic of Macedonia (not older than 15 days as of the issuing date);
4. Current state of the joining legal entity and document on registered activity (form DRD) issued by the Central Register of the Republic of Macedonia (not older than 15 days as of the issuing date);
5. If a foreign legal entity is joining the ownership structure of the broadcaster, the broadcaster shall be obliged to submit a document for registration of this legal entity in the relevant register of the country of registration, which can provide information on the founder(s) and the manager (not older than 15 days as of the issuing date, in original and translated into Macedonian language by a certified court translator, with notary verified translation);
6. Valid power of attorney if the application is submitted via proxy.

(place for seal)

Manager,

S T A T E M E N T

I, (name and surname) with address at (address of residence) and EMBG (personal identification number of citizen), hereby declare under full moral, criminal and material liability that there are no obstacles in terms of the provisions of Chapter IV “Protection of Pluralism and Variety of Audio and Audiovisual Media Services” of the Law on Audio and Audiovisual Media Services (Official Gazette of the Republic of Macedonia No 184/13 184/13, 13/14, 44/14, 101/14 and 132/14) for acquiring participation in the ownership of (full name of broadcaster).

Place

Date

Declared by

(name and surname)

(personal signature)

(for the founder of the legal entity)

S T A T E M E N T

I, (name and surname) with address at (address of residence) and EMBG (personal identification number of citizen), in the capacity of owner (full name of legal entity) hereby declare under full moral, criminal and material liability that there are no obstacles in terms of the provisions of Chapter IV “Protection of Pluralism and Variety of Audio and Audiovisual Media Services” of the Law on Audio and Audiovisual Media Services (Official Gazette of the Republic of Macedonia No 184/13, 13/14, 44/14, 101/14 and 132/14) for (full name of legal entity) to acquire share in ownership of (full name of broadcaster).

Place

Date

Declared by

(name and surname)

(personal signature)

(for the manager of the legal entity)

STATEMENT

I, (name and surname) with address at (address of residence) and EMBG (personal identification number of citizen), in the capacity of manager (full name of legal entity) hereby declare under full moral, criminal and material liability that there are no obstacles in terms of the provisions of Chapter IV “Protection of Pluralism and Variety of Audio and Audiovisual Media Services” of the Law on Audio and Audiovisual Media Services (Official Gazette of the Republic of Macedonia No 184/13, 13/14, 44/14, 101/14 and 132/14) for (full name of legal entity) to acquire share in ownership of (full name of broadcaster).

Place

Date

Declared by

(name and surname)

(personal signature)

STATEMENT

I, (name and surname) with address at (address of residence) and EMBG (personal identification number of citizen), in the capacity of manager (full name of legal entity) hereby declare under full moral, criminal and material liability that the provisions of Chapter IV “Protection of Pluralism and Variety of Audio and Audiovisual Media Services” of the Law on Audio and Audiovisual Media Services (Official Gazette of the Republic of Macedonia No 184/13, 13/14, 44/14, 101/14 and 132/14) shall not be infringed by the joining of (name and surname/ full name) in the ownership structure of the (full name of the broadcaster).

Place

Date

Declared by

(name and surname)

(personal signature)