Small-scale radio multiplex licence

Application form – Part A (public)

Name of applicant (i.e. the body corporate that will hold the licence):

South Thames DAB Ltd

Multiplex licence area being applied for (note this must be a small-scale multiplex area *currently being advertised* by Ofcom):

South London

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1. Overview

The purpose of this form

- 1.1 You should complete this form if you are applying for a licence to provide a small-scale radio multiplex service (a 'small-scale radio multiplex licence'). A small-scale radio multiplex service is the means by which DAB digital radio stations ('digital sound programme services') are broadcast, and can transmit around ten stereo digital sound programme services (or a significantly higher number if the DAB+ standard is utilised). The application form is divided into two parts Part A (which we will publish on our website) and Part B (which will be kept confidential). This document constitutes Part A; Part B of the application form is available separately.
- 1.2 Small-scale radio multiplex licences are awarded by Ofcom in a competitive process.

 Applications are judged against specified criteria, and Ofcom awards the licence to the applicant which it considers best meets the criteria.

How to complete the form

- 1.3 There are detailed instructions on how to complete this form, and information on the next steps in the application process, in our <u>guidance notes</u> for licence applicants and licensees. Please read this guidance and the frequently asked questions carefully before completing this form.
- 1.4 If you still have a query having read the guidance and FAQ, you can contact Ofcom's Broadcast Licensing team by email (smallscaledab@ofcom.org.uk). The team cannot provide advice or pre-approve applications but can answer general questions.
- 1.5 Please download this form and fill it in on a computer. If completing by hand, please use block capitals and black ink.
- 1.6 Please answer all the questions as fully as possible, use extra sheets if required and provide the supporting documentation listed at Section 7 of Part B of the application form. Sufficient information must be supplied about the applicant and the proposed service to enable Ofcom to consider the application in accordance with the statutory criteria for the granting of small-scale radio multiplex licences. Ofcom may need to request further details from you before a licence can be granted.
- 1.7 Of com reserves the right to reject applications made using an old version of the form.
- 1.8 Of com will accept handwritten application forms, but they must be filled in using block capitals and black ink.
- 1.9 Of com reserves the right to reject application forms that are illegible.
- 1.10 You must answer all questions in the application form and respond "N/A" to any questions that do not apply to the applicant.
- 1.11 Ofcom reserves the right to reject applications which do not meet the following criteria:

- a) The declarations in Section 6 of this form and in Section 8 of Part B of the application form must both be signed and dated.
- b) The person who signs and makes the declaration on behalf of the applicant must be:
 - i) A director of the company or the company secretary where the applicant is a company.
 - ii) A designated member where the applicant is a Limited Liability Partnership.
- c) All supporting documents as requested in the checklist at Section 7 of Part B of the application form must be supplied in legible form and translated into English where applicable.
- 1.12 If you are completing the form as an agent, i.e. you are acting on the applicant's behalf, please note that you cannot sign it on your client's behalf, and that the person signing the form needs to have personally checked the truth and completeness of the responses given. If your client wishes you to be Ofcom's main contact in relation to the application, please make this clear in an accompanying letter, and provide evidence of your authority to act on behalf of the applicant. The form should be filled in so as to include information about the applicant, not the agent. If Ofcom has further questions once the application has been submitted, we will direct these to the applicant, not to the agent, but we will accept responses from the agent.

How to submit the form

- 1.13 We prefer application forms and required supporting documents to be submitted by email to smallscaledab@ofcom.org.uk. Handwritten applications and required supporting documents should be scanned and attached to the email.
- 1.14 You should receive a response from smallscaledab@ofcom.org.uk confirming that your application has been received by Ofcom. If you do not receive a response, it is likely your application has not been received and you should contact Ofcom's Contact Centre on 0300 123 3333 and ask to leave a message for the Broadcast Licensing team, who will respond to your message as soon as possible.
- 1.15 If the applicant cannot submit the application form and/or the supporting documentation by email, the applicant may submit the application and/or the supporting documentation by post to:

Ofcom
Broadcast Licensing
Riverside House
2a Southwark Bridge Road
London
SE1 9HA

1.16 Those applicants who submit their application by post will be sent an acknowledgement.

Application fee

- 1.17 A non-refundable application fee of £500 is payable by bank transfer.
- 1.18 Applications will not be assessed until the application fee has been received in Ofcom's bank account.
- 1.19 Ofcom requests that applicants pay the application fee by bank transfer and that immediately after the applicant has instructed their bank to make the payment, confirmation of payment is emailed to ofcom.remittances@ofcom.org.uk.
- 1.20 To ensure that Ofcom can identify the payment, it must include a payment reference which is the applicant's postcode followed by the applicant's name (or as much of the name as is possible to provide within the character limit set by the bank) as provided in response to question 3.1 of this application.
- 1.21 The bank details to be used to pay the application fee are:

Account Name: Office of Communications

Bank details: Lloyds Bank, 69-73 Borough High Street, London SE1 1NQ

Account number: 00782415

Sort code: 30-97-90 BIC: LOYDGB21351

IBAN: GB05 LOYD 3097 9000 7824 15

SWIFT: LOYD GB 2L

Supporting documentation

- 1.22 You must provide a range of supporting documentation when submitting this application form. Please refer to the checklist at Section 7 of Part B of the application form for full details. Please note that failure to supply the necessary documents will delay your application.
- 1.23 Ofcom reserves the right to reject applications with which the necessary documents are not supplied in legible form.
- 1.24 Please note that Ofcom cannot receive emails larger than 35MB. If your application email exceeds this limit, please send your supporting documents in a separate email(s), clearly indicating the applicant's name in the subject line of the email.

Provision of information

1.25 Ofcom requires complete and accurate information to assess applications. In particular, we must be satisfied that those applying for a licence are 'fit and proper' to hold a licence and are not disqualified from participation in a licence.

1.26 It is an offence under the Broadcasting Act 1996 (as amended) to provide false information or withhold relevant information during the application process, and may be grounds for revocation of a licence subsequently granted.

Publication of applications

- 1.27 Part A of the application form (i.e. this document) will be published by Ofcom on our website as soon as practicable following the closing-date for applications. Because this is the 'public' part of the application form, and Ofcom is legally required to publish applications for public comments, no questions should be answered by means of the submission of a confidential annex. Part B of the application form will remain confidential.
- 1.28 Of commay take into account any comments received from the public, which can be made to it with respect to Part A of the application submitted.
- 1.29 In submitting Part A of the application, you agree that Ofcom may publish contact details for the licensee, which may include personal data, on the Ofcom website and/or in other relevant publications.
- 1.30 When a licence is granted, the name of the service and public contact details for the licensee will be published on the Ofcom website. These are the details supplied by the applicant in the application form. If you have any questions about the information that we publish, or there are any changes to this information, you should contact the team by email (smallscaledab@ofcom.org.uk).
- 1.31 Ofcom considers issued small-scale radio multiplex licences to be public documents and copies of licences will be made available to third parties on request, noting that personal data apart from the name of the licensee may be redacted.

Data protection

1.32 We require the information requested in this form in order to carry out our licensing duties under the Broadcasting Act 1990, Broadcasting Act 1996 and Communications Act 2003. Please see Ofcom's General Privacy Statement for more information about how we handle your personal information and your corresponding rights.

Keeping up to date with broadcasting matters

1.33 We strongly recommend that you subscribe to receive Ofcom's regular email updates on broadcasting matters. These include a <u>monthly radio licensing update</u> that lists new services licensed, licences revoked, licence transfers, and changes to licensed services during the past month. To subscribe to these updates, please visit <u>www.ofcom.org.uk/email-updates</u> and select 'Broadcasting'.

2. Extent of proposed coverage area

About this section

Under section 51(2)(a) of the 1996 Act, we are required to consider the extent of the coverage area an applicant proposes to achieve within the area which has been advertised. This section therefore asks you to describe the coverage you are proposing to achieve. Further questions on the detailed technical arrangements for the proposed service, including questions on the transmission site(s) that you intend to use and your plans for how the multiplexing and distribution of your service will be arranged are contained in Part B of the application form.

Before completing this section of the form, you should read carefully the notes on 'Extent of proposed coverage area' in Section 4 of Ofcom's guidance notes for licence applicants and licensees.

Applicants should note there are confidential questions relating to extent of coverage area in Part B of the application form.

2.1 Please provide a summary, fully consistent with the more detailed information about transmission sites supplied separately in Part B, of the coverage area proposed to be achieved by your technical plan. This should include a description of the target area you are seeking to serve within the advertised licence area, and also any areas you are aiming to serve outside the advertised licence area for this small-scale radio multiplex service. (You may refer to your coverage prediction in the response you provide):

The South London DAB polygon is significant in terms of population and landmass. Ofcom has indicated there is severe pressure on frequencies available for the South East of England macro area. Considering these challenges, we have put together a coverage proposal that we feel makes best use of scare spectrum, protects other potential small scale multiplexes that may be awarded and is financially viable.

We have agreements in place to use all five proposed transmission sites and these are submitted to Ofcom as a confidential appendix to this application. None of the sites require any significant building works to accommodate our transmission equipment, and therefore we expect to be in a position to build out shortly after Ofcom approves our technical plan. Three of our proposed sites are being provided by our shareholders and two others are with landlords that we have good working relationships with.

Our coverage strikes a balance between covering as much of the population as possible with good quality indoor coverage while also provided contiguous coverage and protection of other multiplexes from ACI.

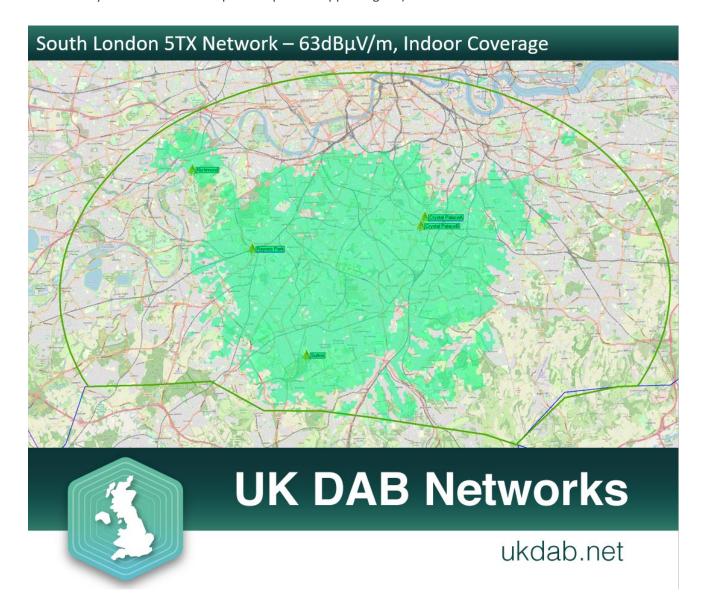
The combination of sites used means that we are able to be competitive in pricing our capacity, enabling a truly low-cost route to DAB digital radio for services in South London for the first time.

We have deliberately ensured there is no overspill in to other polygons, and have tried to minimise potential co-channel interference.

2.2 Please provide summary details of the sites required to achieve this coverage by completing the table below (add additional rows as required):

| Site name | NGR | Antenna height (m agl) | Antenna type proposed with bearing | New or existing antenna | ERP (W) |
|---------------------|--------------|------------------------------|------------------------------------|-------------------------|---------|
| Crystal Palace A | TQ33947122 | 163m | Directional, 220° ETN | Existing | 50w |
| Crystal Palace B | TQ3361170540 | 18m | Directional, 40° ETN | New | 125w |
| Raynes Park | TQ2297968779 | 17m | Omnidirectional | New | 200w |
| Richmond Hill | TQ1842274338 | 12m | Omnidirectional | New | 25w |
| Sutton | TQ260620 | 30m | Directional, 0° ETN | New | 200w |

2.3 Please provide below a coverage prediction map for the whole transmitter network you are proposing to build within 18 months if you are awarded a licence. The map should show the 63 dBµV/m field strength and the advertised small-scale DAB licence area contour. Small-scale DAB licence areas in GIS format are available on the Ofcom website. In the interests of transparency, you *must* embed an inline map image within this form (even if you also submit a map as a separate supporting file).



2.4 Please provide the following details of the prediction software used for your coverage assessments:

| Provide the name and version of the prediction tool used. | ATDI HTZ Communications x64 |
|---|--|
| Detail the terrain model used by the software and its resolution. | DTM: DEFRA 1m and 2m resolution (DSM+DTM) |
| Detail the ground cover (clutter) data used by the software and its resolution. | Buildings: DEFRA (automatic extraction – slope algorithm - performed at 2 m resolution then resampled) Vegetation (park, wood, forest) and Hydro from Corine Land Cover 2018 and Urban Atlas 2018 (European Environment Agency) Roads and railways from Open Street Map (2019) |
| What propagation algorithm has been used? | Model pre-set: Fresnel Diffraction geometry: Deygout 94 Subpath attenuation: Coarse Integration FZ fraction: 0.8 Earth radius (sea and land): 28,500km |
| Where multiple sites are proposed, describe what methodology has been used to assess the network (SFN) gain | Power Sum |
| If these predictions have not used Ofcom-provided population data, state what population data has been used and its source. | Ofcom data used |
| Have your predictions been generated by a commercial organisation? If so, by whom? | UK DAB Networks (Operations) Ltd |

3. Ability to establish the proposed service

About this section

In Section 3, we are asking questions about the applicant company, its financial and business plan, the relevant expertise and experience of those who will be involved in providing the small-scale radio multiplex service, and the timetable for coverage roll-out. The answers to these questions will enable Ofcom to assess the application under section 51(2)(c) of the 1996 Act. Additional information is requested in Part B of the application form.

In the first part of this section we are asking for details of the applicant's officers (directors or, in the case of LLPs, designated members), its shareholders and participants. Where applicable, we are also asking for details of the officers of the applicant's parent and associated companies or LLPs etc.

If any of the individuals named in your responses are known by more than one name/version of their name, all names must be provided.

Certain persons are disqualified from holding a small-scale radio multiplex licence. This section asks the questions which enable us to consider this for those types of disqualification which apply specifically to bodies corporate. It also asks questions which are relevant to our assessment of the applicant's fitness and properness to hold a small-scale radio multiplex licence.

The response boxes and tables should be expanded or repeated where necessary, or provided in a separate annex.

'Officerships' in this section refers to: directorships of bodies corporate, designated memberships of LLPs, or membership of a governing body of an unincorporated association (including partnerships).

The remaining questions in Section 3 relate to the applicant's financial and business plan, the expertise and experience of those involved, and the planned timetable for launching the proposed multiplex service.

Applicants should note there are confidential questions relating to extent of coverage area in Part B of the application form.

Applicant's details

3.1 Name of applicant (i.e. the body corporate that will hold the licence):

South Thames DAB Ltd

3.2 Company registration number stated on Companies House (if applicable):

14936008

3.3 For UK registered companies, the address of the applicant's registered office stated on Companies House. For non-UK registered companies, the principal office address:

St Hilary Transmitter, Cowbridge, CF71 7DP

3.4 If a UK registered company, is the **current** Memorandum and Articles of Association document available on the Companies House website?

Yes (delete as appropriate)

If no, please submit the up-to-date document and indicate you have done so in the checklist in Section 7 of Part B of the application form.

Ownership and control of company which will hold the licence

Details of officers

3.5 Please complete the following table, expanding it if necessary, to provide the following details for each director or designated member of the applicant (i.e. the body corporate that will hold the licence):

| Full name of individual | Correspondence address ¹ | Country of residence | Other officerships held (and nature of the business concerned) | Other employment |
|----------------------------------|--|----------------------|---|---------------------|
| Nation Broadcasting Ltd | St Hilary Transmitter, Cowbridge, CF71 7DP | Wales | See attached appendix | None |
| Panjab Radio Ltd | Hexagon Business Centre, Springfield Road, Hayes, UB4 OTH | England | None | None |
| Lyca Media II Ltd | 3rd Floor, Walbrook Building, 195 Marsh Wall, London, E14 9SG | England | None | None |
| Sunrise Radio (London) Ltd | 694-712 Unit 2 London Road, Hounslow, TW3 1PG | England | None | None |

 $^{^{\}rm 1}\,{\rm This}$ should be the same address as is held and published by Companies House.

| Radio Marsden Ventures Ltd | 20 Wenlock Road, London, N1 7GU | England | None | None |
|----------------------------------|--|---------|---|--|
| Subdigital Ltd | Chartwell House, 3 Chartwell Drive, Wigston, England, LE18 2FL | England | Subdigital Derby Ltd Coventry DAB Ltd | None |
| Jason Scott Bryant | St Hilary Transmitter, Cowbridge, CF71 7DP | England | See attached appendix | Nation Broadcasting Ltd |
| Ashley John Elford | St Hilary Transmitter, Cowbridge, CF71 7DP | England | UK DAB Networks (Operations Ltd) DAB consultancy and operator of multiplexes Muxcast 5 Ltd Middlesex DAB Limited West Sussex Digital Limited Provincial DAB Limited These are all DAB applicant companies | First MTR South West Trains Ltd Nation Resources Ltd |
| Martin Stephen Mumford | St Hilary Transmitter, Cowbridge, CF71 7DP | Wales | See attached appendix | Nation Broadcasting Ltd |
| Corrina Bryant | St Hilary Transmitter, Cowbridge, CF71 7DP | England | See attached appendix | Nation Broadcasting Ltd |
| Chantal Dietlinde Cooke | St Hilary Transmitter, Cowbridge, CF71 7DP | Wales | NALP Training Company Ltd NALP Gaydio Brighton Ltd | None |

| | | | Panpathic Communication Ltd The Book Booster Ltd Passion for the Planet (England) Ltd | |
|-------------------------------|---|---------|---|------|
| | | | Passion for the Planet Ltd | |
| Carl Barrington Webster | St Hilary Transmitter, Cowbridge, CF71 7DP | England | None | None |

Details of participants

3.6 Please complete the table overleaf, expanding it if necessary, to list all bodies or individuals which hold or are beneficially entitled to shares, or who possess voting powers, in the applicant (i.e. the "participants"). If you are unable to provide a complete answer to this question in relation to beneficial owners, please state whether you have any reason to suspect the existence of any beneficial owners.

(If parts of this question are not applicable to the applicant – for example, because the applicant does not have shareholders – please respond "N/A" in the relevant parts of the table.)

| Full name of participant | Number of | Total | Total | % of voting |
|----------------------------|-----------|------------|------------|-------------|
| (existing and proposed) | shares | investment | investment | rights |
| | | (£s) | (%) | |
| Nation Broadcasting Ltd | 56 | £56 | 56% | 56% |
| Panjab Radio Ltd | 10 | £10 | 10% | 10% |
| Lyca Media II Ltd | 10 | £10 | 10% | 10% |
| Sunrise Radio (London) Ltd | 10 | £10 | 10% | 10% |
| Subdigital Ltd | 5 | £5 | 5% | 5% |
| Radio Marsden Ventures Ltd | 3 | £3 | 3% | 3% |
| Passion for the Planet Ltd | 3 | £3 | 3% | 3% |
| Starpoint Radio Ltd | 3 | £3 | 3% | 3% |

Comments

We do not anticipate to make any changes to the structure of the company post award.

Details of relationships of control

3.7 Complete the following table, expanding it if necessary, to list any bodies corporate which are controlled *by* the applicant (or any director of the applicant, any person/body corporate with control over the applicant, or any body corporate controlled by a person/body corporate controlling the applicant). Please include bodies corporate under joint control – i.e. which are controlled acting together in concert with third parties (e.g. because of a shareholder's agreement):

(If this question is not applicable to the applicant please respond "N/A" in the table.)

| Full name of body corporate | Address | Person/body controlling the entity (i.e. the applicant itself or its associate) | |
|---|---|---|--|
| The activities of Nation Broadcasting Limited, St Hilary Transmitter, St Hilary. CF71 7DP | | | |
| and each of its directors is | and each of its directors is included as an appendix. | | |

Details of persons who control the applicant

3.8 Complete the table overleaf, expanding it if necessary, to list all persons/bodies corporate who control the applicant, or control any person/body corporate with control over the applicant. Please include persons or bodies that control the applicant (or body corporate with control over the applicant) jointly i.e. acting together in concert with third parties (e.g. because of a shareholder's agreement). Please note that some of this information may repeat information provided above on shareholders and other participants in the applicant:

(If this question is not applicable to the applicant please respond "N/A" in the table.)

| Full name of person/body corporate | Address | Person/body controlled by the entity (i.e. the applicant itself or its associate) |
|------------------------------------|--|---|
| Nation Broadcasting Limited | St Hilary Transmitter, St Hilary, CF71 7DP | 56% of applicant |
| Jason Scott Bryant | c/o St Hilary Transmitter, St Hilary, CF71 7DP (private residential address provided to Ofcom in confidence on request) | 51% of Nation Broadcasting Limited |
| Corrina Dawn Bryant | c/o St Hilary Transmitter, St Hilary, CF71 7DP (private residential address provided to Ofcom in confidence on request) | 49% of Nation Broadcasting Limited |

3.9 Complete the following table, expanding it if necessary, to list other bodies in which any individual listed in response to question 3.8 is a director or designated member:

(If this question is not applicable to the applicant please respond "N/A" in the table.)

| Full name of individual | Name of body in which individual is a director or designated member |
|-------------------------|---|
| Jason Scott Bryant | Provided in appendix |
| Corrina Dawn Bryant | Provided in appendix |

3.10 Complete the following table, expanding it if necessary, to list all bodies corporate which are controlled (including jointly controlled) by any body corporate listed in response to question 3.8:

(If this question is not applicable to the applicant please respond "N/A" in the table.)

| Full name of body corporate listed in 3.8 | Body corporate controlled |
|---|---------------------------|
| Nation Broadcasting Limited | Provided in appendix |

3.11 In relation to each body corporate identified in response to question 3.8, complete the table overleaf, expanding it if necessary, to list all bodies which hold or are beneficially entitled to shares, or who possess voting powers, in the body corporate concerned (i.e. "participants"). You may, but are not required to, exclude from this table any bodies listed in response to question 3.8. If you are unable to provide a complete answer to this question in relation to beneficial owners, please state whether you have any reason to suspect the existence of any beneficial owners.

(If this question is not applicable to the applicant please respond "N/A" in the table.)

| Name of body corporate identified in response to question 3.8 | | | | |
|---|------------------|-----------------------------|----------------------|--------------------|
| Full name of participant | Number of shares | Total investment (£s) | Total investment (%) | % of voting rights |
| Jason Scott Bryant | 5100 | 51 | 51 | 51 |
| Corrina Dawn Bryant | 4900 | 49 | 49 | 49 |
| | | | | |
| Comments | | | | |

Involvement of the applicant in specified activities

3.12 Please state below whether the applicant, or any individual or body corporate identified in questions 3.5 to 3.11 is, or is involved in, any of the below, and the extent of that interest.

| Activity/involvement | Yes or No | Please state who is involved; the name of the body/individual/agency they are involved with; and the extent of their involvement |
|--|-----------|---|
| A local authority | No | |
| A body whose objects are wholly or mainly of a political nature, or which is affiliated to such a body | No | |
| A body whose objects are wholly or mainly of a religious nature; ² | No | |
| An individual who is an officer of a body falling within (b) or (c); | No | |
| A body corporate which is an associate (as defined in paragraphs 1(1) and 1(1A) of Part I of Schedule 2 to the Broadcasting Act 1990) of a body falling within (b) or (c); | No | |
| An advertising agency or an associate of an advertising agency | No | |

Details of applications, licences and sanctions

3.13 Please answer 'yes' or 'no' to the following questions about the applicant (i.e. the body corporate that will hold the licence):

² Please refer to sections 3 to 5 of Ofcom's <u>religious guidance note</u> for details on how we determine the eligibility of religious bodies to hold certain broadcasting licences.

a) Is the applicant a current licensee of Ofcom?

No (delete as appropriate).

b) Has the applicant ever held an Ofcom broadcasting licence before?

No (delete as appropriate).

c) Has anyone involved in the proposed service held an Ofcom broadcasting licence or been involved in an Ofcom-licensed broadcast service before?

Yes (delete as appropriate).

d) Does the applicant control an existing Ofcom licensee?

No (delete as appropriate).

e) Is the applicant controlled by an existing licensee or by any person who is connected (within the meaning of Schedule 2 to the Broadcasting Act 1990) with an existing licensee (i.e. as a "participant")?

Yes (delete as appropriate).

f) Has the applicant – or any person(s) controlling the applicant - made any other application to Ofcom (or its predecessor broadcast regulators – the Independent Television Commission and the Radio Authority) for any licence which has since been surrendered by the licensee or revoked by Ofcom (or one of its predecessor regulators)?

Yes (delete as appropriate).

g) Has the applicant – or any person(s) controlling the applicant - made any other application to Ofcom (or its predecessor broadcast regulators – the Independent Television Commission and the Radio Authority) for any licence which has since been surrendered by the licensee or revoked by Ofcom (or one of its predecessor regulators)?

Yes (delete as appropriate).

h) Is the applicant – or any person(s) controlling the applicant – subject to any current or pending investigation by any statutory regulatory or government body in the United Kingdom or abroad in respect of any broadcast-related matter?

No (delete as appropriate).

i) Has the applicant – or any person(s) controlling the applicant – ever been subject to a statutory sanction for contravening a condition of a broadcasting licence in the UK or any other jurisdiction?

No (delete as appropriate).

3.14 If the response to any of the questions (a) to (i) in 3.13 above is 'yes', please provide the details, expanding the table where necessary:

| | Licence number(s) (if known) | Details |
|-----|------------------------------|---|
| (a) | | N/A |
| (b) | | N/A |
| (c) | Various | See attached appendix relating to Nation Broadcasting – all directors and shareholders are (or have been) involved with numerous Ofcom licenced services. |
| (d) | | N/A |
| (e) | Various | Nation Broadcasting Ltd – see appendix for shareholder details. |
| (f) | Various | See attached appendix relating to Nation Broadcasting. |
| (g) | Various | See attached appendix relating to Nation Broadcasting. |
| (h) | | N/A |
| (i) | | N/A |

3.15 Please provide any further information you hold, relating to the past conduct of the applicant or those individuals listed, in regulatory matters or in matters going to honesty and/or compliance, which may be relevant to Ofcom's consideration of whether or not the applicant is fit and proper to hold a broadcast licence. If the applicant or the form signatory fails without reasonable excuse at this point to declare any matter of which Ofcom subsequently becomes aware, and which we consider to be relevant to the applicant's eligibility to hold a licence, we will take it into account in determining the question of whether the applicant/licensee remains fit and proper to hold a licence.

If you have no information to provide, please respond "N/A".

N/A

3.16 Has the applicant – or any person(s) controlling the applicant – ever been convicted of an unlicensed broadcasting offence?

No (delete as appropriate).

If yes, please provide the following details:

| Full name | Date of conviction/action (dd/mm/yy) | Penalty |
|-----------|--------------------------------------|---------|
| | | |
| | | |
| | | |

Financial and business plan

3.17 Please provide a high-level estimate of the costs you believe will be required to establish the multiplex service.

The applicant is a newly established company owned and run by experienced operators of community radio, DAB multiplex and SSDAB services.

Nation Broadcasting Ltd is active in the DAB industry as multiplex operators in North Wales, West Wales, Suffolk, North East Wales/West Cheshire, Morecambe Bay and Salisbury.

Lyca Media II Ltd, Panjab Radio Ltd and Sunrise Radio (London) Ltd operate four AM ILR services which are available within the area.

Subdigital Ltd are involved in small scale DAB multiplexes, and its founder has had shareholdings in the Now Digital East Midlands Leicester, Derby and Nottingham DAB multiplexes since launch.

Finally, shareholders Radio Marsden Ventures Ltd, Passion for the Planet Ltd and Starpoint Radio Ltd are long established operators in the South London area.

In summary, our group has a strong understanding of the economics of broadcasting, in particular the South London market and DAB digital radio in general.

Start-up capital requirements of transmitter and associated equipment will be provided through loans from our shareholders. Multiplexing software will be sourced from the world's leading multiplex software firm Factum Radioscape. Day to day operating costs will be met through renting capacity on the multiplex to third parties.

Any shortfall/losses will be borne by loans from our shareholders. We have budgeted £50,000 to establish the multiplex.

- 3.18 Please indicate how the costs outlined in 3.17 (above) will be met, under the following headings:
 - a) Share capital£100 of share capital is currently held as cash
 - b) Loan stock n/a
 - c) Leasing/HP facilities (capital value)N/A

- d) Bank overdraft N/A
- e) Grants and donations N/A
- f) Other (please specify) Interest free shareholder loans of up to £50,000 convertible to share capital if not repaid after 5 years.
- 3.19 Expanding the table if necessary, please list the providers of the funding which will be used to establish the service, and the amount of funding that each will provide. For incorporated investing shareholders, please provide a copy of the most recent statutory accounts if they are not currently available on Companies House.

| Name of shareholder or investor | Percentage of shares held (if applicable) | Amount of funding provided (£) |
|---|---|--------------------------------|
| Nation Broadcasting Ltd* | 56% | £50000 |
| * See note in confidential funding appendix part B5.4 | | |

3.20 All of the funding identified above should be confirmed. If any funding has not been confirmed, or if there are any pre-conditions before the funding is released which have not yet been met, provide an explanation of what needs to be done, the dates by which it needs to be carried out, and any steps the applicant needs to take to ensure the funding is confirmed and/or released.

| All funding is confirmed | | |
|--------------------------|--|--|
| | | |
| | | |

Relevant expertise and experience

3.21 Please provide details of who will be responsible for the day-to-day general management of the multiplex service (for example, dealing with programme service providers and contractual matters). Please also briefly state their previous relevant experience. (Note that any individuals or contractors who cannot be identified at this stage can instead be included in the confidential section (Part B) of the application form.)

We have access to a number of individuals with significant DAB experience. This expertise will ensure a smooth, professional launch and successful ongoing operation of the multiplex.

Day-to-day management of the multiplex will be by Ash Elford through his employment at Nation Broadcasting. Ash is one of the UK's pioneers in SSDAB and has overseen the establishment and successful operation of a number of small scale DAB multiplexes.

Our multiplexing and encoding will be managed by Factum Radioscape, the world's leading DAB multiplexing provider. We will use Factum Radioscape's Multimuxa product to ensure excellent multiplex reliability and great audio quality for our services.

Transmission will be contracted to Commtronix who established themselves as a leading provider of engineering services to the radio industry. Of note, Commtronix has been responsible for the engineering of the Portsmouth trial small scale DAB multiplex since launch in 2015, along with the Basingstoke, Glasgow, Salisbury and Winchester small scale DAB multiplexes.

We have significant expertise amongst our shareholders too.

Nation Broadcasting is a leading UK commercial radio group, with substantial investments in DAB digital radio multiplexes, investments in technology company Factum Radioscape and a portfolio of ILR licences.

Lyca Media is based in London and broadcast two services on AM and DAB, they are a significant player in the Asian community.

Sunrise Radio is London's oldest Asian AM broadcaster and have supported DAB since the launch of the first commercial London DAB multiplex in the year 2000.

Panjab Radio are an AM broadcaster and another long established supporter of DAB, having been on DAB in London for over 20 years.

Passion for the Planet were a launch service of the London 3 DAB multiplex. As an independent operator that was based in Wimbledon, the high overheads of a London-wide multiplex made it difficult to build a sustainable business. Passion for the Planet's involvement will ensure that the South London multiplex is sustainable for smaller broadcasters.

Starpoint Radio are based in Crystal Palace and have been established for nearly 40 years. The group applied for one of the Radio Authority's first RSL licences broadcasting on FM for 21 days. Fast forward to today, and Starpoint Radio has been a staple of small scale DAB outside of London for over 7 years.

Radio Marsden was founded in 1969 and has served the Royal Marsden Hospitals continuously since then. The organisation has run short-term FM RSLs, as well as DAB broadcasts on the Surrey DAB multiplex and a number of volunteers involved with the service have paid employment in the broadcasting sector.

We have a strong track record of providing affordable DAB capacity.

- We have a strong track record of engaging with C-DSP services.
- Our multiplexes have industry leading occupancy rates.
- Our multiplexes are reliable.
- We have strong financial backing.
- We will make sure the South London multiplex is a success.
- 3.22 Please provide details of who will be carrying out the installation and on-going maintenance of your multiplexing / transmitter equipment (or the name of your proposed transmission and multiplex provider if you intend to use a third-party organisation for these services). Please also briefly state their previous relevant experience. (Note that any individuals or contractors who cannot be identified at this stage can instead be included in the confidential section [Part B] of the application form.)

| Function | Responsible party | Previous experience |
|---|---------------------------------|---|
| Installation of transmission equipment | Commtronix Ltd | Significant experience of installation of DAB transmission systems for small and large broadcasters |
| Ongoing maintenance of the transmission equipment | Commtronix Ltd | Significant experience of installation of DAB transmission systems for small and large broadcasters |
| Installation of the Multiplexing equipment | Factum Radioscape Ltd | Significant experience of installation of DAB transmission systems for small and large broadcasters |
| Day-to-day technical management and maintenance of the multiplexing equipment (if different from response to question 3.28 above) | Ash Elford, Nation Broadcasting | Significant experience of managing DAB multiplexes. |

Timetable for coverage roll-out

3.23 Please tell us how soon after license award you expect your multiplex service to become operational and achieve the coverage you are proposing:

We have written agreements in place to use all of our transmission sites. We have existing working relationships with our equipment suppliers and contractors. We expect to launch within 12 months of Ofcom awarding the licence from all transmission sites.

3.24 In addition, please provide, as an annex to be submitted with this application, an outline project plan with timeline (e.g. a Gantt chart or similar) showing the high level activities and tasks leading up to the launch of your multiplex service.

See attached file.

4. Involvement of C-DSP providers; demand or support from programme providers

About this section

Section 51(2)(ca) of the 1996 Act requires Ofcom to take into account the desirability of awarding a small-scale radio multiplex licence to a body corporate that is providing – or proposing to provide – a C-DSP service in the locality being advertised (or involving such a person as a participant in the licence-holding company).

Section 51(2)(f) of the 1996 Act requires Ofcom to take into account evidence that the applicant has support from providers interested in having their existing or planned programme services carried on the proposed multiplex.

Note that we do not require applicants to provide us with a full line-up of services they intend to provide, or details about the content of those services.

Involvement of C-DSP providers

- 4.1 Is the applicant body proposing to provide its own C-DSP service on the multiplex?No (please delete accordingly)
- 4.2 If the answer to the above question is 'yes', please provide a name and brief details of this proposed service. If the service is already licensed by Ofcom, the licence number should be provided:

4.3 If the answer to the above question is 'no', please provide details of any participant in the applicant body that is proposing to provide a C-DSP service on the multiplex. In this context, a "participant" refers to a person who holds or is beneficially entitled to shares in the applicant or possesses voting power in the applicant. If the service is already licensed by Ofcom, the licence number should be provided. Please refer to the nature of the participation (e.g. shareholding or agreement in relation to voting power):

Radio Marsden Ventures Ltd – Radio Marsden

The service is not licenced by Ofcom, but has been broadcasting to the Royal Marsden Hospitals since 1969. It is the intention of Radio Marsden Ventures Ltd to apply for a C-DSP licence.

Radio Marsden is a Shareholder and Director of South Thames DAB Ltd

Demand or support from programme providers

4.4 Please provide in the table below (expanding the table if necessary) the names of providers (or prospective providers) of community or local digital sound programme services who have expressed their demand or support for the provision of the proposed multiplex service in the area to be served by the multiplex service. For reasons of transparency, the response to this question *must be answered below and should not be provided as a separate annex*. The evidence of the demand or support, such as signed heads of terms or emails, should be provided as a confidential annex, and relate only to the specific multiplex being applied for.

| Name of service provider and station name (if known) | Proposed C-DSP or DSP | Nature of evidence of support provided |
|--|-----------------------|--|
| Radio Marsden | C-DSP | Shareholder service |
| Radio Marsden Ventures Ltd | | |
| Panjab Radio | DSP | Shareholder service |
| Panjab Radio Ltd | | |
| Sunrise Radio | DSP | Shareholder service |
| Sunrise Radio (London) Ltd | | |
| Sunrise Smooth | DSP | Shareholder service |
| Sunrise Radio (London) Ltd | | |
| Lyca Radio | DSP | Shareholder service |
| Lyca Media II Ltd | | |
| Lyca Gold | DSP | Shareholder service |
| Lyca Media II Ltd | | |

| Athavan Radio | DSP | Shareholder service |
|---|-----|------------------------|
| Lyca Media II Ltd | | |
| Passion for the Planet | DSP | Shareholder service |
| Passion for the Planet Ltd | | |
| Starpoint Soul | DSP | Shareholder service |
| Starpoint Radio Ltd | 202 | |
| London Sports Radio Nation Broadcasting Ltd | DSP | Shareholder service |
| Nation Radio UK | DSP | Shareholder service |
| Nation Broadcasting Ltd | | |
| Nation 80s | DSP | Shareholder service |
| Nation Broadcasting Ltd | | |
| Easy Radio | DSP | Shareholder service |
| Nation Broadcasting Ltd | | |
| Sabras Radio Subdigital Ltd | DSP | Shareholder service |
| Sanskar Radio | DSP | Shareholder service |
| Subdigital Ltd | DSP | Shareholder Service |
| Skylab Radio | DSP | Signed heads of terms |
| Skylab Radio Ltd | | |
| Swinging Radio 60s | DSP | Signed heads of terms |
| Angel Radio Ltd | | |
| Angel Radio | DSP | Signed heads of terms |
| Angel Radio Ltd | | |
| Boom Light Boom Radio Ltd | DSP | Signed heads of terms |
| Gaydio | DSP | Signed heads of terms |
| Gaydio Ltd | DSF | Signed fleads of terms |
| News Radio UK | DSP | Signed heads of terms |
| News Radio UK Ltd | | |
| Fun Kids Party | DSP | Signed heads of terms |
| Chldren's Radio UK Ltd | | |
| XTRA HOT | DSP | Signed heads of terms |
| Dorset Community Radio Ltd | | |
| Tomorrowland One World Radio | DSP | Signed heads of terms |
| Like Broadcasting North Ltd | | |
| | | |

| GlitterBeam | DSP | Signed heads of terms |
|-----------------------------|-----|-----------------------|
| Glitterbeam Ltd | | |
| Cosoro Radio | DSP | Signed heads of terms |
| Cosoro Ltd | | |
| Dance music | DSP | Signed heads of terms |
| identity disclosed to Ofcom | | |
| Classic dance music | DSP | Signed heads of terms |
| identity disclosed to Ofcom | | |
| Classic rock | DSP | Signed heads of terms |
| identity disclosed to Ofcom | | |

5. Fair and effective competition

About this section

Section 51(2)(g) of the 1996 Act requires Ofcom to assess whether, in contracting or offering to contract with programme service providers, the applicant has acted in a manner calculated to ensure fair and effective competition in the provision of community and local digital sound programme services.

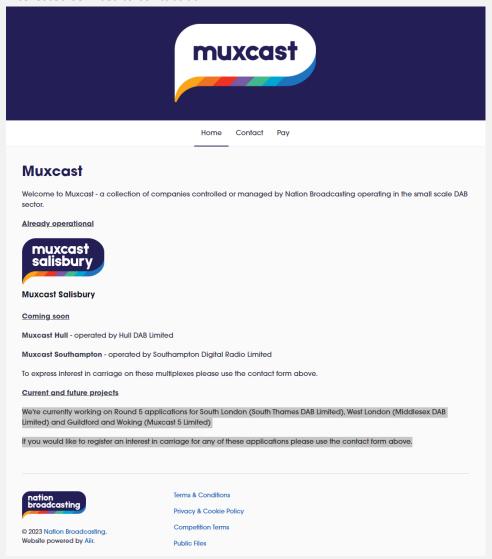
In assessing applications, we need to have confidence that the prospective small-scale radio multiplex licensee has approached a wide range of potential service providers. Negotiations that have taken place between the applicant and potential service providers need to have been demonstrably fair, and the terms of any contract for service provision must be fair and non-discriminatory.

Applicants should note there is one further question relating to fair and effective competition in Part B of the application form.

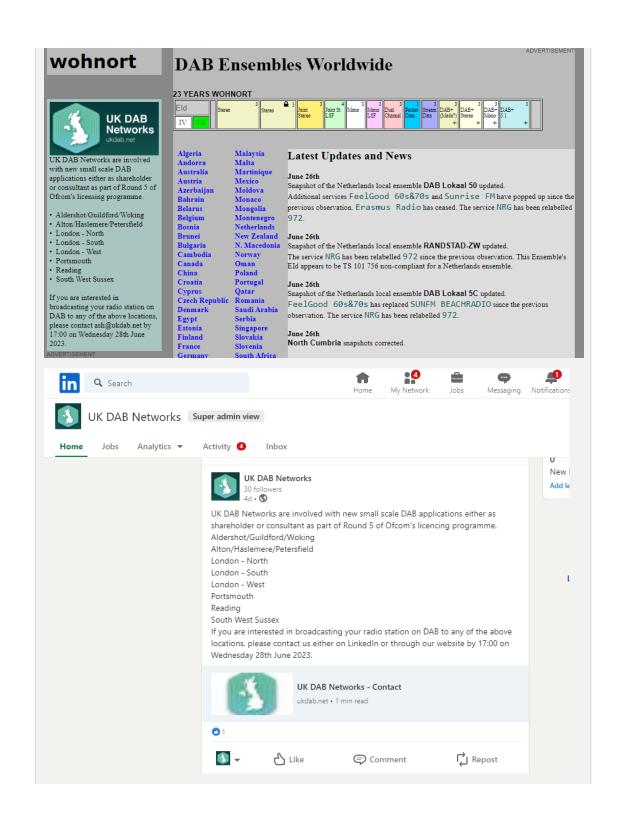
Please detail the measures that have already been taken, and will be taken before and during the licence period, to demonstrate that, in contracting or offering to contract with programme services providers, the applicant has acted in a manner calculated to ensure fair and effective competition in the provision of such services.

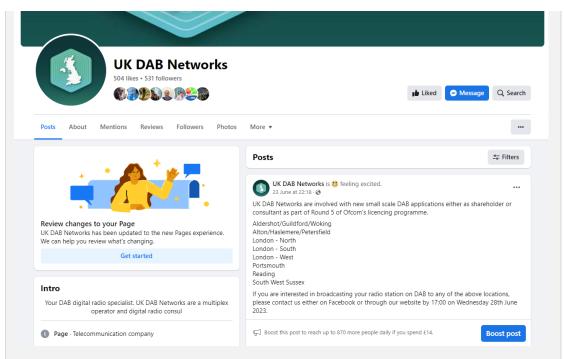
For example, how have you sought to engage a broad range of prospective service providers including those not directly involved as participants in the application and those who have decided not to proceed to express an interest or agree heads of terms at this stage, and how have you sought to make prospective service providers aware of your proposals and potential terms for carriage?

In preparation for our licence application, we invited broadcasters that we have relationships elsewhere with to join our application, as well as other broadcasters that we are aware of by email. We have placed a notice on our muxcast.com website asking interested services to contact us.



Ash Elford, through his consultancy company UK DAB Networks also contacted a significant number of service providers directly, as well as placing notices on its website, LinkedIn, social media and Wohnort.org.





Post licence award, we will maintain a website and social media presence and invite broadcasters to contact us. If we are oversubscribed with interest from broadcasters, we will keep interest on file and contact them when capacity becomes available. We will allocate the capacity in a way that ensures the greatest diversity of formats and service providers. We will treat C-DSP and DSPS providers fairly.

We are aware of a number of potential broadcasters that are associated with other applications for the South London polygon. If we are successful in our application we will treat other broadcasters that were not part of our application fairly.

Nation has an excellent track record in ensuring a high occupancy rate and diverse range of services are broadcast on our multiplexes. We will build on our reputation for providing genuine choice for listeners, and an accessibility platform for broadcasters, with the South London DAB multiplex.

6. Declaration

About this section

This form must be submitted by the body corporate which will hold the licence. The declaration must be certified by a company director or the company secretary, and covers all information provided by in the applicant in both Part A and Part B of the application form. The declaration must also be dated.

- a) I hereby apply to Ofcom for the grant of a licence for the small-scale radio multiplex licence described above and declare that the information given in this application form is, to the best of my knowledge and belief, correct.
- b) I further declare and warrant:
 - i) that the applicant is not a disqualified person within the meaning of that expression as defined in Part 2 of Schedule 2 to the Broadcasting Act 1990, as amended, or as a result of a disqualification order under section 145 of the Broadcasting Act 1996;
 - that having made all reasonable enquiries neither the applicant nor any person controlling the applicant, as result of the grant to me of the licence, breach any requirement of Schedule 14 to the Communications Act 2003 with regard to the accumulation of interests in broadcasting services or to the restrictions on crossmedia interests;
 - iii) that the applicant is not disqualified by virtue of the provisions of section 143 (5) of the Broadcasting Act 1996 in relation to political objects and the provisions of section 144 (3) of the Broadcasting Act 1996 in relation to the provision of false information or through the withholding of information with the intention of misleading Ofcom; and
 - iv) that no director or person concerned directly or indirectly in the management of the Licensee is the subject to a disqualification order as defined by section 145 (1) of the Broadcasting Act 1996.
- c) I understand that Ofcom reserves the right to revoke the licence (if granted) if at any time any material statement made to Ofcom is found to be false and to have been by the applicant or any member or officer thereof knowing it to be false. I also understand that under sections 144 and 145 of the Broadcasting Act 1996, the provision of false information could incur a criminal conviction and a disqualification from the holding of a Broadcasting Act licence. I further certify that, to the best of my knowledge, any matters which might influence Ofcom's judgement as to whether the directors and substantial shareholders involved in this application are fit and proper persons to participate in a radio licence, have been made known to Ofcom.

Full name (BLOCK CAPITALS) of the person authorised to make the application of behalf of the applicant:

JASON SCOTT BRYANT

Date of application:

Friday 30th June 2023

I am authorised to make this application on behalf of the applicant in my capacity as (delete as appropriate):

Company director.

You now need to complete the confidential section (Part B) of the application form.