



Codes of Practice

&

Guidelines

**September 2011**

**Commercial Radio Australia Limited ACN 059 731 467**

# TABLE OF CONTENTS

The Codes Of Practice .....	<b>Error! Bookmark not defined.</b>
Definitions.....	4
Code Of Practice 1: Programs Unsuitable for Broadcast.....	5
Code Of Practice 2: News and Current Affairs Programs.....	7
Code Of Practice 3: Advertising.....	9
Code Of Practice 4: Australian Music.....	10
Code Of Practice 5: Complaints .....	16
Code Of Practice 6: Interviews and Talkback Programs .....	19
Code Of Practice 7: Compliance with the Codes.....	20
Code Of Practice 8: Broadcast of Emergency Information .....	21
Code Of Practice 9: Live Hosted Entertainment Programs.....	22
List of Guidelines & Explanatory Notes .....	23
Guidelines on Broadcasts of Emergency Information.....	24
Guidelines on the Portrayal of Indigenous Australians on Commercial Radio.....	25
Explanatory Notes to the Guidelines on the Portrayal of Indigenous Australians... on Australian Commercial Radio	26
Guidelines & Explanatory Notes on the Portrayal of Women..... on Australian Commercial Radio	29
Guidelines & Explanatory Notes on the Portrayal of Suicide and Mental Illness..... on Australian Commercial Radio	31

# THE CODES OF PRACTICE

## Purpose

These Codes have been developed in accordance with the requirements of section 123 of the *Broadcasting Services Act 1992* and have been registered by the Australian Communications and Media Authority (ACMA) after endorsement by commercial radio broadcasters and consultation with the listening public. The Codes aim to ensure that commercial radio broadcasters have regard to prevailing community standards in broadcast material, while protecting their right to responsible freedom of speech.

## Review of the Codes

It is intended that the Codes will be formally reviewed after they have been in effect for three (3) years. If, within that time, it is shown that the Codes require substantive change, the public will be given adequate opportunity to comment on the changes that may be proposed.

## DEFINITIONS

**ACMA** means the Australian Communications and Media Authority.

**advertisement** means: material broadcast a substantial purpose of which is to draw public attention to, or to promote, directly or indirectly, an organisation, product or service, belief or course of action; **and**

consideration has been provided by or on behalf of an organization or a supplier of the product or service to a licensee, or to a presenter, or an associate of a presenter for the broadcast of that material by the licensee.

**AMPCOM** means the Australian Music Performance Committee.

**Australian** means a person who is a citizen of, or is ordinarily resident in, Australia.

**Australian performance period** means the total period of 126 hours occurring in each week between the hours of 6.00 am and 12.00 midnight daily.

**CRA** means Commercial Radio Australia Limited.

**current affairs program** means a program a substantial purpose of which is to provide interviews, analysis, commentary or discussion, including open-line discussion with listeners, about current social, economic or political issues.

**digital-only** means services broadcast using DAB+ technology and not also simulcast in analogue

**licensee** means a holder of a commercial radio broadcasting licence.

**music or musical item** does not include music in advertisements, program promotions, station promotions or theme or bridging music.

**new Australian performance** means a sound recording of a previously unpublished performance of a musical item performed by an Australian which has been on sale to the Australian public for a period not exceeding 12 months from the date which is recorded in *The ARIA Report* as the date of its initial release in Australia.

**news program** means a program or bulletin, the predominant purpose of which is to present factual new information on current events and which is typically prepared by journalists.

**new release** means a previously unpublished sound recording that has been on sale to the Australian public for a period not exceeding 12 months from the date which is recorded in *"The Aria Report"* as the date of its initial release in Australia.

**program/s** means all matter broadcast and is specifically referred to in and applicable to Code of Practice 1.

# CODE OF PRACTICE 1: PROGRAMS UNSUITABLE FOR BROADCAST

## Purpose

The purpose of this Code is to prevent the broadcast of programs which are unsuitable having regard to prevailing community standards and attitudes.

## Proscribed Matter

- 1.1 A licensee must not broadcast a program which in all of the circumstances:
- (a) is likely to incite, encourage or present for its own sake violence or brutality;
  - (b) simulates news or events in such a way as to mislead or alarm listeners;
  - (c) presents as desirable:
    - (i) the misuse of alcoholic liquor; or
    - (ii) the use of illegal drugs, narcotics or tobacco.
  - (d) depicts suicide favourably or presents suicide as a means of achieving a desired result; or
  - (e) is likely to incite hatred against, or serious contempt for, or severe ridicule of, any person or group of persons because of age, ethnicity, nationality, race, gender, sexual preferences, religion, transgender status or disability.
- 1.2 Nothing in sub-clause 1.1 prevents a licensee from broadcasting a program of the kind or kinds referred to in those sub-clauses if the program:
- (a) is presented reasonably and in good faith for academic, artistic (including comedy or satire), religious instruction, scientific or research purposes or for any other purposes in the public interest, including discussion or debate about any act or matter.

## Interpretation

Codes 1.1 (e) and 1.2 shall be interpreted according to the principles in case law that apply to the interpretation of corresponding legislation.

## **Program Content and Language, including Sex and Sexual Behaviour**

- 1.3 (a) Program content must not offend generally accepted standards of decency (for example, through the use of unjustified language), having regard to the demographic characteristics of the audience of the relevant program.
- (b) For the purposes of determining:
- (i) the audience of the relevant program; and
  - (ii) the demographic characteristics of that audience,
- regard must be had, in particular, to the results of any official ratings surveys of the licensee's service in the prior 12 months, (or, in the case of any licensee service operating in regional areas, the most recent official ratings surveys for the licensee's service).
- 1.4 Licensees must not broadcast audio of actual sexual acts.
- 1.5 Licensees must not broadcast a feature program which has an explicit sexual theme as its core component unless it is broadcast between 9.30 pm and 5.00 am and an appropriate warning is made prior to commencement of the program and at hourly intervals during broadcast of the program.
- 1.6 Nothing in clause 1.5 prevents a licensee from broadcasting a program at any time, of the kind referred to in that clause, if the program is in the public interest, including discussion or debate about current events.

## CODE OF PRACTICE 2: NEWS AND CURRENT AFFAIRS PROGRAMS

### Purpose

The purpose of this Code is to promote accuracy and fairness in news and current affairs programs.

2.1 News programs (including news flashes) broadcast by a licensee must:

- (a) present news accurately;
- (b) not present news in such a way as to create public panic, or unnecessary distress to reasonable listeners;
- (c) distinguish news from comment; and
- (d) not use material relating to a person's personal or private affairs, or which invades an individual's privacy, unless there is a public interest in broadcasting such information.

2.2 In the preparation and presentation of current affairs programs, a licensee must use reasonable efforts to ensure that:

- (a) factual material is reasonably supportable as being accurate; and
- (b) substantial errors of fact are corrected at the earliest possible opportunity.

A failure to comply with the requirement in Code 2.2(a) to broadcast factual material that is reasonably supportable as being accurate will not be taken to be a breach of the Code if a correction, which is adequate and appropriate in all the circumstances, is made within 30 business days of the licensee receiving a complaint or a complaint being referred to the ACMA (whichever is later).

2.3 In the preparation and presentation of current affairs programs a licensee must ensure that:

- (a) the reporting of factual material is clearly distinguishable from commentary and analysis;

- (b) reasonable efforts are made or reasonable opportunities are given to present significant viewpoints when dealing with controversial issues of public importance, either within the same program or similar programs, while the issue has immediate relevance to the community;
- (c) viewpoints expressed to the licensee for broadcast are not misrepresented and material is not presented in a misleading manner by giving wrong or improper emphasis or by editing out of context; and
- (d) the licensee does not use material relating to a person's personal or private affairs, or which invades an individual's privacy, unless there is a public interest in broadcasting such information.



## CODE OF PRACTICE 3: ADVERTISING

### **Purpose**

The purposes of this Code are to ensure that advertisements comply with other Codes where applicable, and to limit the time devoted to advertisements.

- 3.1 Advertisements broadcast by a licensee must:
- (a) not be presented as news programs or other programs;
  - (b) comply with all other Advertising Codes of Practice so far as they are applicable.
- 3.2 Where a commercial radio station is the only commercial station in a licence area in which 30% or less of the licence is attributed to overlap, the licensee of that station must not broadcast more than 18 minutes of advertisements in a period of an hour.

## CODE OF PRACTICE 4: AUSTRALIAN MUSIC

### Purpose

- 4.1 The purpose of this Code is to implement the object, set forth in the *Broadcasting Services Act 1992*, of promoting the role of broadcasting services in developing and reflecting a sense of Australian identity, character and cultural diversity, by prescribing minimum content levels of Australian music.

The commercial radio industry is committed to supporting the music of Australian artists and composers. The quotas adopted by the industry depend upon the availability of Australian music to suit station formats. The commercial radio industry will continue to encourage the increased production by the record industry of Australian music relevant to stations formats and the preferences of the Australian listening public.

### Broadcast of Australian Music

- 4.2 Subject to this Code, a licensee must ensure that during the Australian Performance Period, either:
- (a) the applicable proportion of the total time occupied by the broadcasting of music by the radio service consists of music performed by Australians; or
  - (b) in the case of a licensee which broadcasts musical items of a reasonably similar duration, the applicable proportion of the total number of musical items broadcast by the radio service consists of musical items performed by Australians.

## Broadcast of Australian Music... continued

- 4.3 (a) For the purposes of clause 4.2, the applicable proportion of total time or total number of musical items (as the case may be) in respect of a radio service must be determined based upon the predominant format of the service in accordance with the following scale:

Category	Format of Service	Applicable Proportion
A	<ul style="list-style-type: none"> <li>➤ Mainstream Rock</li> <li>➤ Album Oriented Rock</li> <li>➤ Contemporary Hits</li> <li>➤ Top 40</li> <li>➤ Alternative</li> </ul>	Not less than 25%
B	<ul style="list-style-type: none"> <li>➤ Hot/Mainstream Adult Contemporary</li> <li>➤ Country</li> <li>➤ Classic Rock</li> </ul>	Not less than 20%
C	<ul style="list-style-type: none"> <li>➤ Soft Adult Contemporary</li> <li>➤ Hits &amp; Memories</li> <li>➤ Gold - encompassing Classic Hits</li> <li>➤ Hip Hop</li> </ul>	Not less than 15%
D	<ul style="list-style-type: none"> <li>➤ Oldies</li> <li>➤ Easy Listening</li> <li>➤ Easy Gold</li> <li>➤ Country Gold</li> </ul>	Not less than 10%
E	<ul style="list-style-type: none"> <li>➤ Nostalgia</li> <li>➤ Jazz</li> <li>➤ NAC (smooth jazz)</li> </ul>	Not less than 5%
F	<ul style="list-style-type: none"> <li>➤ All other formats of service (including, without limitation, programs which are predominately comprised of open-line, news, talk and sport content)</li> </ul>	N/A

Note: All formats subject to review as set out in Attachment "A".

## Broadcast of Australian Music... continued

- (b) In the case of a radio service whose format is within categories A, B or C of clause 4.3(a), the broadcast of New Australian Performances as a proportion of total Australian Performances prescribed by this clause shall be in accordance with the following table, when calculated across all Australian Performance Periods occurring in any financial year, subject to clause 4.3(d).

<b>Category</b>	<b>New Australian Performances As a Proportion of Total Australian Performances</b>
<b>A</b>	Not less than 25%
<b>B</b>	Not less than 20%
<b>C</b>	Not less than 15%

- (c) The commitment on the part of licensees to play a minimum level of New Australian Performances in accordance with sub-clause 4.3(b) is subject to the release of such Performances by the Australian record industry in numbers that are substantially the same as those released in the financial year ending 30 June, 1998. If, in any financial year during the time that this Code is in force, there is a substantial decrease in the release of New Australian Performances, Commercial Radio Australia may revise the proportions of New Australian Performances as a proportion of total Australian Performances, contained at clause 4.3(b), after discussion with AMPCOM, provided that any change that may eventuate will not affect the licensees obligations under clause 4.2 and 4.3(a).
- (e) Clause 4.3(b) does not apply to a licensee that does not include New Releases in its weekly play lists, having regard to its format.

4.4 For the purposes of clause 4.3, the category into which a radio service falls must be nominated by the licensee and if any dispute arises as to the appropriateness of any such nomination the category will be determined by AMPCOM, on the basis of the predominant format of the service.

- 4.5 For the purposes of clause 4.2, where more than one performer is involved in a musical performance, the musical items concerned shall be regarded as being performed by an Australian if the performance is predominantly by one or more Australians.

### **Changes to Formats**

- 4.6 A licensee must notify AMPCOM by written notice (through Commercial Radio Australia) of any material change to the format of a radio service operated by it, having regard to the tables in Clause 4.3, no later than 7 days after the change is made and must provide AMPCOM with all documentation reasonably required by it in relation to the change to the format.

### **Role and Objectives of AMPCOM**

- 4.7 The role and objectives of AMPCOM are set out in Attachment "A".

### **Digital Only Services**

- 4.8 This Code of Practice 4 does not apply to digital-only services.
- 4.9 This exemption will be reviewed in conjunction with the next material review of the Commercial Radio Codes of Practice.

## **Australian Music Performance Committee (AMPCOM)**

The Australian Music Performance Committee (AMPCOM) is a voluntary association comprising representatives of Commercial Radio Australia Limited, the Australian Record Industry Association (ARIA), the Australian Music Publishers Association, the Musicians' Union and the Media Entertainment and Arts Alliance.

The objects of AMPCOM are:

- (a) To maximise the exposure of Australian music on commercial radio, having due regard to the availability of appropriate broadcast-worthy material and the needs and preferences of the Australian listening public.
- (b) To monitor the commercial radio industry's observance of Code of Practice 4 of the Commercial Radio Codes of Practice (Australian Music) registered by the Australian Communications and Media Authority ("the Code").
- (c) To monitor the music industry's production of Australian music performances and composition.
- (d) To monitor the effects of the Code on performers, composers, producers of sound recordings, musicians and broadcasters.
- (e) To review the operation of the Code and to recommend changes to CRA as considered necessary.
- (f) To consider such other matters, relevant to the above objects, as the Committee thinks fit.

## **Australian Music Performance Committee (AMPCOM)... continued**

In pursuance of the above objects:

- (a) The Committee must meet at least quarterly.
- (b) Commercial Radio Australia must use best endeavours to ensure that stations treat the Code requirements as a "safety net", in anticipation that the majority of licensees will exceed the requirements, subject to the availability of suitable material.
- (c) Commercial Radio Australia undertakes to provide regular half-yearly reports to AMPCOM on the performance by Commercial Radio Australia members in relation to the Code, and to produce and publish an annual report, which will show individual licensees' performances.
- (d) ARIA undertakes to provide regular reports on the production and availability of sound recordings featuring Australian and non-Australian music in the categories identified in the Code.
- (e) The parties agree that, having regard to the current nature of the Australian music industry and the extent to which Australian artists perform Australian compositions, the interests of Australian composers are protected by the Code.
- (f) AMPCOM will be responsible for deciding into which category each station's format falls if a dispute about that matter arises.

# CODE OF PRACTICE 5: COMPLAINTS

## Purpose

The purpose of this Code is to prescribe:

- (a) the method of handling complaints made by members of the public to licensees regarding compliance with these Codes; and
- (b) the manner of reporting by the commercial radio industry to ACMA on complaints so made.

## Complaints

5.1 For the purposes of this Part, a complaint is an assertion:

- (a) made in writing by letter or fax by a person who signs the letter or fax and provides his or her name and address or, where the licensee has technological capacity, by an online electronic complaint form in which identifying information of the complainant is required;
- (b) to a licensee or a person at the radio station concerned who is acting with the apparent authority of the licensee;

that the licensee has broadcast matter which, in the opinion of the complainant, breaches these Codes. Complaints need not specify the particular section of the Code to which the complaint relates, but must adequately identify the material broadcast and the nature of the complaint.

5.2 The licensee must make appropriate arrangements to ensure that complaints are received and recorded by a responsible person during normal office hours.

## Telephone Comments

5.3 Licensees welcome telephoned comments from listeners, which they regard as valuable feedback on reactions to their service.



- 5.4 Listeners who telephone a station alleging a breach of the Codes, and who wish to make a complaint, will be asked to make the complaint in writing, in accordance with the provisions of clause 5.1.

### **Advice in Writing**

- 5.5 Written complaints must be conscientiously considered by the licensee and the licensee must use its best endeavours to respond substantively in writing within 30 business days of the receipt of the complaint. If the licensee needs to investigate the complaint or obtain professional advice and a substantive response is not possible within 30 business days, the licensee must, in any event, acknowledge receipt of the complaint within 30 business days and provide a final reply within 45 business days of receiving the complaint.
- 5.6 The response must inform the complainant that he or she has the right to refer the complaint to the ACMA if the complainant is not satisfied with the response of the licensee.

### **Stale Complaints**

- 5.7 If a complaint is made more than 30 days after the broadcast of the material on which the complaint is based, the licensee is not obliged to comply with this Code of Practice 5.

### **Unwarranted Complaints or Anonymous Material**

- 5.8 The licensee must make every effort to resolve complaints made in accordance with this Code, except where the complaint is, in the reasonable opinion of the licensee, frivolous, vexatious or an abuse of the complaint process under the Code.
- 5.9 The licensee is under no obligation to respond to or record complaints provided anonymously to the licensee or not made in accordance with this Code.

### **Record of Complaints**

- 5.10 A record of complaints must be kept by the licensee in written form and must include:
- (a) the date and time the complaint is received;
  - (b) the name and address of the complainant;

- (c) the substance of the complaint;
- (d) the substance and date of the licensee's response(s)

and each such record must be retained by the licensee for a period of one (1) year from the date of receipt of the complaint.

- 5.11
- (a) The licensee must cause an extract of the records of complaint prepared in accordance with Clause 5.12 to be supplied to Commercial Radio Australia in a form agreed between the ACMA and Commercial Radio Australia upon 14 days' notice by Commercial Radio Australia to the licensee, for inclusion in industry complaints data provided by Commercial Radio Australia to the ACMA.
  - (b) Where a licensee is not a member of Commercial Radio Australia, the licensee must provide the extract of the record of complaints directly to the ACMA and in the same form agreed to by ACMA and Commercial Radio Australia.

## CODE OF PRACTICE 6: INTERVIEWS AND TALKBACK PROGRAMS

### Purpose

The purpose of this Code is to prevent the unauthorised broadcast of statements by identifiable persons.

- 6.1 A licensee must not broadcast the words of an identifiable person unless:
- (a) that person has been informed in advance or a reasonable person would be aware that the words may be broadcast; or
  - (b) in the case of words which have been recorded without the knowledge of the person, that person has subsequently, but prior to the broadcast, expressed consent to the broadcast of the words.

# CODE OF PRACTICE 7: COMPLIANCE WITH THE CODES

## Purpose

The purpose of this Code is to promote compliance with the requirements of these Codes of Practice.

- 7.1 Licensees must comply with the Codes, but a failure to comply will not be a breach of the Codes if that failure is due to:
- (a) material being broadcast which the licensee believed on reasonable grounds did not breach the Codes; or
  - (b) a reasonable mistake; or
  - (c) reasonable reliance on information supplied by another person; or
  - (d) an act or default of another person, or to an accident or some other cause beyond the licensee's control
- and the licensee took reasonable precautions and exercised due diligence to avoid the failure.
- 7.2 Each licensee must on at least one occasion in each week during the period that the Codes are in force broadcast on each commercial radio service operated by it an announcement publicising the existence of the Codes and a general description of the nature and effect of their operation. Such announcements must be broadcast at different times and in different programs from week to week.

# **CODE OF PRACTICE 8: BROADCAST OF EMERGENCY INFORMATION**

## **Purpose**

The purpose of this Code is to ensure licensees have procedures in place to enable the timely and accurate broadcast of emergency information.

## **Broadcast of emergency information**

- 8.1 A licensee will, in consultation with appropriate emergency and essential service organizations, implement a set of internal procedures to enable the timely and accurate broadcast of warnings and information supplied by such organizations relating to an existing or threatened emergency.
- 8.2 A designated position in relation to each station is to be identified as the contact officer during business and non-business hours for all matters relative to this Code.
- 8.3 It is recognised that compliance by the licensee with clause 8.1 of this code is dependent upon the cooperation of the emergency or essential service organisations. A licensee will not be regarded as in breach of this code if any emergency or essential service organisation declines or fails to respond to the licensee's request to consult or provide relevant information.
- 8.4 In developing internal procedures pursuant to clause 8.1, a licensee will not be responsible for inaccurate information provided by any emergency or essential service organisation or for the failure of an emergency or essential service organisation to comply with the procedures.
- 8.5 A licensee will review and, where necessary, update procedures annually.

# CODE OF PRACTICE 9: LIVE HOSTED ENTERTAINMENT PROGRAMS

## Purpose

The radio industry recognises that many people in the community consider children to have a special vulnerability in the context of live hosted entertainment programs and this Code is intended to address those concerns.

- 9.1 Subject to Codes 9.2 to 9.3 below, a licensee must not broadcast a program which, in all of the circumstances:
- (a) treats participants in live hosted entertainment programs in a highly demeaning or highly exploitative manner; or
  - (b) treats children participating in live hosted entertainment programs in a demeaning or exploitative manner.

**Demeaning:** A depiction or description, sexual in nature, which is a serious debasement of the participant.

**Child/children:** a person/people under 16 years old.

**Exploitative:** Clearly appearing to purposefully debase or abuse the participant for the enjoyment of others, and lacking moral, artistic or other values.

**Live hosted entertainment program:** a program (excluding any news program and any current affairs program) that is produced and broadcast live to air and is a hybrid program, a substantial part of which includes the following components:

- (a) a live host; and
- (b) one or more of the following:
  - competitions;
  - stunts;
  - pranks.

- 9.2 Straightforward telephone only competitions, such as “call to win”, shall be excluded from the scope of “competitions” for the purposes of Code 9.

- 9.3 The obligation on a licensee under Code 9.1 will not be taken to have been breached in relation to adults if:
- (a) the participant consents prior to the broadcast of the relevant content in the program; and
  - (b) the licensee informed the participant of the character of the relevant segment to be broadcast.

# GUIDELINES AND EXPLANATORY NOTES

Broadcasts of Emergency Information

Portrayal of Indigenous Australians on Commercial Radio

Portrayal of Women on Commercial Radio

Portrayal of Suicide and Mental Illness on Commercial Radio

# GUIDELINES ON BROADCASTS OF EMERGENCY INFORMATION

**These guidelines are to assist in defining an emergency and identifying appropriate emergency service organisations – these guidelines do not form part of the Codes.**

Broadcasters are encouraged to refer to these guidelines in relation to the Code of Practice 8:

## **Guidelines**

An emergency is generally regarded as a situation in which there is an imminent or actual threat within the community, where life and/or property are at risk and which requires a significant and coordinated response by emergency or essential service organisations.

A range of emergency and essential service organisations will be relevant for each licence area.

As a general guide, emergency or essential service organisations include Police, Fire, Rural Fire Service, Ambulance, State Emergency Service (SES), water, port or health authorities and the Bureau of Meteorology.

The licensee and appropriate emergency or essential service organisations in the licence area should jointly identify, develop and maintain effective lines of communication.

A licence area may have an Emergency Management Committee/Counter Disaster Council or equivalent organisation formed under State/Territory legislation, which is responsible for issuing guidelines to identify key emergency organisations and procedures for broadcasting emergency information. If so, it may be useful to become familiar with such guidelines and procedures.



# GUIDELINES ON THE PORTRAYAL OF INDIGENOUS AUSTRALIANS ON COMMERCIAL RADIO

These guidelines are to assist in defining acceptable practice in the portrayal of Indigenous Australians on commercial radio – these guidelines do not form part of the Codes.

Broadcasters are encouraged to refer to these guidelines in relation to the Code of Practice 1.1(e):

## Guidelines

1. A broadcaster should avoid prejudicial or belittling references to, or undue emphasis on, a person because of their being Aboriginal or Torres Strait Islander peoples.
2. It is not up to a broadcaster to question a person's aboriginality. Acceptance of a person's claims of aboriginality can only come from within the Aboriginal community.
3. Media reports about Aboriginal and Torres Strait Islander peoples should respect the protocols of those people.
4. Care should be exercised in depicting problems encountered by Aboriginal and Torres Strait Islander communities to achieve a balanced approach that does not unduly emphasise negative aspects to the exclusion of positive developments (eg descriptions of problems could usefully include efforts being made by the people themselves to resolve them).
5. As part of this balance, where material is broadcast that:
  - reports on a negative aspect of a person, a group of Aboriginal or Torres Strait Islander people, and
  - draws attention to the person or group being Aboriginal or Torres Strait Islanders:
    - the broadcaster of the material should use reasonable endeavours to give the person or group an opportunity to reply to the material, and should cause the reply to be broadcast.
6. The positive portrayal of Indigenous Australians in programs and news media should ideally assist those communities to:
  - maintain and pass on to their descendents their cultures and traditions;and
  - facilitate an understanding of Indigenous Australians' cultures among all Australians.

# EXPLANATORY NOTES TO THE GUIDELINES ON THE PORTRAYAL OF INDIGENOUS AUSTRALIANS ON AUSTRALIAN COMMERCIAL RADIO

The Guidelines can be assisted by the initiation of programs which sensitise non-Indigenous journalists and program-makers to the values of Indigenous people.

Representatives of the National Indigenous Media Association of Australia (NIMAA) may be contacted for advice on an appropriate spokesperson on a news story focussing on the Aboriginal or Torres Strait Islander communities, or simply checking on the sensitivity of broadcasting details of an issue concerning those people.

Of particular offence to Aboriginal people are what they claim to be the myths, allegations and incidents which reinforce negative stereotypes and generalisations which range from the totally untrue, through the partially untrue, to true statements taken out of context.

## Terminology

It is preferable to refer to Indigenous Australians or Aboriginal People rather than an Aborigine. It is also acceptable to refer to Indigenous Australians by their regional identification:-

Koori	(NSW, Vic, Tas)
Murri	(Qld)
Nungar	(SA)
Nyungar	(WA – southern)
Yamatyi	(WA – northern)
Wongi	(WA – eastern)
Yolngu	Arnhem Land

**Note:** The above regions are not necessarily defined by state borders. Refer to the local Aboriginal Media Unit to determine the correct terminology for your region. If there is any doubt, check with a second source, otherwise you could cause offence.

## Other common terminology

<b>Aboriginal</b>	See Aborigine. The word “Aboriginal” is an adjective used to describe something associated with Aborigines.
<b>Aboriginality</b>	The qualities inherent in being an Aborigine relating to Aboriginal heritage and culture.
<b>Aborigine</b>	An Indigenous person of Australia. Descendant of the first inhabitants of Australia with a living history spanning more than 40,000 years. The word “Aborigine” is a noun which also refers to any Indigenous person, but is not a popular term (see earlier reference).
<b>Racism</b>	Less favourable treatment of a person or group on the basis of race and discriminatory behaviour towards, serious contempt for, or severe ridicule of, any person or group on the basis of race.
<b>Sacred Site</b>	A tract of land that has strong religious meaning to all or some Aboriginal people.
<b>Site of Significance</b>	A tract of land that has strong meaning to all or some Aboriginal people but may not have strong religious meaning.
<b>Torres Strait Islander</b>	A person of Torres Strait island descent living in or coming from the group of islands between the Northern Australian and New Guinea coasts.
<b>Visitors Permit</b>	A permit to enter designated Aboriginal areas. Obtained from Aboriginal Community Councils or Land Councils.

## Unacceptable terminology

The following terms are offensive to Aboriginal people and should be avoided. The alternatives are listed.

<b>Abo, Abbo</b>	Aboriginal person, Indigenous Australian, Koori (NSW, Murri (QLD), etc
------------------	--

<b>Boong/Black</b>	See Abo
<b>Gin</b>	Aboriginal woman, Aboriginal person, Koori, etc
<b>Half-Caste</b>	A concept used by non-Aborigines to divide Aborigines. The definition of Aborigine relates to self-identification and acceptance by the Aboriginal community. Degrees of descent are irrelevant and act against the solidarity of Aboriginal people.
<b>Quarter-Caste</b>	
<b>Part Aboriginal</b>	
<b>Full-Blood</b>	
<b>Lubra</b>	See Gin
<b>Native</b>	See Aborigine

# GUIDELINES AND EXPLANATORY NOTES ON THE PORTRAYAL OF WOMEN ON COMMERCIAL RADIO

**These guidelines are to assist in defining acceptable practice in the portrayal of women on commercial radio – these guidelines do not form part of the Codes.**

Women represent over 50% of the Australian population and as such there should be fair and accurate portrayal in the media that recognises the significant and ongoing changes in women's attitudes and their evolving role in society.

In recognition of this, members of Commercial Radio Australia are encouraged to use the following Guidelines to assist in understanding and meeting the objects of Code 1.1(e).

## Guidelines

In the portrayal of women on commercial radio, broadcasters should avoid promoting or endorsing inaccurate, demeaning or discriminatory descriptions of women.

1. Do not place undue emphasis on gender and resisting stereotyping.
  - Sexist language is language that unnecessarily excludes one sex or gives unequal treatment to women and men.
  - Negative or inequitable sex-role portrayal refers to language, attitudes or representations which tend to associate particular roles, modes of behaviour, characteristics, attributes or products to people on the basis of gender, without taking them into consideration as individuals.
  - Examples of non-sexist language are:
    - Leader, chair not chairman
    - Police officer not policeman
    - Fire fighter instead of fireman
    - Sales representative not salesman
    - Business executive not businessman
2. Ensure that reporting and "on-air" discussions respect the dignity of women and are non-exploitive.

- Avoid expressions that infer that a person is inferior because she is a woman, or that men have exclusivity, i.e. “that’s a man’s job” or “a woman wouldn’t understand that”, “it’s a man’s world” (the tone of voice can cause more offence than the actual remark).
  - Avoid the use of overt sexual references in relation to a woman’s physical characteristics which have no relevance to the issue under discussion.
3. Recognise the changing roles of women and men in society.
  4. Endeavour to achieve a balance in the use of women and men as experts and authorities and giving equal prominence to the achievements of women.
  5. Do not broadcast material which condones or incites violence against women.
  6. Report and discuss appropriate incidences of violence against women in a way that does not over-emphasise detail, but does include analysis of issues underlying such acts.
    - Media reports of violence against women generally focus on the issue of stranger violence and ignore domestic violence because it does not fit the newsworthiness criteria of being unusual. This does not mean that all stories of domestic violence should be reported, but that incidents of domestic violence, and the reasons for it, should not be ignored on the basis that “it’s only a domestic”.
    - Media reports can tend to emphasise violence that occurs in public places and even if they do report violence in the home, it is more likely to be stranger break-in, rather than violence by an acquaintance. Reporting should therefore be balanced to reflect all violence in society and be factual without being sensational.
    - Care should be taken when reporting instances of violence by men against women which might be seen to offer explanations to diminish men’s responsibility for their actions and even shift blame to the victim.
    - The dignity of a victim can easily be forgotten. Care should be exercised to avoid gratuitous and repetitive detail, such as the state of undress of a victim or description of the crime.

# GUIDELINES AND EXPLANATORY NOTES ON THE PORTRAYAL OF SUICIDE AND MENTAL ILLNESS ON COMMERCIAL RADIO

These guidelines are to assist in defining acceptable practice in the portrayal of people suffering from mental illness and in the broadcast of incidents of suicide on commercial radio – these guidelines do not form part of the Codes

Approximately 2,500 Australians die by suicide each year and about one in five people will experience a mental illness at some stage in their lives.

**Codes of Practice 1.1(d) and 1.1(e)** are designed to provide appropriate community safeguards by prohibiting licensees from broadcasting programs on suicide that are irresponsible or programs that are derogatory towards, or stigmatise people with, mental illness.

The following guidelines on the portrayal of suicide and mental illness on commercial radio do not form part of the Codes. However, members of Commercial Radio Australia are encouraged to use these guidelines to assist them in understanding and meeting the obligations of Codes 1.1(d) and (e).

## Guidelines

### Portrayal of Suicide

In programs about or relating to suicide, stations should avoid depicting suicide favourably or presenting it as a means of achieving a desired result.

- 1. Check that the language used does not glamorise or sensationalise suicide, or present suicide as a solution to problems.**

For example, it would be better to use “non-fatal” rather than “unsuccessful” when describing a suicide attempt and “increasing rates” rather than “suicide epidemic” when describing rates of suicide. Research shows that over-use of the word suicide may normalise the act.

**2. Avoid an approach which glamorises or sensationalises celebrity suicide.**

Celebrity suicides usually attract a lot of public attention. Higher rates of suicide have sometimes been recorded after celebrity suicides which received prominent coverage. If a celebrity suicide is reported, care should be taken to ensure that any description of the method used is disclosed only if there is a public interest in providing that information.

**3. Exclude detailed descriptions about method of suicide.**

Stations should broadcast reports of suicide or attempted suicide only where there is a public interest reason to do so and should exclude any detailed descriptions of the method of suicide or attempted suicide. Such reports should be straightforward and should not include graphic details. Research shows that there may be some correlation between the reporting of methods of suicide and ‘copycat suicides’.

### **Portrayal of Mental Illness**

Studies have shown that the negative portrayal of mental illness impacts significantly on people experiencing mental illness and may influence community attitudes, which in turn may lead to stigmatisation and discrimination against people with mental illness.

In the portrayal of mental illness on commercial radio, licensees should avoid broadcasting a program that stigmatises or vilifies people in the community who are living with a mental illness,

**1. Avoid the use of certain derogatory terminology.**

Terms such as “cracked up”, “nutcase”, “psycho” and “lunatic asylum” stigmatise and may perpetuate discrimination against people suffering with mental illness. Language that implies mental illness is a life sentence should be avoided – e.g. a person is not “a schizophrenic”, rather, they are experiencing or being treated for schizophrenia. In addition, care should be taken to ensure medical terms are not used out of context – e.g. “psychotic dog”, “schizophrenic economy”.

**2. Remember that people with a mental illness are not inherently violent, unable to work, weak or unable to get well.**

There are some negative misconceptions about mental illness in the community and radio programs should avoid reinforcing these misconceptions.



Research indicates that people receiving treatment for a mental illness are no more violent or dangerous than the general population and when unwell are more likely to harm themselves than others. In addition, most people with a mental illness recover well with appropriate treatment and support – they work, they have families and contribute to society in many ways.

### **Recommended resources and further information**

*Reporting Suicide and Mental Illness: A Resource for Media Professionals.* (Commonwealth Government) 2002, 2004.

The resource is available on-line at [www.mindframe-media.info](http://www.mindframe-media.info) or by contacting Auseinet, c/o CAMHS, Flinders Medical Centre, Bedford Park, South Australian, 5042. Telephone: (08) 8201 7670.

Listeners seeking help can be referred to Lifeline 13 11 14 (suicide) or and SANE Australia 1800 68 83 82 (mental illness) or to a GP or health care professional.