

**ASIA TELEVISION LIMITED
GALAXY SATELLITE BROADCASTING LIMITED
HONG KONG CABLE TELEVISION LIMITED
TELEVISION BROADCASTING LIMITED
TV PLUS (HK) CORP. LIMITED
YES TELEVISION (HONG KONG) LIMITED
NAGRAVISION SA**

CB(1)181/03-04(03)

28 October 2003

Hon. Mr. Sin Chung Kai
Chairman
Bills Committee
Legislative Council
8 Jackson Road
Central
Hong Kong

Dear Mr. Sin,

Broadcasting (Amendment) Bill 2003

We would like to offer our joint views on how domestic users of unauthorised decoders should be sanctioned.

It is unequivocal that use of an unauthorised decoder with intent to avoid subscription payment is an act of theft. This is so no matter whether the unauthorised decoder is used at commercial or residential premises. However, we accept that a domestic user is usually less culpable than a commercial user in terms of the purpose of use of the unauthorised decoder and the harm thereby caused. Following the doctrine that punishments for a wrongdoing should be commensurate with its culpability, we consider it fair to punish domestic users summarily with only statutory fines and civil liability.

We hope the Bills Committee would support our views above.

Thank you.

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Yours sincerely,

Asia Television Limited




Name: H.Y. Kwong
Title: Senior Vice President

Television Broadcasts Limited



Name: Stephen Chan
Title: Assistant General Manager -
Television Broadcasting

Galaxy Satellite Broadcasting Limited



Name: Wilson Wong
Title: Project Manager

TV Plus (HK) Corp. Limited



Name: Wilson Lee
Title: Executive Director

Hong Kong Cable Television Limited



Name: Garmen Chan
Title: Vice President, External Affairs

Yes Television (Hong Kong) Limited



Name: Lanny Albina Huang
Title: President

Nagravision SA



Name: Peter Iannazzo
Title: Vice President Sales - Asia Pacific