

SUPPLEMENTARY NEWS ACCESS RULES FOR THE TERRITORY OF NEW ZEALAND APPLICABLE TO THE XXIV OLYMPIC WINTER GAMES BEIJING 2022, 4 TO 20 FEBRUARY 2022

I. INTRODUCTION:

1. Purpose and period of application of these Supplementary Rules

These rules (the **Supplementary Rules**), which are applicable only within New Zealand are supplementary to and should be read alongside the “News Access Rules applicable to the XXIV Olympic Winter Games, Beijing 2022, 4 to 20 February 2022” (the **NARs**).

They address the scope of allowed transmission of Olympic Content via Television, Radio and Digital News Services, within the territory of New Zealand, so as to permit limited transmission by Media Organisations during the Games Period. Except as expressly set out in the Supplementary Rules, capitalised terms used in these rules have the meanings set out in Chapter VIII – Definitions of the NARs.

Except as expressly replaced below, the terms of the NARs will continue to apply in New Zealand.

II. TELEVISION NEWS ACCESS RULES:

This Chapter replaces the Television News Access Rules set out in Chapter II of the NARs.

Limited use in Television News Programmes:

All use of Olympic Content by Television Non-RHBs shall be confined exclusively to Television News Programmes, Broadcast and Exhibited solely via Television, as specified in this Chapter II and subject to the following restrictions:

1. Amount of Olympic Content:
An aggregate maximum of twelve (12) minutes of Olympic Content may be used per day, in accordance with the provisions of these Supplementary Rules.
2. Number of News Programmes, Length and Separation of News Excerpts:
 - a. Olympic Content may appear in no more than four (4) News Programmes per day;
 - b. No more than three (3) minutes of Olympic Content may be used in any one News Programme;
 - c. These News Programmes must each be separated by a period of at least three (3) hours; and
 - d. No more than one-third, or 30 seconds, of any individual Olympic Event may be used in any one News Programme, whichever is the shorter time. However, if the duration of an individual Olympic Event is less than 15 seconds, the whole of the event can be Broadcast and Exhibited in a News Programme.

SUMMARY - USE OF OLYMPIC CONTENT IN TELEVISION-NEWS PROGRAMMES	
Max. time per day:	12 Minutes
Max. No. of News Programmes per day:	4
Max. amount of Olympic Content per News Programme:	3 Minutes
Min. time between News Programmes:	3 Hours
Max. amount per individual Olympic Event per News Programme:	<ul style="list-style-type: none"> ▪ 1/3 or 30 seconds (whichever is less) <li style="text-align: center;">or ▪ Whole event if less than 15 seconds.

3. Number of News Programmes, Length and Separation of News Programmes for All-News or All-Sport Networks only:

As an exception to the requirements set out in Section 2 of this Chapter II of these Supplementary Rules, All-News or All-Sport Networks shall have the option to Broadcast and Exhibit Olympic Content in accordance with the following restrictions:

- a. Olympic Content may appear in no more than six (6) News Programmes per day;
- b. No more than two (2) minutes of Olympic Content may be used in any one News Programme;
- c. These News Programmes must be separated by a period of at least one (1) hour; and
- d. No more than one-third of any individual event may be used in any one News Programme or 30 seconds, whichever is the shorter time. However, if the duration of an individual Olympic Event is less than 15 seconds, the whole of the event can be Broadcast and Exhibited in a News Programme.

SUMMARY – USE OF OLYMPIC CONTENT IN TELEVISION-NEWS PROGRAMMES BY ALL-NEWS OR ALL-SPORT NETWORKS ONLY	
Max. time per day:	12 Minutes
Max. No. of News Programmes per day:	6
Max. amount per News Programme:	2 minutes
Min. time between News Programmes:	1 Hour
Max. amount per individual Olympic Event per News Programme:	<ul style="list-style-type: none">▪ 1/3 or 30 seconds (whichever is less)or▪ Whole event if less than 15 seconds.

4. Airing after broadcast by RHBs only:

A Non-RHB may Broadcast and Exhibit Olympic Content only after conclusion of the relevant Olympic Event and the live Broadcast and Exhibition of the relevant Olympic Material by the local RHB(s) via any licensed broadcast platform in such local RHB's territory. In the event that there has been no live broadcast by the local RHB via any licensed broadcast platform in that territory on the day (local time) during which the relevant Olympic Event concluded, such Broadcast and Exhibition may then be made one (1) hour after conclusion of the relevant Olympic Event.

5. Duration of Use:

Olympic Content may be used only for a period of forty-eight (48) hours following the completion of the relevant Olympic Event, and in accordance with Section 4 of Chapter II of these Supplementary Rules.

6. Permitted Simulcast and On-demand Transmission:

Notwithstanding the general prohibition established under Section 9 of Chapter IV of the NARs, Olympic Content included in a Television News Programme may be Simulcast, provided that such Simulcast constitutes a Permitted Simulcast Transmission.

Furthermore, a Television News Programme which is the subject of a Permitted Simulcast Transmission may also be made available (in its entirety only and in compliance with the applicable terms above) "on demand" via the Internet, provided that such Broadcast and Exhibition is in accordance with the Internet Distribution Requirements.

For the avoidance of doubt, any regularly scheduled News Programme which forms part of an on-demand "catch-up" service is not counted towards the maximum daily allocation set out above.

III. RADIO NEWS ACCESS RULES:

This Chapter replaces the Radio News Access Rules set out in Chapter III of the NARs.

1. Limited use in Radio-News Programmes:

- a. All use of Olympic Content by Radio Non-RHBs shall be exclusively confined to Radio News Programmes Broadcast and Exhibited in their corresponding territories only and may not be broadcast as standalone excerpts or in any other programming;
- b. Olympic Content may appear in no more than ten (10) News Programmes per day;
- c. No more than one (1) minute of Olympic Content may be used in any one Radio News Programme;
- d. These Radio News Programmes must be separated by a period of at least fifty-five (55) minutes; and
- e. Olympic Content may be used only for a period of forty-eight (48) hours following the completion of the actual Olympic Event.

2. Use of commentary from Television coverage:
Use pursuant to Chapter IV.3 of the NARs.
3. Airing after broadcast by RHB only:
Olympic Content may be transmitted only:
 - (i) if any Olympic Material contained therein has already been transmitted by the local RHB(s); or
 - (ii) if not transmitted live by the local RHB(s) on the day (local time) during which the relevant Olympic Event concluded, such Broadcast and Exhibition may then be made one (1) hour after conclusion of the relevant Olympic Event.
4. Permitted Simulcast and On-demand Transmission:
Notwithstanding the general prohibition established under Section 9 of Chapter IV of the NARs, Olympic Content included in a Radio News Programme may be Simulcasted, provided that such Simulcast constitutes a Permitted Simulcast Transmission.

Furthermore, a Radio News Programme which is the subject of a Permitted Simulcast Transmission may also be made available (in its entirety only and in compliance with the applicable terms above) “on demand” via the Internet, provided that such Broadcast and Exhibition is in accordance with the Internet Distribution Requirements.

For the avoidance of doubt, any Radio News Programme which forms part of an on-demand “catch-up” service is not counted towards the maximum daily allocation set out above.

IV. DIGITAL NEWS SERVICES RULES

This Chapter replaces section 9 No Internet use in Chapter IV of the NARs.

Other than Permitted Simulcast Transmission as specifically permitted in Section 6 of Chapter II (Television), Section 4 of Chapter III (Radio), and this Chapter IV of the Supplementary Rules, Olympic Content may not be distributed on the Internet or via any other interactive media and/or wireless platforms and devices. This includes the prohibition of the Broadcast and Exhibition, as well as any other exploitation of Olympic Content via any interactive services, including on services such as “news active” or “sports active”, or any other video-on-demand services, which would allow the viewer to make a viewing choice within a channel and to thereby view Olympic Content at times and in programmes other than as specifically permitted in the above-referenced Chapters.

1. Limited use in Digital News Services:
 - a. Non-RHBs may only Broadcast Olympics Content via Digital Services for bona fide news reporting purposes attached to and as part of a relevant news story. Olympics Content will not be used on a stand-alone basis or presented as highlights;
 - b. Non-RHBs may only Broadcast Olympic Content once the Olympic Event has concluded and the Broadcast and Exhibition of the relevant Olympic Material by local RHB(s) via any license broadcast platform in such local RHB’s territory has completed;
 - c. No more than one third (1/3) or thirty (30) seconds of any Olympic Event (whichever is lesser) may be used by a Non-RHB. However, if the duration of an individual event is less than fifteen (15) seconds, the whole of the event can be used by a Non-RHB;
 - d. An aggregate maximum of three (3) minutes of Olympic Content may be used per day across news stories; and
 - e. Olympic Content may be used only for a period of forty-eight (48) hours following the completion of the actual Olympic Event.
2. Airing after broadcast by RHB only:
Olympic Content may be transmitted only:
 - (i) if any Olympic Material contained therein has already been transmitted by the local RHB(s); or
 - (ii) if not transmitted live by the local RHB(s) on the day (local time) during which the relevant Olympic Event concluded, such Broadcast and Exhibition may then be made thirty (30) minutes after conclusion of the relevant Olympic Event.

V. GENERAL TERMS AND CONDITIONS:

This Chapter is in addition to the General Terms and Conditions at Chapter IV of the NARs.

1. Obtaining Olympics Content
Non-RHBs may obtain Olympic Content by recording (directly “off-air”) the RHB’s broadcast in New Zealand.
2. No social media outlets:
In addition to the General Terms and Conditions of the NARs, Non-RHBs must not broadcast or otherwise make available any Olympic Content via any Social Media Outlet.
3. Geo-blocking and other Security Measures:
Without limiting any provisions of the NARs, any Olympic Content used by Non-RHBs in New Zealand must be geo-blocked such that it is not accessible to persons outside of New Zealand.
4. Fair Use, Fair Dealing or any other copyright limitations:
Nothing in these Supplementary Rules is intended to restrict any person’s right to broadcast Olympic Content if such broadcast is permitted by fair dealing under the Copyright Act 1994.

VI. CONTACT INFORMATION

For any issue related to these Supplementary Rules, including their interpretation and implementation or reporting on infringements, please contact: newsaccessrules@olympic.org.

VII. DEFINITIONS:

Digital News Service means sections of the Non-RHB’s Internet website and/or mobile platforms dedicated to news or sports news.

Media Organisations means the corporations or entities that are bona fide news organizations employing journalists for the dissemination of original news and opinion of interest to a broad segment of the general public through print, or electronic means, as well as news aggregators that aggregate news from sources and used in one location (for example webpages and apps that collect news content from various sources and presents them in one location for easy viewing).

Social Media Outlet means, in relation to a Non-RHB, a distinct Non-RHB maintained area, whose editorial content is produced by that Non-RHB, within a third party social media website or web service (including, by way of example only, a Non-RHB YouTube “channel”, Facebook “profile” or “page” such as a Facebook “fan page”, and any Instagram, YouTube, Snapchat or TikTok channel) and which carries the branding of the Non-RHB.