

Appendix

Case 1 – Teloping of Inaccurate Mark Six Results on the I News Channel of Television Broadcasts Limited (“TVB”) on 13 August 2015 at around 10:00pm

Three members of the public complained that the Mark Six results teloped at the bottom of the screen showed five drawn numbers and one extra number, which were erroneous.

The CA’s Findings

In line with the established practice, the CA considered the complaint case and the representations of TVB in detail. The CA took into account the relevant aspects of the case, including the following –

Details of the Case

- (a) the concerned channel was a round-the-clock news channel with teloping of news headlines at the bottom of the screen;
- (b) the alleged teloping news headline showed five drawn numbers and an extra number, with two drawn numbers (i.e. 1 and 4) being shown as one (i.e. 14). The incorrect results had been teloped 13 times intermittently from 9:45pm to 10:44pm in several news programmes and a financial programme, until the correct results were teloped at 10:49pm;

- (c) the verbal reports and graphics on the Mark Six results broadcast in the news programmes at 9:55pm and 10:25pm were accurate; and
- (d) TVB's representations that the lapse was caused by an operational error.

Relevant Provision in the Generic Code of Practice on Television Programme Standards ("TV Programme Code")

- (a) paragraph 1A of Chapter 9 – the licensee shall make reasonable efforts to ensure that the factual contents of news, etc. are accurate.

The CA's Considerations

The CA, having regard to the relevant facts of the case, considered that –

- (a) the concerned teletext contained clear factual errors. The concerned news channel is one of the major channels in the domestic free television programme service on which the viewing public would rely as an information source. Although all drawn numbers were accurately reported in the news programmes during the concerned period, the incorrect teletext message (which was repeatedly shown on the concerned news channel for almost an hour) might have confused and misled viewers; and
- (b) this was the second lapse of a similar nature on the same channel. TVB had failed to take effective measures to avoid the recurrence of similar lapses.

Decision

In view of the above and taking into consideration the relevant precedents, the CA decided that TVB should be **advised** to observe more closely paragraph 1A of Chapter 9 of the TV Programme Code.

**Case 2 – Radio Programme “On a Clear Day” (在晴朗的一天出發)
broadcast on the CR 2 Channel of Hong Kong Commercial Broadcasting
Company Limited (“CRHK”) on 14 August 2015 at 8:00am – 10:00am**

Two members of the public complained that a host uttered a foul expression.

The CA’s Findings

In line with the established practice, the CA considered the complaint case and the representations of CRHK in detail. The CA took into account the relevant aspects of the case, including the following –

Details of the Case

- (a) the programme under complaint was a personal view programme which talked about current affairs and other issues in a light-hearted manner;
- (b) the alleged host was introduced as a guest host in the opening jingle of the programme;
- (c) during the discussion of a current topic, the alleged host uttered a foul word in his remarks; and
- (d) CRHK’s representations that there was no malice intended and the incident was a slip of the tongue from a less experienced guest host.

Relevant Provision in the Radio Code of Practice on Programme Standards (“Radio Programme Code”)

- (a) paragraph 15 – expressions considered vulgar or unacceptable by an average person are to be avoided. Expressions that are definitely offensive are prohibited from use on radio.

The CA’s Considerations

The CA, having regard to the relevant facts of the case, considered that –

- (a) the concerned Cantonese foul word, though uttered swiftly, was clearly audible and would be considered unacceptable by an average listener of the morning talk show, especially when it was uttered by a programme host; and
- (b) it was the responsibility of the licensee to ensure good discipline and training among its staff (including guest hosts) to ensure compliance with the relevant requirements in the Radio Programme Code.

Decision

In view of the above and taking into account the relevant precedents, the CA decided that CRHK should be **advised** to observe more closely paragraph 15 of the Radio Programme Code.