



REGULATORY
AUTHORITY FOR
ELECTRONIC
MEDIA

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Report of the Monitoring and Analysis Service of the REM - Ex officio Procedure

	Ex officio procedure
Ex officio procedure	<p>Complainant:</p> <p>Against: Radio Gong 93.6 – Privredno društvo Elek Garić d.o.o.</p> <p>Date of receipt: 22/01/2025</p>
Report	<p>The Regulatory Authority for Electronic Media initiated an ex officio procedure based on a letter submitted on 22/01/2025 against Privredno društvo Elek Garić d.o.o. Jagodina – Radio Gong. The letter was submitted by XXXXX due to the violation of the provisions of the Law on Marking of the Day of Mourning in the Territory of the Republic of Serbia.</p> <p>The Government of the Republic of Serbia issued a decision to declare 22 January 2025 a day of mourning, after a large number of people were killed in a fire at the Home for the Elderly Ivanović in Barajevo. The oversight of implementation of the provisions of the Law on Marking of the Day of Mourning, which relate to the programmes of radio and television media services providers, is performed as an entrusted task by the Regulatory Authority for Electronic Media, which, on that occasion, issued a statement and instructed the media service providers to broadcast the decision on the declaration of the day of mourning during the provision of their services, as well as, during that day, to broadcast music and programmes appropriate to the day of mourning instead of humorous, entertainment, forced environment reality programmes, folklore and other programme content with popular and folk music, and adjust the programme schedule. The media service providers were recommended to broadcast artistic and instrumental music in a minor key.</p> <p>At the request of the Regulator, the media service provider submitted a 24-hour recording of the programme for 22 January 2025. In its response, the provider stated that the radio had acted in accordance with the Law on Marking of the Day of Mourning, that it had broadcast the decision on its declaration, and designed the programme so that "it would be made up of instrumental music appropriate to the day of mourning and ballads in a minor key", as well as that "the ballads were selected in such a way that their content would evoke emotions expressing sadness, nostalgia, and introspection."</p>

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	<p>A review of Radio Gong's programme found that, on 22 January 2025, throughout the day, mostly domestic and occasionally foreign pop music was broadcast, that instrumental music was broadcast to a lesser extent and was not always in a minor key. The media service provider broadcast the information on the declaration of the day of mourning, the reason for it, as well as the recommendation of REM to adapt the programme. The information was broadcast several times during the day, as well as the radio's explanation that it had adapted the programme accordingly.</p>
Conclusion	<p>Radio Gong violated Article 6, Paragraph 1, Item 3 of the Law on Marking of the Day of Mourning in the Territory of the Republic of Serbia.</p>

Monitoring and Analysis Service