

as to conventional programs. It would be contrary to these policies to limit subscription television programs to one station per community, although this issue might be considered under appropriate circumstances on an *ad hoc* basis.

As we have previously discussed, however, it is unlikely in the immediate foreseeable future that all stations in a community would apply to carry subscription programs. To repeat, the Hartford trial indicates a strong probability that stations will tend to be either dominantly subscription or dominantly conventional in their programming. It is also unlikely that network affiliates, the majority of which are VHF stations, will carry subscription programs because of the necessity of maintaining network clearances and continuity of audience. Nor is there any present indication that it would be more profitable for them to do so.

Another consideration is that there may be cases where it will be essential to authorize more than one non-network station to carry subscription programs, where more than one is available, in order to obtain sufficient time clearance to justify the installation of a subscription system.

5. Whether Stations Should Be Limited in the Amount of Time That They Can Devote to Subscription Programming.

In our opinion, it would be unduly complicated to limit the amount of time that any station can devote to subscription programming, except for a requirement that it broadcast the minimum hours of conventional programs required by Section 73.651 of the Commission's Rules. In many instances, particularly at the outset, there may be no more than one station carrying subscription programs. In such a case the station must be permitted to carry sufficient subscription programs to support the subscription system. Otherwise, no one will make the substantial capital investment required to install a subscription system in a community.

As previously discussed in detail, where more than one station in a community is authorized to perform subscription operations, there are practical considerations which will effectively restrict the total amount of subscription programming which can be carried by such stations; namely, (1) the limited quantity of box-office attractions and (2) the limited nature of the public's subscription recreational