



UKHOZI FM ANNUAL COMPLIANCE REPORT

FEBRUARY 2017

2015/2016 ANNUAL COMPLIANCE REPORT

SOUTH AFRICAN BROADCASTING CORPORATION BROADCASTING AS UKHOZI FM

Licence Period: 18 December 2008 -17 December 2018

1. PREFACE

The Independent Communications Authority of South Africa ("the Authority") has a statutory mandate in terms of the Constitution,¹ the ICASA Act of 2000,² the Electronic Communications Act³ ("ECA") and the Broadcasting Act⁴ to regulate broadcasting activities in South Africa in the public interest. One of the main tasks of the Authority is to ensure compliance by broadcasters with the terms and conditions of their licence and any relevant legislation and regulations.

The purpose of the report is to give an account of Ukhozi FM's compliance with the terms and conditions as set out in its licence for the 2015/2016 financial year. Aspects of compliance that are measured comprise of the Geographic Coverage, Language(s), Format, Local Content Obligations, General Programming Obligations, Training and Skills Development Obligations, Finances, Regulations on the Code on People with Disabilities, South African Music Content Regulations and Regulations regarding Standard Terms and Conditions, Regulations in respect of Prescribed Annual Contributions of Licensees to The Universal Service and Access Fund and General Licence Fees Regulations.

2. BACKGROUND

Ukhozi FM is an Individual Sound Broadcasting Service Licensee. Ukhozi FM's mandate is to provide a full-spectrum service to the geographic areas of Gauteng, Eastern Cape, Free State, KwaZulu Natal and Mpumalanga provinces⁵. Ukhozi FM broadcasts from studios situated at 100 K.E. Masinga (Old Fort) Road, Durban, Kwa-Zulu Natal and from Radio Park, Henley Road, Auckland Park, Johannesburg.

¹ The Constitution of the Republic of South Africa, No. 108 of 1996.

² Act No. 13 of 2000, as amended.

³ Act No. 36 of 2005.

⁴ Act No. 4 of 1999.

⁵ Appendix A: Ukhozi FM's broadcasting service licence.

3. COMPLIANCE ASSESSMENT

3.1. Ownership and Control

Clause 1.1 of the licence states that:

"Name of the Company/Entity: The South African Broadcasting Corporation"⁶.

Clause 1.2 of the licence states as follows:

"Shareholders: The State: 100%"

Clause 1.3 of the licence provides as follows:

"Ownership held by persons from historically disadvantaged groups: NA"

Ukhozi FM forms part of the public service of the South African Broadcasting Corporation (the Entity) and is 100% owned by the State.

The Licensee was found to be in compliance with clauses 1.1, 1.2 and 1.3 of its licence.

3.2. Geographic Coverage Area

Clause 2 of the schedule to the licence provides that:

"The geographic coverage area is as defined in the map attached to the radio frequency spectrum licence".

According to the frequency spectrum licence, the radio station covers the following areas: Gauteng, Eastern Cape, Free State, KwaZulu Natal and Mpumalanga provinces⁷. The Licensee confirms its coverage area is as defined in its licence.

3.3. Language(s)

Clause 3 of the schedule to the licence provides for Ukhozi FM to broadcast its content in:

⁶ Appendix A: Ukhozi FM's broadcasting service licence.

⁷ Appendix B: Ukhozi FM's frequency spectrum licence.

"Principal Language: isiZulu".

The principal language of broadcast was confirmed during the Authority monitoring exercise and approximately ninety percent (90%) of Ukhozi FM's content is in isiZulu language.

The Licensee was found to be in compliance with clause 3 of the Schedule to its licence.

3.4 Format

Clause 4.1 of the schedule to the licence states that:

"The service authorised by this licence forms part of the public service division of the Licensee".

Further, clause 4.2 of the schedule to the licence stipulates that:

"The licensed service shall be a full-spectrum service".

Ukhozi FM is a public radio station of the SABC and offers a full-spectrum service to its audience as outlined in the licence.

3.5 Local Content Obligations

Clause 5 of the schedule to the licence states that:

"In each licence year, the Licensee shall, within thirty (30) days of the end of the quarter, submit to the Authority written records indicating the extent of:

5.1 Different genres; and

5.2 South African Music Content, in programme material broadcast on the licensed service during that quarter, in each instance, distinguishing between genres, providing the relevant details in relation to prime time and the period between 05h00 and 23h00 daily ("the South African broadcast period"), and expressing relevant details both as an aggregate in minutes and as a percentage of the total of all such programming material".

The SABC submitted its quarterly reports for the period under review as reflected in the tables below which show a breakdown of Ukhozi FM's compliance with the quotas set by the Authority. These figures were verified during the Authority's monitoring.

First Quarter April – June 2015

Content/ Genre	ICASA Quota (Minutes Daily/Weekly)	Ukhozi FM's Provision (Minutes Daily/Weekly)	Ukhozi FM's Compliance (%)
News	60 min (Daily)	99 min (Week Days) 60min (Saturdays) 60 min (Sundays)	165% 100% 100%
Current Affairs	60 min (Daily)	180 min (Weekly) 60min (Saturdays) 60 min (Sundays)	300% 100% 100%
Individual knowledge building	180 min (Weekly)	2470min (Weekly)	1372%
Education	300 min (Weekly)	300 min (Weekly)	100%
Children	60 min (Weekly)	130 min (Weekly)	216%
Drama	150 min (Weekly)	180 min (Weekly)	120%

Second Quarter July – September 2015

Content/ Genre	ICASA Quota (Minutes Daily/Weekly)	Ukhozi FM's Provision (Minutes Daily/Weekly)	Ukhozi FM's Compliance (%)
News	60 min (Daily)	83 min (Week Days) 60 min (Saturdays) 60 min (Sundays)	138% 100% 100%
Current Affairs	60 min (Daily)	180 min (Week Days) 60 min (Saturdays) 60 min (Sundays)	300% 100% 100%
Informal Knowledge Building	180 min (Weekly)	2470 min (Weekly)	1372%
Education	300 min (Weekly)	300 min (Weekly)	100%
Children	60 min (Weekly)	130 min (Weekly)	216%
Drama	150 min (Weekly)	180 min (Weekly)	120%

Third Quarter October – December 2015

Content/ Genre	ICASA Quota (Minutes Daily/Weekly)	Ukhozi FM's Provision (Minutes Daily/Weekly)	Ukhozi FM's Compliance (%)
News	60 min (Daily)	99 min (Week Days) 60 min (Saturdays) 60 min (Sundays)	165% 100% 100%
Current Affairs	60 min (Daily)	180 min (Week Days)	300%

		60 min (Saturdays) 60 min (Sundays)	100% 100%
<i>Informal Knowledge Building</i>	180 min (Weekly)	2470 min (Weekly)	1372%
<i>Education</i>	300 min (Weekly)	300 min (Weekly)	100%
<i>Children</i>	60 min (Weekly)	130 min (Weekly)	216%
<i>Drama</i>	150 min (Weekly)	180 min (Weekly)	120%

Fourth Quarter January – March 2016

Content/ Genre	ICASA Quota (Minutes Daily/Weekly)	Ukhozi FM's Provision (Minutes Daily/Weekly)	Ukhozi FM's Compliance (%)
<i>News</i>	60 min (Daily)	99 min (Week Days) 60 min (Saturdays) 60 min (Sundays)	165% 100% 100%
<i>Current Affairs</i>	60 min (Daily)	180 min (Week Days) 60 min (Saturdays) 60 min (Sundays)	300% 100% 100%
<i>Informal Knowledge Building</i>	180 min (Weekly)	2470 min (Weekly)	1372%
<i>Education</i>	300 min (Weekly)	300 min (Weekly)	100%
<i>Children</i>	60 min (Weekly)	130 min (Weekly)	216%
<i>Drama</i>	150 min (Weekly)	180 min (Weekly)	120%

3.6 General Programming Obligations

3.6.1 General

Clause 6.1.1 of the schedule to the licence stipulates that:

"The Licensee shall ensure that its programming adequately reflects the diversity of South Africa's religions".

The SABC's editorial policy provides that:

"Religious programmes should take account of regional factors, target audiences, language and cultural preferences, and the devotional needs of specific groups".

Ukhozi FM broadcasts *"Ezenkolo"* every Sunday between 05h00 and 08h00.

There is also a worship insert between 07h10 and 07h30. Religious leaders from different denominations are invited to provide sermons. Gospel music is played during the programme. Further, announcements by churches are broadcast during this time. Listeners are also given an opportunity to interact with the presenter and make prayer requests.

The Licensee was found to be in compliance with clause 6.1.1 of the Schedule to its licence.

According to clause 6.1.2 of the schedule to the licence, *"the Licensee shall take reasonable steps to provide programming that reflects the cultural and tradition needs of its audience"*.

Ukhozi FM's target audience is primarily the isiZulu speaking people. Monitoring of Ukhozi FM's programming content confirmed that the radio station caters for the cultural and traditional interests of its audience.

"Izwi Labantu" broadcast on Sundays between 05h00 and 05h30 deals with the dynamics of South African culture. One of the programmes monitored reminded and encouraged listeners about inkolo yesintu. Further, the studio guest encouraged listeners to be united against foreign beliefs or religions. Furthermore,

listeners were encouraged to believe in uMvelinqangi and not the leaders of modern religions and beliefs who use their power to mislead people.

In addition, programmes such as “*Ikhethelo Lokhozi*”, featuring “Cothoza Mfana” or “Ingomabusuku” and “*Sigiya Ngengoma*” cater for traditional needs of Zulu speaking people. These programmes are broadcast on Saturdays between 05h00 and 06h00 as well as 09h30 and 12h30 respectively.

The Licensee was found to be in compliance with clause 6.1.2 of the Schedule to its licence.

In terms of clause 6.1.3 of the schedule to the licence, *“the Licensee shall, during the South African performance period, provide programme material that caters and has due regard for the interests of all sectors of South African society and shall provide programming on health-related issues and gender issues relevant to all age groups”*.

Ukhozi FM broadcasts a variety of programmes focusing on health and gender issues. The following programmes were monitored, confirming that the Licensee adheres to the above-mentioned requirement:

“*Jabulujule*” broadcast between 9h00 and 12h00, focuses on various issues such as empowering listeners with information; teaching listeners about health issues; giving listeners an opportunity to make phone calls and say things that they do not like; empowerment programmes such as exposing new poetry; women programmes that advise mothers to raise children by teaching them good morals and honesty; encouraging harmony and humanity among listeners. Most music played during the show is South African.

“*Nethezeka Nokhozi*” broadcast between 12h00 and 15h00, focuses on empowering listeners with information; provide listeners with an opportunity to tell secret stories during the phone in programme called “*izimanga ezingachazeki*” and confess about wrong things they did in a phone in programme called “*Sivum’ izono*”. Music is played during the show. natural herbs like Vukahlale;

The Licensee was found to be in compliance with clause 6.1.3 of the Schedule to its licence.

3.6.2 News and Current Affairs

Clause 6.2.1 of the schedule to the licence requires the Licensee to “*broadcast at least sixty (60) minutes of news programming each day during the South African performance period*”.

The quarterly reports submitted by the SABC indicate that the radio station broadcasts a maximum of ninety-nine (99) minutes of news programming during weekdays and sixty (60) minutes on Saturdays and Sundays.

The monitoring exercise confirmed that Ukhozi FM broadcasts news bulletins every hour on the hour from 06h00 to 22h00 and headlines every half hour. The news bulletins are broadcast for approximately 5 minutes. On average, a total of 86 minutes is broadcast each day, during the South African performance period.

Among the news stories covered for the period under review were excerpts from certain broadcasts, as follows:

- *“Ungodi kwezomthetho wesisekelo, usolwazi uPierre de Vos uthi inkantolo yomthetho wesisekelo angeke ikwazi ukuthi ikhiphe isinqumo sokuthi umengameli akathweswe icala lokungathembeki”;*
- *“Ungqongqoshe wezomsebenzi kahulumeni, uMnumzane Thulas Nxesi uthi uzolinda isinqumo senkantolo yomthetho sisekelo mayelana nodaba lwaseNkandla”;*
- *“Kubhekeke ukuthi uqale khona ekuseni nje eThekwini umhlangano ozothatha izinsuku ezintathu okuzokube kubhungwa kuwo mayelana nezinkinga ezikhungethe imboni yamatekisi”;*
- *“Inhlangano yezemvelo in Sun Parks ithi ukubulawa kwebhubesi eligcwele amathafa uSilvester kuyoba isinqumo sokugcina”;*
- *“Iziguli zasemtholampilo waseLetlhabile ePolokwane zisele dengwane ngenxa yesiteleka sabahlengikazi abakhala ngokumiswa emsebenzini komunye wabahlengikazi”; and*

- *"Umehluleli omkhulu uMogoeng Mogoeng useqalile ukukhipha isinqumo ekuvunyelwane ngaso ngo elethu enkantolo yomthetho wesisekelo mayelana nodaba lwaseNkandla".*

The Licensee was found to be in compliance with clause 6.2.1 of the Schedule to its licence.

Clause 6.2.2 of the schedule to the licence enjoins the *Licensee* to *"to broadcast at least sixty (60) minutes of current affairs programming each day during the South African performance period"*.

The quarterly reports submitted by the SABC indicate that the radio station broadcasts a maximum of 180 minutes of current affairs programming on weekdays, 60 minutes on Saturdays and Sundays during the performance period.

The monitoring confirmed that the radio station broadcasts current affairs programming. Four current affairs programmes were monitored as follows:

- *"Ezanamuhla"* broadcast between 05h00 and 06h30;
- *"Ezisematheni"* broadcast between 13h00 and 13h30;
- *"Abasiki Bebunda"* broadcast between 18h00 to 19h00; and
- *"Ezangempelasonto"* broadcast on Saturdays and Sundays between 06h00 07h00.

The abovementioned programmes included interviews, live field reports, phone-ins and analysis of matters of public interest. Below are some of the topics discussed:

- *"Bangaphezu kuka 18000 abashayeli bezimonto ababekwe amacala okuphuza nokushayela ngesivinini esiphezulu ngempelasonto yephasika la esifundazweni iKwaZulu Natal";*
- *"Ungqongqoshe wemfundo esemazingeni aphakeme, uDr. Blade Nzimande usegunyaze imali ecishe-ke ibe ngu R2billion okuhlelwe ukuba ibhekane*

nezinkinga ezifana nendawo yokuhlala abafundi nokulungiswa kabusha kwezingqala sizinda emanyuvesi amashumi amabili nane akuleli”;

- *“Ungqongqoshe wezokuthutha kuzwelonke u-Diboa Peters ukhulule ngokusemthethweni izibalo zezingozi ezenzeke ngempelasonto esiphuma kuyona yephasika”;*
- *“Umkhankaso kamengameli uZuma wokunxenxa abatshali zimali uye wadlulela E-United Arab Emirates”;*

In total, 180 minutes was monitored each day, during the South African performance period.

The Licensee was found to be in compliance with clause 6.2.2 of the Schedule to its licence.

Clause 6.2.3 of the licence of the schedule to the licence stipulates that:

“The Licensee shall in the production of its news and current affairs programming:

- (i) Exercise full editorial control in respect of contents of such programming;*
- (ii) Include matters of international, national, regional and where appropriate, local significance;*
- (iii) Meet the highest standards of journalistic professionalism;*
- (iv) Provide fair, unbiased, impartial and balanced coverage independent from governmental, commercial or other interference; and*
- (v) Provide a reasonable opportunity for the public to receive a variety of points of view on matters of public concern”.*

The SABC’s editorial policy (2004), states that the licensee must exercise full editorial control in respect of contents of its programming. The editorial policy further indicates that the licensee endeavours to meet the highest standards of journalistic professionalism. Further, the policy provides for fair, unbiased and

impartial coverage independent from government, commercial or other interference. In its news and programming content it includes matters of international national, regional and local significance.

The monitoring exercise confirmed that Ukhozi FM broadcasts matters of international, national, regional and local significance. In its current affairs broadcast, the radio station provides an opportunity for the public to receive a variety of points of view from different analysts and experts on matters of public concern. The SABC's Editorial Policies form part of the SABC's Charter and monitoring of Ukhozi FM's news and current affairs programmes for the period under review revealed that Ukhozi FM complies with clause 6.2.3 of its licence and the Charter as contained in the Broadcasting Act of 1999.

The Licensee was found to be in compliance with clause 6.2.3 of the Schedule to its licence.

3.6.3 Programming targeted at Children

Clause 6.3.1 of the schedule to the licence stipulates that:

"The Licensee shall in the provision of the licensed service, broadcast at least one (1) hour of programming targeted at children (as contemplated in section 10 (1) (g) of the Broadcasting Act) per week during the South African performance period".

Clause 6.3.2 of the schedule to the licence stipulates that:

"In the production and presentation of its children's programming, the Licensee shall ensure that such children's programming is:

- (i) Broadcast at times of the day when children are available to listen;*
- (ii) Targeted at and appropriate for children between the ages of nought (0) to six (6) years and seven (7) to twelve (12) years respectively;*
- (iii) Educational and is made from children's point of view".*

The SABC's quarterly reports indicate that the radio station broadcasts a minimum of 130 minutes of children's programming per week, during the South African performance period.

The monitoring of the radio station's programming profile confirmed that the radio station broadcasts children's programmes as follows:

- "*Vumelani Abantwana Beze Kimi*" broadcast on Sundays between 07h30 and 08h00. This is an informal educational programme. During the programme monitored, the presenter highlighted that they were celebrating the wake up from the grave of Jesus Christ;
- "*Takalani Sesame*" is broadcast on weekdays between 9h10 and 09h30;
- "*Ukhozi Lodado*" is the programme which targets children between the ages of 0 to 6 years. The programme aims at entertaining children. Children call in and make their dedications;
- "*State Your Mind*" broadcast between 09h05 and 09h35 on Saturday. This programme target children between 7 to 12 years respectively. The programme is presented by a teenage. The children were given an opportunity to call in studio and talk about religion and to pass dedications;
- "*Vumelani Abantwana Beze Kimi*" is the religious programme which targets children between the ages 7 to 12 years; and
- "*Takalani Sesame*" target children between the ages of 0 to 6 years. The programme aims at entertaining and educating children.

In total, 20 minutes programming targeted at children was monitored each day, during the South African performance period.

The Licensee was found to be in compliance with clauses 6.3.1 and 6.3.2 of the Schedule to its licence.

3.6.4 Educational Programming

Clause 6.4 of the schedule to the licence provides as follows:

"The Licensee shall broadcast at least five (5) hours of educational programming (as contemplated in section 10 (1) (e) of the Broadcasting Act) per week within the South African performance period".

The SABC's quarterly reports indicate that the radio station broadcasts a maximum of three hundred (300) minutes of educational programming per week, during the South African performance period.

The monitoring exercise identified the following programmes as educational programmes broadcast by Ukhozi FM:

"Nethezeka Nokhozi" broadcast between 12h00 and 15h00, focuses on empowering listeners with information; provide listeners with an opportunity to divulge secret stories during the phone in programme called *"izimanga ezingachazeki"* and confess about wrong things they did in a phone in programme called *"Sivum' izono"*. Music is played during the show. natural herbs like Vukahlale;

"Teen Zone" broadcast between 15h30 and 16h00 on Wednesdays, discusses issues affecting teenagers. During monitoring of the programme, teenagers were reminded about the importance of the month of March as the Human Rights month. They also participated in a quiz about the constitution of the Republic of South Africa during; and

"Thakela Isizwe Ngezemfundo" broadcast between 21h00 and 22h00 on Wednesdays.

In total, 300 minutes of educational programming per week was monitored.

The Licensee was found to be in compliance with clause 6.4 of the Schedule to its licence.

3.6.5 Drama

Clause 6.5 of the schedule attached to the licence stipulates that:

"The Licensee shall broadcast at least two and a half (2 ½) hours of drama per week within the South African performance period".

The SABC's quarterly reports indicate that the radio station broadcasts a minimum of 180 minutes of drama programming per week, during the South African performance period.

The monitoring confirmed that the radio station broadcasts drama programmes. The examples of drama programming monitored are the following:

- "Ayidle Ngamabala" broadcast between 10h40 and 11h00 as well as 19h40 and 20h00 from Monday to Thursday; and
- "Kusa Kusa" broadcast between 15h05 and 15h18 from Monday to Thursday.

In total, 180 minutes (3 hours) of drama programming per week was monitored.

The Licensee was found to be in compliance with clause 6.5 of the Schedule to its licence.

3.6.6 Informal Knowledge-Building Programmes

Clause 6.6 of the schedule attached to the licence stipulates that:

"The Licensee shall broadcast at least three (3) hours of informal knowledge building programming per week within the South African performance period".

The SABC's quarterly reports indicate that the radio station broadcasts 2470 minutes of informal knowledge building per week.

The monitoring confirmed that the radio station broadcasts informal knowledge building programmes. Among the programmes that were monitored were the following:

- "Nethezeka Nokhozi" broadcast between 12h00 and 15h00, which focuses on empowering listeners with information; provide listeners with an opportunity to tell secret stories during the phone in programme called "izimanga ezingachazeki" and confess about wrong things they did in a

phone in programme called "*Sivum' izono*". Music is played during the show. natural herbs like Vukahlale";

- "*Be Financial Smart*" broadcast on Tuesdays between 21h30 and 22h00. The programme is sponsored by First National Bank and educates listeners about how to take care of their finances. One of the programmes monitored focused on advising listeners about the requirements and rules of the student loan;
- "*Teen Zone*" broadcast between 15h30 and 16h00 on Wednesday. This is a programme aimed at teenagers and focuses on different issues affecting teenagers. During the programme monitored, teenagers were reminded about the importance of the month of March as the Human Rights month. They also participated in a quiz about the constitution of the Republic of South Africa during.
- "*State Your Mind*" broadcast between 09h05 and 09h35 on Saturday. This programme target children between (7) to twelve (12) years respectively. The programme is presented by a teenage. The children were given an opportunity to call in studio and talk about religion and to pass dedications; and
- "*Uthando Lwethu*" broadcast between 08h30 and 09h30 on Saturday. The programme educates listeners about types of marriages and wills. Further, the programme educates listeners, especially, women about their rights in the relationships. Listeners were given an opportunity to ask questions.

Other programmes included youth programmes and these were broadcast on weekdays between 12h00 and 15h00 and 15h00 to 18h00. The programmes dealt with a variety of information and issues affecting teenagers and youth.

In total, 300 minutes (5 hours) of informal knowledge building programming were monitored.

The Licensee was found to be in compliance with clause 6.4 of the Schedule to its licence.

3.7 Training and Skills Development Obligations

Clause 7 of the schedule to the licence stipulates that:

- 7.1 The Licensee must adopt and implement equal opportunity employment practices;*
- 7.2 The Licensee must ensure that its management and staff are representative of South African society and that its human resource policies takes into account the development of managerial, production, technical and other skills and expertise, particularly with regard to the historically disadvantaged persons;*
- 7.3 The Licensee shall endeavour to achieve fair and reasonable participation by historically disadvantaged persons with respect to:*
 - (a) Its management and control structures;*
 - (b) Skills development;*
 - (c) Enterprise development; and*
 - (d) Procurement*
- 7.4 The Licensee must, within thirty (30) days of the end of each financial year, provide the Authority with written information regarding its compliance with the above requirements”.*

The Licensee states that learning and development is a key enabler for Employment Equity and forms the corner stone in supporting transformation in the SABC. According to the SABC, the total number of females who attended training during the 2015/16 fiscal year is still below the target of 54. The organisation intends to accelerate the development of females, particularly within the field of technology in the 2014/15 fiscal year. The Licensee further submits that although only 1.68% of employees with disabilities attended training, the Learning and Development unit is working actively with Human Resources Partners to attract and develop persons with disabilities through internship.

The Licensee was found to be in compliance with clause 7 of its licence.

3.8 Audited Financial Statements

Clause 8 of the schedule to the licence stipulates that:

"The Licensee shall provide the Authority with the audited annual financial statements of the licensed service within four (4) months of the end of the licensee's financial year, provided that the licensee may on good cause shown apply to the Authority for extension".

The Licensee submitted its Audited Financial Statements as required by clause 8 of the schedule to its licence. According to the AFS, the Licensee generated revenue of R7,978, 841000. Of this amount, some of the expenses were on broadcast costs, signal distribution and linking costs, marketing costs, professional and consulting fees. The Licensee incurred a loss of R411, 605 000.

The Licensee was found to be in compliance with clause 8 of its licence.

4. REGULATIONS

4.1 Complaints Received

The Licensee is required, in terms of the Compliance Procedure Manual Regulations, to submit a Form 12A⁸ which reports on all complaints received during the financial year under review. The SABC submitted its complaints report in accordance with the Regulations regarding the Code of Conduct for Broadcasting Service Licensees.

The Licensee is a member of the National Association of Broadcasters (NAB). Complaints related to code of conduct are administered by the Broadcasting Complaints Commission of South Africa (BCCSA).

For the year under review, the Authority did not receive report on complaints from the Licensee.

4.2 Regulations on the Code on People with Disabilities

Clause 3.1(a) of Regulations on a Code on People with Disabilities states that:

⁸ SABC Form 12A

"Broadcasting service licensees must ensure that their services are made available and are accessible to people with disabilities".

"*Thakela Isizwe Ngezemfundo*" broadcast between 21h00 and 22h00 on Wednesdays. The programme broadcast on 30 March 2016 dealt with autism condition. There was a studio guest explaining about the condition.

The Licensee was found to be compliant with clause 3.1(a) of Regulations on a Code on People with Disabilities.

Clause 3.1(c) of Regulations on a Code on People with Disabilities states that:

"Broadcasting service licensees must monitor the effectiveness of their service through surveys as well as contact with organisations of and for people with disability and stakeholders".

The Licensee reported that there were no surveys conducted by the radio station.

4.3 South African Music Content Regulations

The Regulations on South African Music Content as published on 31 January 2006 stipulates that:

"All public sound licensees must play a minimum 40% South African music".

The monitoring conducted indicated that the radio station plays at least 80% of South African music.

The Licensee was found to be in compliance with the regulations on South African Music Content.

4.4 Regulations Regarding Standard Terms and Conditions for Individual Broadcasting Licences

During the year under review, the Authority could not find any non-compliance with the standard terms and conditions for individual licensees.

The radio station complies with the Standard Terms and Conditions of Licenses Regulations.

4.5 Universal Service and Access Fund Regulations

Regulation 3 of the USAF Regulations stipulates that:

- (1) *"Every holder of a licence granted in terms of Chapters 3, 4 and/or 9 or converted in terms of Chapter 15 of the Act, must pay an annual contribution of 0.2% of its Annual Turnover to the Fund".*
- (2) *"A BS licensee who has paid an annual contribution to the MDDA must set off that contribution against its USAF Contribution, provided that the MDDA contribution and the USAF contribution against which it is set off are for the same financial year".*

The Licensee submitted to the Authority proof of payment for 2015/16 indicating that an amount equivalent to 0.2% of the Licensee's annual turnover was paid to the fund.

The Licensee was found to be compliant with Regulation 3 of the USAF Regulations.

4.6 General Licence Fees Regulations

Regulation 4(b) of General Licence Fees Regulations provides for the exemption of Individual Licences for Public Broadcasting Services.

Ukhozi FM is part of the SABC's Public Broadcasting Services and is thus exempted from paying licence fees.

5. CONCLUSION

The Licensee has generally complied with its licence terms and conditions and applicable regulations. Both the information submitted by the Licensee and recordings monitored for the period under review indicate compliance by Ukhozi FM.

6. TERMS OF REFERENCE

- 6.1 Appendix A: Ukhozi FM's broadcasting service
- 6.2 Appendix B: Ukhozi FM's frequency spectrum licence
- 6.3 Appendix C: SABC's Report
- 6.4 Appendix D: South African Music Content Regulations
- 6.5 Appendix E: Regulations Regarding Standard Terms and Conditions
- 6.6 Appendix F: Universal Service and Access Fund
- 6.7 Appendix G: General Licence Fees Regulations