



**Independent Communications Authority of South Africa**

<b>MINUTES OF AN ORDINARY MEETING OF COUNCIL</b>		
<b>Date</b>	<b>13 December 2022</b>	
<b>Time:</b>	<b>08:00</b>	
<b>Venue:</b>	<b>Microsoft Teams</b>	
<b>Present</b>	██████████	Acting Chairperson
	██████████	Councillor
	████████████████████	Councillor
	██████████	Councillor
	████████████████████	Councillor
	██████████	Councillor
	██████████	Councillor
<b>By Invitation</b>	██████████	Acting CEO
	██████████	CFO
	████████████████████	CAE
	██████████	Executive Legal Risk and CCC
	████████████████████	Acting Corporate Secretary / Secretariat Officer
	████████████████████	Secretariat Officer
	██████████	Secretariat Officer
	██████████	Secretariat Intern
<b>Partial Attendees</b>	██████████	Executive: Licensing and Compliance
	████████████████████	Manager: Broadcasting Frequency
	██████████	Acting Executive: HR
	██████████	Executive: Engineering and Technology
	██████████	SM: Regulatory, LRCCC
	██████████	Manager: Broadcasting and Compliance
	██████████	Manager: Service Broadcasting
	██████████	Manager: Service, ECS
	██████████	SM: Compliance
	██████████	Radio Frequency Specialist
	██████████	SM: Numbering and Type Approval



<b>Apologies</b>	Yolisa Kedama	Councillor
	Nicholous Mabilane	Corporate Secretary

No.	Action Item	Person Responsible
1.	<p><b>Opening and apologies</b></p> <p>1.1. The Chairperson declared the meeting opened at 08:00 and welcomed all present.</p> <p><u>The following apology was noted:</u></p> <p>1.2. Cllr ██████ was on sick leave. 1.3. The Corporate Secretary was on annual leave.</p> <p><b>The opening and apologies were noted.</b></p>	Chairperson
2.	<p><b>Ratification of the Agenda</b></p> <p>2.1. C1.1 and C1.5 to be tabled together. 2.2. Item 9.1 was deferred. 2.3. Signature Hub Training included under general.</p> <p><b>The agenda was ratified.</b></p>	Council
3.	<p><b>Declaration of interest</b></p> <p><b>No conflict of interest was declared.</b></p>	All
4.	<p><b>Minutes of previous Council meetings</b></p>	Council
4.1	<p><b>Council minutes of 18 October 2022.</b></p> <p><b>The minutes were adopted as presented.</b></p>	Council
4.2	<p><b>Council minutes of 31 October 2022</b></p>	Council



No.	Action Item	Person Responsible
	<p><b>The minutes were adopted as presented.</b></p>	
<p><b>4.3</b></p>	<p><b>Council minutes of 15 November 2022</b></p> <p><b>The minutes were adopted as presented.</b></p>	<p><b>Council</b></p>
<p><b>5.</b></p>	<p><b>Matters Arising</b></p> <p><u>Comments and Resolutions:</u></p> <p>5.1. Item 20 of the MA was to be achieved.</p> <p>5.2. Item 22 of the MA was to be achieved.</p> <p>5.3. Council resolved that all the existing vacancies be filled in the coming year to aid the Authority in fulfilling its mandate and address the challenges faced by Divisions.</p> <p><b>The Matters Arising was noted by Council.</b></p>	<p><b>CEO</b></p>
<p><b>6.</b></p>	<p><b>International Engagements</b></p> <p><u>Council Resolutions</u></p> <p>6.1. Council resolved that Councillors should present written reports of the Engagements attended.</p> <p>6.2. Council resolved that there be a list of activities for Q4 tabled in the next meeting of Council.</p> <p><b>The item was noted.</b></p>	<p><b>CEO / Executive: Corporate Services</b></p>
<p><b>7.</b></p>	<p><b>Licensing of IMT (“Standing Item”)</b></p> <p><b>2<sup>nd</sup> Phase of the Licensing of the available IMT Spectrum</b></p> <p><b>The Project Leader presented the item.</b></p> <p>7.1. The purpose of this submission was to recommend that Council approves the Information Memorandum (“IM”) analysis</p>	<p><b>CIlr [REDACTED]</b></p>



No.	Action Item	Person Responsible
	<p>document on the second phase of the licensing of the available IMT spectrum and note the progress of the project.</p> <p><u>Recommendation to Council:</u></p> <p>7.2. The Committee recommended that Council approves the IM analysis document on the second phase of the licensing of the available IMT spectrum and note the progress of the project.</p> <p><u>Comments and Resolutions:</u></p> <p>7.3. Council inquired if the next step will be the publishing of the second IM.</p> <p>7.4. The Committee informed Council that the Service Providers are to be appointed early next year.</p> <p>7.5. Council inquired why the submission from the Competition Commission was considered and the submission made later by the SACF was not considered.</p> <p>7.6. The Committee informed Council that the other late submission from the SACF did not have an attachment which is why it could not be considered. The submission from the Competition Commission was late by 17 minutes.</p> <p>7.7. Council resolved that the Committee should make it clear why the submission from the Competition Commission was considered with reference to the IM and the submission being late.</p> <p>7.8. Council further resolved that there should be an internal legal opinion on whether the submission should be considered.</p> <p><b>The submission was noted.</b></p>	
8.	<b>Litigation Update (“Standing Item”)</b>	<b>CEO / Executive LRCCC</b>



No.	Action Item	Person Responsible
	<p>The Executive: LRCCC presented the item.</p> <p>8.1. The answering affidavit was filed in relation to the SMS portal litigation.</p> <p>8.2. The hearing in the Pretoria FM matter has taken place and judgement has been reserved.</p> <p><b>A brief update on the Litigation was noted.</b></p>	
9.	<p><b>Publication of the list of Individual Electronic Communications Service and Individual Electronic Communications Network Service Licences on the ICASA Website</b></p> <p>The Executive: Licensing and Compliance presented the item.</p> <p>9.1 The purpose of this submission was to advise Council of the updated list of I-ECNS and I-ECS licences, and recommend that Council approve the attached list, for publication on the Authority's website.</p> <p><u>Recommendation to Council:</u></p> <p>9.2 It was recommended that Council should approve the list for publication on the Authority's website.</p> <p><u>Comments and Resolutions:</u></p> <p>9.3 Council resolved that the comments and resolutions for Item C1.1 will also serve as comments for Item C1.5 as the items were tabled simultaneously.</p> <p>9.4 Council instructed that the document be cleaned up, as there are entities that no longer exist and further that there are contact people who no longer work at the entities.</p> <p>9.5 Council inquired whether the POPI Act permits the Authority to publish the contacts person's name and contact details.</p> <p>9.6 Management informed Council that the list is updated on a regular basis. Management further informed Council that if licensees do not submit the application for transfer to the Authority the name change will not be updated on the list,</p>	<p><b>Acting CEO / Executive: Licensing and Compliance</b></p>



No.	Action Item	Person Responsible
	<p>Council was informed that all notifications will be verified prior to the publishing of the list on the website.</p> <p>9.7 Management informed Council that in terms of POPI Act, the names and contact details of the Licensees can be published, in line with Section 38(1) of POPI Act to allow for the proper discharge of the Authorities functions.</p> <p>9.8 Council resolved that the list should be updated and further that there be a caveat provided to cater to feedback mechanism from licensees should further updates be provided. Council resolved that there should be a proper POPIA statement for both of the lists.</p> <p><b>The submission was approved by Council.</b></p>	
10.	<p><b>Transfer of ownership of an Individual Electronic Communications Service and an Individual Electronic Communications Network Service from Syrex (Pty) Ltd to INQ Digital (Pty) Ltd</b></p> <p>The Executive: Licensing and Compliance presented the item.</p> <p>10.1. The purpose of this submission was to recommend that Council approves the transfer of ownership of an I-ECS and I-ECNS licences from Syrex (Pty) Ltd (“the Applicant”) to INQ Digital (Pty) Ltd (“the Transferee”) as well as the accompanying vetted Reasons Document.</p> <p><u>Recommendation to Council:</u></p> <p>10.2. It was recommended that Council should approve the transfer of ownership of I-ECS and I-ECNS licences, for the following reasons:</p> <p>10.2.1 The Applicant has not been found guilty of any contravention by the CCC;</p> <p>10.2.2 The Applicant has paid the licence fees due and payable at the date of the applications; and</p> <p>10.2.3 The Transferee has 30% ownership interest held by HDIs.</p>	<p><b>Acting CEO / Executive: Licensing and Compliance</b></p>



No.	Action Item	Person Responsible
	<p>10.3. It was further recommended that Council approves the vetted Reasons Document.</p> <p><u>Comments and Resolutions:</u></p> <p>10.4. Council sought clarity regarding the shareholding of one ■■■■■ in the submission.</p> <p>10.5. Management informed Council that the insertion of ■■■■■ was erroneous and further that it would be removed from the submission.</p> <p>10.6. Council resolved that Management should double check the entire submission including the reasons document to ensure that the Reasons Document does not contain information that does not relate to the submission.</p> <p>10.7. Council resolved that for future purposes where it is recorded that the Authority is satisfied with the Competition Analysis, it should be clear that the Authority is satisfied with the analysis completed by the applicants and that the Authority has not conducted its own analysis.</p> <p>10.8. Council further resolved that going forward the paid for competition analysis that accompany these applications should be thoroughly interrogated.</p> <p><b>The submission was approved subject to the amendments made.</b></p>	
11.	<p><b>Radio Pulpit - Application for partial exemption from compliance with the South African Music Content Regulations, 2016</b></p> <p>The Executive: Licensing and Compliance presented the item.</p> <p>11.1. The purpose of this submission was to advise Council of the application received from Radio Pulpit for partial exemption from compliance with the South African Music Content</p>	<p><b>Acting CEO / Executive: Licensing and Compliance</b></p>



No.	Action Item	Person Responsible
	<p>Regulations, 2016 and for Council to approve the Division's recommendation to reject the application for exemption.</p> <p><u>Recommendation to Council:</u></p> <p>11.2. The Division is of the view that the application for exemption with the Regulations be rejected.</p> <p>11.3. It was recommended that Council should approve the Division's recommendation to reject the application for exemption by Radio Pulpit from compliance with the SA Music Content Regulations, 2016.</p> <p><u>Comments and Resolutions:</u></p> <p>11.4. Council sought clarity regarding the current music format of the station.</p> <p>11.5. Management informed Council that the format is Christian music and further that the Regulations do not prescribe the language.</p> <p>11.6. Council resolved that Management correct the stance and record the stance of the Regulations clearly on the Reasons Document and the submission.</p> <p><b>The submission was approved.</b></p>	
12.	<p><b>eSat Request for an extension</b></p> <p>The Executive: Licensing and Compliance presented the item.</p> <p>12.1. The purpose of this submission was to apprise Council of a letter received from eSat.tv (Pty) Ltd requesting the Authority to grant the Licensee indulgence until 15 March 2023 for eSat to launch its subscription broadcasting service and to recommend that Council approves the request.</p> <p>12.2. The Licensing and Compliance Division has reviewed the reasons provided by the Licensee. It is the Division's view that the fact that there is a matter being investigated by the Competition Commission and the potential impact of the</p>	<p><b>Acting CEO / Executive: Licensing and Compliance</b></p>





No.	Action Item	Person Responsible
	<p>outcomes thereof should not be one of the reasons for the Authority to consider and grant the extension. This is because the investigation could go beyond the envisaged date of commencement of operations by the Licensee.</p> <p>12.3. Furthermore, the matter before the Competition Commission is not a general inquiry that deals with the subscription market. It is a specific complaint relating to the channel carriage agreement between Multichoice and E-Media, thus not necessarily relevant for this request by eSat in its capacity as a subscription service licensee. It is, however, Division's recommendation that the three (3) months extension period be granted, based on the persuasive reasons indicated.</p> <p><u>Recommendation to Council:</u></p> <p>12.4. It was recommended that Council approves the request for extension to commence operation to 15 March 2023 by eSat.</p> <p><u>Comments and Resolutions:</u></p> <p>12.5. Council resolved that when the communication goes to the applicant, it should be made clear that the extension is not being granted based on their request relating to their complaint to the Competition Commission, to ensure that the applicant does not come back and claim that the Competition Commission case has not concluded and that they require a further extension.</p> <p>12.6. Council resolved that the communication for extension should be clear as to why the extension is being granted to avoid confusion.</p> <p><b>The submission was approved.</b></p>	
13.	<p><b>Publication of the list of Class Licences in terms of section 16(5) of the ECA and Unreserved Postal Services</b></p> <p>The Executive: Licensing and Compliance presented the item.</p>	<p><b>Acting CEO / Executive: Licensing</b></p>



No.	Action Item	Person Responsible
	<p>13.1 The purpose of this submission was to advise Council of the requirements of section 16(5) of the Electronic Communications Act, 2005 and recommend that Council should approve the notice for publication in the Government Gazette.</p> <p><u>Recommendation to Council:</u></p> <p>13.2 It was recommended that Council approves the notice, for publication in the Government Gazette.</p> <p><b>The submission was approved.</b></p>	<p><b>and Compliance</b></p>
<p><b>14.</b></p>	<p><b>Request for extension of the closing date for the ITP-R for Digital Community Television Broadcasting Service ("CTBS") and Radio Frequency Spectrum ("RFS") licences for Multiplex 1 Frequencies received by the Authority</b></p> <p><b>The Project Leader presented the submission.</b></p> <p>14.1. The purpose of this submission was to apprise Council of the request for extension of the closing date for the Invitation To Pre-Register (ITPR) for Digital Community Television broadcasting service and radio frequency spectrum licences for Multiplex 1 Frequencies received by the Authority from the prospective applicants who attended the Gauteng outreach workshop; and to recommend that Council rejects the request for extension.</p> <p><u>Recommendation to Council:</u></p> <p>14.2. The Committee recommends that Council should reject the request for an extension for the following reasons:</p> <p>14.2.1 The Authority would not achieve its APP target for the 2022/23 FY. Further, an extension will compromise the 2023/24 APP target;</p> <p>14.2.2 The prospective applicants had more than six (months) to prepare their submissions; and</p>	<p><b>Cllr</b></p> <p>██████████</p>



No.	Action Item	Person Responsible
	<p>14.2.3 The Authority has conducted multiple workshops to ensure that prospective applicants submit competent applications.</p> <p><u>Comments and Resolutions:</u></p> <p>14.3. Council was of the view that the application cannot be rejected based on the fact that the APP target will be missed.</p> <p>14.4. Council expressed concern of the <i>locus standi</i> of the applicants.</p> <p>14.5. Council resolved that the closing date be extended to 30 January 2023.</p> <p><b>The recommendation was not approved, and Council resolved to grant an extension to 30 January 2023.</b></p>	
15.	<p><b>Notices regarding the Final Radio Frequency Spectrum Assignment Plans for International Mobile Telecommunications Systems</b></p> <p>The Project Manager presented the item.</p> <p>15.1. The purpose of this submission is to request Council to approve the following seven (7) Final Radio Frequency Spectrum Assignment Plans (RFSAPs) for International Mobile Telecommunications (IMT) Systems:</p> <p>15.1.1 Radio Frequency Spectrum Assignment Plan for the frequency band 703 to 733 MHz and 758 to 788 MHz;</p> <p>15.1.2 Radio Frequency Spectrum Assignment Plan for the frequency band 733 MHz to 758 MHz;</p> <p>15.1.3 Radio Frequency Spectrum Assignment Plan for the frequency band 791 to 821 MHz and 832 to 862 MHz;</p> <p>15.1.4 Radio Frequency Spectrum Assignment Plan for the frequency band 880 MHz to 915 MHz and 925 MHz to 960 MHz;</p> <p>15.1.5 Radio Frequency Spectrum Assignment Plan for the frequency band 2300 MHz to 2400 MHz;</p>	Cllr [REDACTED]



No.	Action Item	Person Responsible
	<p>15.1.6 Radio Frequency Spectrum Assignment Plan for the frequency band 3300 MHz to 3400 MHz; and            15.1.7 Radio Frequency Spectrum Assignment Plan for the frequency band 3400 MHz to 3600 MHz.</p> <p><u>Recommendation</u></p> <p>15.2. It was recommended that Council should:</p> <p>15.4.1 Approve the seven (7) Radio Frequency Spectrum Assignment Plans (RFSAPs) for International Mobile Telecommunications (IMT) Systems to be published in the Government Gazette; and</p> <p>15.4.2 Note those Radio Frequency Spectrum Assignment Plans that are to be subjected to further consultation process in January 2023.</p> <p><b>The submission was approved.</b></p>	
16.	<p><b>Report of the Joint Spectrum Advisory Group</b></p> <p>The Project Manager presented the item.</p> <p>16.1. The purpose of the submission was to request Council to:</p> <p>16.1.1 Note the Report of the Joint Spectrum Advisory Group (JSAG);</p> <p>16.1.2 Note that, Eswatini Communications Commission (ESCCOM) from the Kingdom of Eswatini has reported an interference case experienced by one of their mobile operators in the 700 MHz and 800 MHz band, from broadcaster transmissions in the KwaZulu Natal Province;</p> <p>16.1.3 Note that all other analogue transmitters operating above 694 MHz are envisaged to be switched off by 30 September 2023 thus clearing the IMT700 and IMT800, and to allow for the implementation of the RFSAP for the band 470 – 694 MHz; and</p>	Cllr [REDACTED]



No.	Action Item	Person Responsible
	<p>16.1.4 Approve the Notice of the “Amendment of the Radio Frequency Spectrum Licenses for the implementation of the Final Radio Frequency Spectrum Assignment Plan in the frequency band 470 to 694 MHz in accordance with the Radio Frequency Migration Regulations 2013” for publication in the Government Gazette; and</p> <p>16.1.5 Approve that e.tv switch-off all its analogue transmitters except for the following transmitters to ensure smooth transition of its large number of customers and retune these transmitters to below 694 MHz by 17 March 2023:</p> <p style="padding-left: 40px;">16.1.5.1 Cape Town (639.25 MHz);</p> <p style="padding-left: 40px;">16.1.5.2 Eastern London (679.25 MHz);</p> <p style="padding-left: 40px;">16.1.5.3 Tzaneen (575.25 MHz);and</p> <p style="padding-left: 40px;">16.1.5.4 Hoedspruit (639.25 MHz).</p> <p>16.1.6 Approve the proposal by JSAG for the amendment to implement changes to the population coverage requirements for the SABC on the DTT platform and to bring the work of the Joint Committee for Digital Terrestrial Television (DTT) Rules of Operation within the regulatory framework for the DTT platform, in order to deal with technical matters pertaining to the engineering service channel that was not dealt with in the Regulations and to address the principles behind the data cap which has not been capable of being implemented due to lack of guidance on measurement and other technical reasons.</p> <p>16.1.7 To invite Council to bring to the attention of the CEO the proposed amendments to the Broadcasting Migration Regulations.</p> <p>16.1.8 To invite the Chairperson to communicate to the Project Management Office, through the Minister of Communications and Digital Technologies (DCDT), the JSAG report to Council.</p>	



No.	Action Item	Person Responsible
	<p><u>Comments and Resolutions:</u></p> <p>16.2. Council inquired what the next step in relation to that interference case reported between Eswatini and the Authority will be.</p> <p>16.3. Council was of the view that the dates should be aligned with the dates of the Minister.</p> <p>16.4. Council request that the document be proof-read and edited to be clearer.</p> <p>16.5. The Committee that the document will be proof-read and further that all typos will be corrected.</p> <p>16.6. The Committee recommended that Council note the report and further that the Committee will work on the submission and resubmit the submission in January 2023.</p> <p><b>The recommendation to defer approval was approved.</b></p>	
17.	<p><b>Notice of Intention to Amend Annexure B (the Notice) of Radio Frequency Spectrum Regulations</b></p> <p>The Project Manager presented the item.</p> <p>17.1. The purpose of the submission was to recommend that Council approve the publication of the draft Notice of Intention to Amend Annexure B of Radio Frequency Spectrum Regulations, 2021, which specify Apparatus exempt from radio frequency spectrum licenses, for public comment.</p> <p><u>Recommendation to Council:</u></p> <p>17.2. It was recommended that Council approve the publication of the draft Notice of Intention to Amend Annexure B (“the Notice”) of Radio Frequency Spectrum Regulations, which specify Apparatus exempted from radio frequency spectrum licenses for public comment.</p>	Cllr [REDACTED]



No.	Action Item	Person Responsible
	<p><u>Resolution:</u></p> <p>17.3. Council resolved that the closing date be on 30 January 2023.</p> <p><b>The submission was approved.</b></p>	
18.	<p><b>Reasons Document on Telkom’s Amendment Application in the 2300 – 2360 MHz and 2307 – 2387 MHz bands paired with the 2401 – 2481 MHz Band</b></p> <p>The Project Manager presented the item.</p> <p>18.1. The purpose of this submission was to request Council to approve the reasons document for the Telkom’s amendment application in the 2300 – 2360 MHz and 2307 -2387 MHz bands paired with the 2401 – 2481 MHz band.</p> <p><u>Recommendation to Council:</u></p> <p>18.2. It was recommended that Council approve the reasons document on Telkom’s amendment application in the 2300 – 2360 MHz and 2307 -2387 MHz bands paired with the 2401 – 2481 MHz band.</p> <p><b>The submission was approved.</b></p>	Cllr [REDACTED]
19.	<p><b>Re-Advertisement of the four (4) positions of External Experts: Standard Liaison Committee</b></p> <p>The Acting Executive: HR presented the item.</p> <p>19.1. The purpose of this submission was to request Council to approve the re-advertisement of the four (4) positions of the external experts to serve in the Standard Liaison Committee of ICASA.</p> <p><u>Recommendation to Council:</u></p> <p>19.2. It was recommended that Council should approve the re-advertisement of the four positions of the external experts to serve in the Standard Liaison Committee of ICASA.</p>	CEO / Acting Exec: HR







No.	Action Item	Person Responsible
	<p><u>Recommendation to Council:</u></p> <p>21.3. It is requested that Council approves the [REDACTED] [REDACTED] [REDACTED]</p> <p><b>The submission was approved.</b></p>	
22.	<p><b>Q3 2022/23FY Performance Projection</b></p> <p>The ACEO presented the Item.</p> <p>22.1 The purpose of this submission was to table the ICASA Q3 Performance Projection to Council for consideration and decision making.</p> <p><u>Recommendation to Council:</u></p> <p>22.2 It was recommended that Council should consider the ICASA 2022/23FY Q3 Performance Projection Report.</p> <p><u>Comments and Resolutions</u></p> <p>22.3 Council inquired about the targets that are projected as red, and further inquired if the Division would be able to catch up with the target in Q4.</p> <p>22.4 Management informed Council that the two targets that will not be achieved are within the PRA Division, and further that the non-attainment of the target is due to a delay in the SCM process. Management informed Council that certain projects are dependent on the SCM process and further that there are always risks associated with the SCM process, in that at times bidders might not meet the necessary requirements which result in delays.</p> <p><b>The submission was noted.</b></p>	<p><b>Acting CEO / Senior Manager: SPM</b></p>
23.	<p><b>Updated Risk and Compliance Policies</b></p> <p>The Executive: LRCCC presented the item.</p>	<p><b>Acting CEO / Executive: LRCCC</b></p>



No.	Action Item	Person Responsible
	<p>23.1 The purpose of this submission was to request Council to approve the Policy and Procedure Review Framework, Risk and Opportunity Management Framework and Risk and Opportunity Management Policy, Code of Ethical Conduct and Disclosure of Interest and noting of Financial Disclosure Procedure Manual.</p> <p>23.2 Business Continuity Framework has now been developed to become a policy to address an audit finding.</p> <p><u>Recommendation to Council:</u></p> <p>23.3 It was recommended that Council should approve the Policy and Procedure Framework, Risk and Opportunity Management Framework, Risk and Opportunity Management Policy, Code of Ethical Conduct and Disclosure of interest and Business Continuity Policy.</p> <p>23.4 Further it was recommended that Council notes the financial disclosure procedure manual.</p> <p><u>Comments and Resolutions:</u></p> <p>23.5 Council was of the view that the definition for spouse was narrow and further that it should be broadened to cater for Life Partnerships.</p> <p>23.6 Council resolved that section 3.16 and 3.14 in the financial disclosures manual be merged as they are essentially referring to the same thing.</p> <p>23.7 Council resolved that the threshold amount be placed at [REDACTED] per annum from the current [REDACTED] and further that the language in the document be cleaned up.</p> <p><b>The submission was approved.</b></p>	



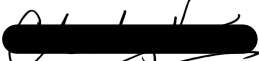
No.	Action Item	Person Responsible
24.	<p><b>Legal Opinion with respect to Special Events Licence applications by Koepel Stereo and Zibonele FM</b></p> <p>The Executive: LRCCC presented the item.</p> <p>24.1 The purpose of this submission was to provide council with the legal opinion that was given to the Licensing and Compliance Division regarding Special Event Licence applications submitted by One Future Development 49 trading as Koepel Stereo (KSFM) and Zibonele FM.</p> <p>24.2 <u>Recommendation of the legal opinion:</u></p> <p>24.2.1 a criterion be developed by the Division for purposes of ensuring that there is consistency in deciding whether to grant extended periods with regard to Special Event broadcasting.</p> <p>24.2.2 there must be compliance monitoring for Special Event Licensees to ensure that the Special Event Licensing Regime is not abused by those whose licences have expired or those who do not have a broadcasting licence but see a Special Event broadcasting licence as authorisation to broadcast on a continuous basis.</p> <p><u>Recommendation to Council:</u></p> <p>24.3 It was recommended that Council consider the legal opinion and note the advice contained therein.</p> <p><b>The submission was noted.</b></p>	<p><b>Acting CEO / Executive: LRCCC</b></p>
25.	<p><b>ICASA Funding Model</b></p> <p>The Executive: LRCCC presented the item.</p> <p>25.1 The purpose of the submission was to apprise [REDACTED] [REDACTED] [REDACTED]</p>	<p><b>Acting CEO / Executive: LRCCC</b></p>



No.	Action Item	Person Responsible
	<p><u>It was recommended that Council consider and approves:</u></p> <p>25.2 Recommendations by the Independent Communications Authority of South Africa (ICASA) on Amendments to the ICASA Act in Relation to ICASA's Funding Model.</p> <p>25.3 That the Authority engages the Minister of Communication and Digital Technologies for the purpose of amending the ICASA Act in relation to ICASA 's funding model; and</p> <p>25.4 That both the Minister of Treasury and Minister of Communication and Digital Technologies be engaged for the purposes of implementing section 15 1(A) of the ICASA Act.</p> <p><u>Comments and Resolutions:</u></p> <p>25.5 Council expressed [REDACTED]</p> <p>25.6 Council was of the view that Management should have sight of the Funding model report and link it in the submission.</p> <p>25.7 Council resolved that the document be sent back to the team and further that, Management seeks inputs from Councillors on how to beef up the submission and table it sometime next year.</p> <p><b>The decision was deferred.</b></p>	
26.	<p><b>General</b></p> <p><u>Presentation on IoDSA Training</u></p> <p><b>Deferred to the next meeting of Council.</b></p>	
27.	<b>Closure</b>	<b>Council</b>



No.	Action Item	Person Responsible
	The Chairperson thanked all who were present at the meeting and closed it at 17:34 pm.	

Signed:  \_\_\_\_\_

**Dr Charley Lewis**  
**(Acting Chairperson)**

Date: 2023-03-16 \_\_\_\_\_