



## MINUTES OF AN ORDINARY COUNCIL MEETING

<b>Date</b>	20 February 2018	
<b>Time:</b>	09h30	
<b>Venue:</b>	Block B, Council Boardroom	
<b>Present</b>	[REDACTED]	Chairperson
	[REDACTED]	Member
	[REDACTED]	Member
	[REDACTED]	Member
	[REDACTED]	Member
	[REDACTED]	Member
	[REDACTED]	Member
	[REDACTED]	Member
	[REDACTED]	Member
	[REDACTED]	Member
	[REDACTED]	Member
<b>By Invitation</b>	[REDACTED]	CEO
	[REDACTED]	Specialist: Finance o.b.o CFO
	[REDACTED]	Acting SM:Office of the Chairperson
	[REDACTED]	Secretariat Officer
	[REDACTED]	
<b>Partial Attendees</b>	[REDACTED]	Executive:HR
	[REDACTED]	GM: Licensing
	[REDACTED]	Executive:Legal,Risk and CCC
	[REDACTED]	SM:ICT Licensing
	[REDACTED]	Senior Manager: Spectrum: Licensing
	[REDACTED]	GM: Consumer and Compliance Affairs
	[REDACTED]	National Association of Broadcasters
	[REDACTED]	National Association of Broadcasters
	[REDACTED]	National Association of Broadcasters
	[REDACTED]	National Association of Broadcasters
	[REDACTED]	National Association of Broadcasters
	[REDACTED]	National Association of Broadcasters
<b>Apologies</b>	[REDACTED]	Member
	[REDACTED]	Member
	[REDACTED]	CFO
	[REDACTED]	CAE




**Independent Communications Authority of South Africa**

	<b>Action Item</b>	<b>Person Responsible</b>
<b>1.</b>	<p><b>Opening and apologies</b></p> <p>The Chairperson, opened the meeting at 09h35 and welcomed all present.</p> <p>Cllr [REDACTED] requested to be excused at 13:00 to attend an external matter but will return at 14:00</p> <p>Cllr [REDACTED] requested to be excused at 15:00pm</p> <p><b>The following apologies were noted: -</b></p> <ul style="list-style-type: none"> <li>• Cllr [REDACTED] was on maternity.</li> <li>• Cllr [REDACTED] was in attending the GMSA Mobile World Congress Barcelona</li> <li>• CFO attended the CRASA Audit and Finance Committee Meeting in Windhoek, Namibia</li> <li>• CAE attended the CRASA Audit and Finance Committee Meeting in Windhoek, Namibia</li> </ul>	<b>Chairperson</b>
<b>2.</b>	<p><b>Ratification of agenda</b></p> <p>The following items were added:</p> <p>Update on the End User Subscription</p> <p>ANN7 and MultiChoice matter under -6.1</p> <p>Cost to Communicate- Harings on the 1<sup>st</sup> and 2<sup>nd</sup> March 2018, Public Hearings :A press briefing to be released on the 20<sup>th</sup> February 2018</p> <p><b>It was resolved that the Agenda be approved with additions.</b></p>	<b>Council</b>



	<b>Action Item</b>	<b>Person Responsible</b>
<b>3.</b>	<p><b>Declaration of interest</b></p> <p>No conflict of interest was noted at the meeting.</p>	<b>All</b>
<b>4.</b>	<p><b>Adoption of previous minutes</b></p>	<b>Council</b>
<b>4.1</b>	<p><b>Meeting held on 07 February 2018</b></p> <p>Pg1-Cllr [REDACTED]'s name not [REDACTED] but [REDACTED]            On <b>Apologies</b> include the apology of Councillor Qocha            Page 3- Correct the word <b>Interoperator</b> to <b>Inter-Operator</b>            Pg. 6, point 5.5 falls under 5.6.</p> <p>It was resolved that the Draft Minutes of Council for the 07<sup>th</sup> February 2018 be approved with corrections</p>	<b>Council</b>
<b>5.</b>	<p><b>Matters arising from previous minutes</b></p>	<b>Secretariat/CEO</b>
<b>5.1</b>	<p><b>Imminent expiry of the terms of contract for three (3) members of the Complaints and Compliance Committee</b></p> <p>The advertisement has closed. Council requested that in future the advertisement should have a disclaimer indicating that employees within the public sector will not be remunerated.</p> <p>Legal is preparing Report to Council</p>	<b>CEO</b>
<b>5.2</b>	<p><b>Council bilateral with the Minister</b></p> <ul style="list-style-type: none"> <li>• Council performance agreements.</li> <li>• Council remuneration and Bilateral meeting with Minister</li> </ul> <p>A letter on Council remuneration was sent to the Minister on the 16 November 2017.</p>	<b>Council</b>



	<b>Action Item</b>	<b>Person Responsible</b>
	A letter should be written to the Minister indicating that Councillors can't sign retrospective contracts	
5.3	<p><b>Council Decisions for Website publication</b></p> <p>Secretariat will implement publication.</p> <p>The decision register has been sent to Corporate Services for publication</p>	<b>Council</b>
5.4	<p><b>Industrial Relations ("Standing Item")</b></p> <p>Discussions with the Union are on-going.</p> <p>Recognition Agreement with NTUC may be settled soon. Settlement Agreement: Referral to the CCMA to amend has been send to the Labour Court. Review application still in proceeding in Court but management still open to negotiate.</p>	<b>Council</b>
5.5	<p><b>CRASA ("Standing Item")</b></p> <p>The minutes of the last CRASA meeting will be submitted to Council. Next CRASA AGM is scheduled for April 2018 in Swaziland.</p> <p>"Standing Item"</p>	Cllr [REDACTED]
5.6	<p><b>Status report on the 5G Forum Project</b></p> <p>The Authority has requested WWRF to send requirements for the 2018 WWRF 5G Huddle.</p> <p>Report was table at Council</p>	Cllr [REDACTED]
5.7	<b>Developments around participation and contributions made within the ITU-R Study Group 5</b>	<b>CEO</b>



	<b>Action Item</b>	<b>Person Responsible</b>
	On-going.	
<b>5.8</b>	<p><b>Competition Commission Market Inquiry</b></p> <p>Status has not changed. Teams effecting updates on the MOU</p>	Cllr [REDACTED]
<b>5.9</b>	<p><b>Inquiry into subscription TV</b></p> <p>18 submissions were received. The Authority is currently not capacitated to do justice to the inquiry. Four additional members have been added to the project, and a new round robin has been prepared for approval of additional members.</p> <p>Ongoing</p> <p>Committee identified skills gap-Legal has engaged external law firm to assist and to additional external skills will be acquired.</p>	Cllr [REDACTED]
<b>5.10</b>	<p><b>Draft Code for Persons with Disabilities Regulations</b></p> <p>Remove from matters Arising</p>	Cllr [REDACTED]
<b>5.11</b>	<p><b>SADC Roaming Cost Model Funding</b></p> <p>A report was considered by Council. Council resolved that the Authority pay its equitable share after consultation it the National Treasury to seek advice. A Round Robin Resolution will be circulated to be signed by Councillors A letter will them be sent to CRASA to indicate ICASA's commitment to pay equitable share.</p>	Cllr [REDACTED]
<b>5.12</b>	<p><b>Cell C v ICASA –Universal Service Obligations (USO)</b></p> <p>Heads of argument have been filed by both Cell C and the Authority.</p> <p>Hearing on the 09<sup>th</sup> March 2018</p>	CEO



	Action Item	Person Responsible
5.13	<p><b>Cell C recapitalisation transaction (and associated CellSaf compliant)</b></p> <p>Remove from Matters Arising</p> <p>Reasons document was forwarded to office of the Chairperson</p>	CEO
5.14	<p><b>Release of existing bandwidth</b></p> <p>Report has been submitted to secretariat.</p> <p>The process is awaiting guidance from the new minister.</p>	CEO
5.15	<p><b>Update on the settlement discussions with Ministry of DTSP re the litigation pertaining to the 2016 ITA for IMT Spectrum</b></p> <p>Letter was sent to DTSP on the counter offer made to them. Response was 19 January 2017, however DTSP has requested an extension.</p> <p>A letter from the department has been received .It will be submitted to Council.</p>	CEO
5.16	<p><b>Appeal against decision non-renewal of a Class Community Sound Broadcasting Service License – Lephalale Community Ra</b></p> <p>Remove the Item from Matters Arising</p>	CEO
5.17	<p><b>Investigation into possible fraudulent activities conducted by</b>  [REDACTED]</p> <p>[REDACTED]</p> <p>[REDACTED]</p> <p>[REDACTED]</p>	CEO
5.18	<p><b>Relocation committee update</b></p>	CEO



	<b>Action Item</b>	<b>Person Responsible</b>
	<p>The advertisement for the tender has closed. BEC will sit during the month of January 2018, followed by BAC in February 2018.</p> <p>Recommendations will be submitted for Council in March 2018.</p>	
5.19	<p><b>Inter Operator Disputes</b></p> <p>Standing agenda item.</p>	Cllr [REDACTED]
5.20	<p><b>Phase 1 of Standard Operating Procedures Optimisation Project</b></p> <p>Item will be tabled at a special Council meeting in January 2018.</p> <p>A special meeting on the 01 March 2017</p>	CEO
5.21	<p><b>Governance Framework</b></p> <p>The Governance Framework workshop with DoC still needs to be scheduled.</p>	CEO
5.22	<p><b>SANDF and SAPS outstanding licensing fees</b></p> <p>Secretariat will confirm if the letter to both Ministers was sent.</p> <p>The [REDACTED] has settled its outstanding fees.</p>	CEO
5.23	<p><b>Proposed amendments to the organisational structure of ICASA</b></p> <p>On-going.</p>	ACEO
5.24	<p><b>International Engagement Strategy</b></p> <p>The strategy will be tabled in January 2018.</p> <p>CEO has reviewed the draft Report</p>	CEO



	<b>Action Item</b>	<b>Person Responsible</b>
5.25	<p><b>Office Shut down</b></p> <p>External stakeholders will be communicated with on the office shut down.</p> <p><b>Remove this item matters arising.</b></p>	CEO
61.	<p><b>Inter/ Intra Operator Disputes("Standing Item")</b></p> <p>The purpose of this submission was to advise Council of the current Inter-Operator disputes and status thereof to date and for Council to note the status report.</p> <p>The Authority has received various disputes since 2016 from licences to date, to deal with in terms of the ICASA Act, the ECA, the Postal Service Act and the various regulations.</p> <p>Currently all disputes must go through the CCA division. The disputes range from (a) Facilities Leasing,(b) Frequency Interference/sharing/overlap,(c) Interconnection,(d) Numbering,(e) Number Portability,(f) Shareholding and (g) Breach of the Postal Service Act,1998.</p> <p>The SM: Compliance will therefore, keeps record of disputes and compiles Status Report Inter-operator Disputes, to submit to OPCO and Council for noting.</p> <p><b>It was resolved that the Status Report on Inter-Operator Disputes be noted</b></p>	CEO
6.2	<b>CRASA 2017/18 Programme("Standing Item")</b>	Cllr [REDACTED]
6.3	<p><b>Update on the Relocation Progress</b></p> <p><b>On –Going</b></p> <p><b>Still on procurement stage.</b></p>	CFO
		CEO





	<b>Action Item</b>	<b>Person Responsible</b>
7.	<p><b>Proposed Terms of Employment, Contract of Employment and Letter of Appointment</b></p> <p>The Executive:HR presented this item:</p> <p>The purpose of this submission was to obtain approval from Council the following:</p> <ul style="list-style-type: none"> <li>-Proposed terms and conditions of Employment Document</li> <li>-Proposed Terms of Contract of Employment</li> <li>-Proposed letter of appointment</li> </ul> <p>The following was noted</p> <p>ICASA has never had Terms and Conditions of Employment .It is good practice that employer provides new employees with a written statement of their terms and conditions of employment when joining the Authority.</p> <p>Remove reference to Woolworths on the policy document in relation to the birth day gift card.</p> <p><b>It was resolved that the proposed terms and conditions of employment document, proposed terms of contract of employment and the proposed letter of employment be approved.</b></p>	
8.	<p><b>Application for the Transfer of Individual Electronic Communications Service (I-ECS) and Individual Electronic Communications Network Service(I-ECNS) Licences from China Times CC to K2015351513 South Africa(Pty) Ltd T/A One Telecom.</b></p> <p>The GM: Licencing presented this item:</p> <p>The purpose of this memorandum was to recommend that Council to approve the transfer of I-ECS and I-ECNS licences from China Times to K2015351513 South Africa (Pty) Ltd t/a One Telecom ("the transferee") and the reasons document for publication in the Government Gazette.</p> <p><b>Applicable Legislative Framework.</b></p> <p>These applications were lodged in terms of the following applicable</p>	CEO



	<b>Action Item</b>	<b>Person Responsible</b>
	<p>legislative and regulatory provisions.</p> <p>Sections 13 and 9(2) of the Electronic Communications Act, no 36 of 2005(EC Act ) and; Regulation 11(Form G) of the processes and procedures Regulations for Individual licences published on 30 March 2016 in the Government Gazette no 39871 process and procedures regulations.</p> <p>Section 13(1) of the ECA states that: <i>"An Individual licence may not be let ,sublet,assigned,ceded or in any way transferred ,and the control of an individual licence may not be assigned ,ceded or in any way transferred to any other person without prior written permission of the Authority"</i></p> <p>The applicant has not transferred the individual licences yet and awaits the approval of the Authority to do so.</p> <p><b>Recommendation to Council.</b></p> <p>It is recommended that Council approves the transfer applications for the I-ECS and I-ECNS licences from the applicant to the transferee and the reasons document for publication in the Government Gazette</p> <p><b>It was resolved that the application for the transfer of Individual Electronic Communications Service(I-ECS) and Individual Electronic Communications Network Service(I-ECNS) Licences from China Times to K2015351513 South Africa(Pty) Ltd t/a One Telecom be approved and the reasons document be published on the Government Gazette.</b></p>	
9.	<p><b>Application for the Transfer of Individual Electronic Communications Service (I-ECS) and Individual Electronic Communications Network Service (I-ECNS) Licences from UCOMS Satellite (Pty) Ltd to WiFi Wave (Pty) Ltd.</b></p> <p>The GM: Licencing presented this item:</p> <p>The purpose of this memorandum was to recommend that Council to approve the transfer of I-ECS and I-ECNS licences from UCOMS Satellite (Pty) Ltd ("the Applicant") to WiFi Wave (Pty) Ltd ("the transferee") and the reasons document for publication in the Government Gazette.</p>	CEO



	<b>Action Item</b>	<b>Person Responsible</b>
	<p>The following was noted:</p> <p>On the 07<sup>th</sup> April 2017, the Independent Communications Authority of South Africa ('the Authority') received applications from the applicant to transfer its I-ECS and I-ECNS licences to the transferee.</p> <p>The applications were submitted using G Form of the processes and Procedures Regulations for Individual licences published on the 30 March 2017 in the Government Gazette no 39871(Processes and Procedure Regulations.</p> <p>The Finance division confirmed that the applicant did not generate revenue in terms of the licence, after licence division ascertained whether the applicant was financially compliant with regards to its payment of the Annual licence fees and Universal Service and Access Fund (USAF) contributions and whether the CCC did not issues raised against the applicant bought before it.</p> <p>There were no issues raised but licensing division requested clarity on the details regarding the breakdown of the 30%Historically Disadvantaged Individuals ('HDI") copies of the Identity document confirming the HDI were submitted.</p> <p>The reasons document on the transfer application will be submitted for Council at a later stage as Legal, Risk and CCC was currently vetting the reasons document for the Authority's decision.</p> <p><b>Recommendation</b></p> <p>It is recommended that Council approves the licence transfer for I-ECS and I-ECNS licence to transfer from UCOMS Satellite (Pty) to WiFi Wave (Pty) Ltd be approved</p> <p>The applicant complies with the requirements of the regulations</p> <p><b>It was resolved that the application for the transfer of the licence for I-ECS and I-ECNS licence from UCOMS Satellite (Pty) to WiFi Wave (Pty) Ltd be approved</b></p>	
10.	<b>Vodacom (Pty) Ltd:Application for a Trial Radio Frequency</b>	<b>CEO</b>



	<b>Action Item</b>	<b>Person Responsible</b>
	<p><b>Spectrum in 900 MHz and 2.1 GHz Frequency Bands</b></p> <p>The purpose of this memorandum was to request Council to approve the application submitted by Vodacom South Africa for a Trial Radio Frequency Spectrum licence in the 900 MHz and the 2.1GHz frequency bands.</p> <p>The Independent Communications Authority of South Africa (“the Authority”) received an application from Vodacom South Africa (“the Applicant ) on the 03<sup>rd</sup> November 2017 Finance confirmed that Vodacom is financially compliant on 21 November 2017.</p> <p>The applicant is the holder or Individual Electronic Communication Service (I-ECS) and Individual Electronic Communications Network Services (I-ECNS) Licences.</p> <p>It also holds several radio frequency spectrum licences to provide access as well as backhaul links from its own network.</p> <p>This application was bought in terms of section 31(2) of the Electronic Communications Act, 2005(Act no: 36 of 2005) and Regulation 40 of the Radio Frequency Spectrum Regulations 2015 as, amended.</p> <p>The applicant needs to do measurements, conduct calibration and optimisation of network radio frequency propagation tools on its mobile network.</p> <p>The applicant requires 200KWz bandwidth within the guard band on the 900 MHz band to do measurements. The guard band is unused and available from term purpose of conducting trials.</p> <p><b>It was resolved that the recommendation on an application by Vodacom South Africa (Pty) Ltd for a Trial Radio Frequency Spectrum in 900 MHz and 2.1 GHz Frequency Bands be approved.</b></p> <p><i>Reasons for approval.</i></p> <p><i>The Radio Frequency ranges do not overlap with any other services, and as such no negative impact is foreseen.</i></p> <p><i>To mitigate the potential negative effect on the adjacent MTN allocation by the utilisation of the 400KHz guard band within the 900</i></p>	



	<b>Action Item</b>	<b>Person Responsible</b>
	<p><i>MHz trial radio frequency spectrum licence;</i></p> <p><i>Vodacom South Africa must inform and co-ordinate all testing with the incumbent operator on the adjacent block allocation.</i></p>	
<p><b>11.</b></p>	<p><b>Vodacom (Pty) Ltd:Application for a Radio Frequency Spectrum in 900 MHz IMT Band</b></p> <p>The purpose of this memorandum was to request Council to reject the application submitted by Vodacom South Africa for a Radio Frequency Spectrum licence in the 3500 MHz IMT band.</p> <p>This application was bought in terms of section 31(2) of the Electronic Communications Act, 2005(Act no: 36 of 2005).</p> <p>The finance division has confirmed that the applicant is financially compliant and there were no outstanding monies due to the Authority.</p> <p>On 30 March 2015, the Radio Frequency Assignment Plan (RFAP) for the 3500 MHz IMT band was published in the Government Gazette 38640 dated 30 March 2015.</p> <p>The Plan as amended will be implemented on 1 April 2017 and no assignment can be made in this band until this date.</p> <p>The RFAP states the requirements for the utilisation of the frequency for the utilisation of the frequency band 3500 MHz for IMT 3500 in SA.</p> <p>In accordance with the RFAP, new assignments will only be done through an Invitation to Apply (ITA) in line with regulations still to be developed in terms of section 31(3) of the Act.</p> <p>The application was considered by OPCO on 18 January 2018.</p> <p><b>Recommendation to Council</b></p> <p>The regulatory requirements have not been fulfilled .It is recommended that Council rejects the application submitted by Vodacom South Africa for a Radio Frequency Spectrum licence in the 3500 MHz IMT band for the following reasons:</p> <p>The Radio Frequency Spectrum is not yet available for assignment.</p>	<p><b>CEO</b></p>



	<b>Action Item</b>	<b>Person Responsible</b>
	<p>No Assignments can be made in this band until 01 April 2018 as per Radio Frequency Spectrum Assignment Plan of 2015 and This Spectrum is earmarked for IMT Services and as such can only be licensed through an Invitation to Apply (ITA) Therefore an Invitation to apply will be published for the assignments in this band in line with regulations still for the assignments in this band in line with regulations still to be developed in terms of section 31(3) of the ECA.</p> <p><b>It was resolved that the recommendation for rejection of an application for Radio Frequency Spectrum Licence in the 3500 MHz IMT Band be approved .</b></p>	
12.	<p><b>Notice on Television White Space Regulations</b></p> <p>The purpose of this submission was to Request Council to approve:</p> <ul style="list-style-type: none"> <li>(i) The notice regarding the final regulations on the use of Television White Spaces (TVWS) for publication in the Government Gazette.</li> <li>(ii) The publication of the notice regarding the final regulations on the use of Television White Spaces in the Government Gazette and the ICASA Website</li> </ul> <p>The SM:Radio Frequency presented this item:</p> <p>The following was noted:</p> <p>On 23 March 2017, the Council of the Authority approved the position paper on the Framework of Dynamic and Opportunistic Spectrum Management 2017 for publication in the Government Gazette and on the ICASA website.</p> <p>On 23 March 2017,Council approved the consultation approved the consultation document regarding the Draft Regulations for use of the Television White Spaces for publication in the Government Gazette and on the ICASA website.</p> <p>On 30 March 2017, the Authority advised the Hon Minister of Communications (DoC) of the notice on consultation document regarding the Draft Regulations for use of the Television White Spaces for publication in the Government Gazette in terms of section 4(5) of the Electronic Communications Act of 2000.</p>	CEO




	<b>Action Item</b>	<b>Person Responsible</b>
	<p>The Authority received (14) written public submissions on the Draft Television White Space Regulations 2017</p> <p><i>Legal division to clarify the definition of terms "urban" and "rural" on the Draft regulations</i></p> <p><b>It was resolved that the Notice regarding the final regulations on the use of Television White Spaces for publication in the Government Gazette and ICASA website be approved</b></p>	
13.	<p><b>2017/2018 Q1:Gauteng Province Quality of Service Report for Mobile Data</b></p> <p>The Manager: Quality of Service presented the item</p> <p>The purpose of this memorandum was for Council to note the Quality of Service Monitoring Report for mobile data services conducted in Gauteng Province during Q1 of 2017/18. The report is the first initiative in gearing ICASA on a process for developing a standardised methodology and associated regulations for doing data oriented QoS monitoring in the future.</p> <p><b>It was resolved that the 2017/18 Q1 Gauteng Province Quality of Service Report for mobile data be deferred to the next meeting of Council.</b></p>	CEO
14.	<p><b>Submission of Thirteen Reports (13) for Broadcasting Annual Compliance Reports for Sound and Television Service Licences.</b></p> <p>The GM: Compliance and Consumer Affairs presented this item:</p> <p>The purpose of this memorandum was to request Council to note and approve the thirteen(13) Broadcasting Annual Compliance Reports(ACRs) for the period under review as part of the fifty(50) ACRs required to be compiled in terms of the 2017/2018 Financial Year(FY) Annual Performance Plan.</p> <p><b>It was resolved that the submission of thirteen (13) Reports for Broadcasting Annual Compliance Reports for Sound and</b></p>	CEO



	<b>Action Item</b>	<b>Person Responsible</b>
	<b>Television Service Licences be approved.</b>	
15.	<p><b>Remuneration of ICASA Committees(Audit,Risk,Ethics and Disclosure Committee(AREDC), Information Technology Review Committee(ITRC),Remuneration Committee(REMCO) and Consumer Advisory Panel(CAP)</b></p> <p><b>It was resolved that this matter be deferred to the next meeting of Council</b></p>	
16.	<p><b>Response letter to E-tv Regarding the 2016 ICASA Local Television Content Regulations</b></p> <p>The purpose of this memorandum was to request Council to approve the attached draft letter to the National Association of Broadcasters (NAB).</p> <p>This letter provides a response to the letter received from e-tv identifying challenges with regards to the implementation of Regulation 7 of the 2016 ICASA Local Television Content Regulations ("Regulations"). Upon approval the letter will be sent to the E-tv.</p> <p><b>It was resolved that the letter to e-tv regarding the 2016 ICASA Local Television Content Regulations be approved and be sent to e-tv</b></p>	CEO
17.	<p><b>Response letter to the National Association of Broadcasters</b></p> <p>The purpose of this memorandum was to request Council to approve the attached letter to the National Association of Broadcasters ("NABS). The letter is a response to the letter received from the NAB requesting a meeting with Council on Local Television Regulations (GG 399844).Upon approval, the letter will be sent to the NAB.</p> <p>The Independent Communication Authority of South Africa ("the Authority") received a letter from NAB titled, Re: Request for a meeting with Council on Local Content Regulations (GG 39844) dated 02 November 2017.</p> <p>The Authority acknowledges this letter from NAB requesting a meeting</p>	Council





	<b>Action Item</b>	<b>Person Responsible</b>
	<p>with Council regarding the identified common areas of concerns relating to the sections dealing with independent production.</p> <p>Presentation by NAB focused on the following</p> <p>The NAB made representation on the contents of the Local Content Regulations especially Regulation 09 Concerns were raised on cost for quotas Council acknowledge the presentation and resolved as such:</p> <p><b>It was resolved the NAB should made a comprehensive submission on the Local Content Regulations to Council on how the proposed regulations will affects its members taking into account different business models of its members.</b></p>	
<p><b>18.</b></p>	<p>To request to note and approve the Brazil Study visit Report and Final Research Report on unreserved postal services with observations from Brazil Study and a way forward.</p> <p>The purpose of this memorandum was to submit:</p> <p>1.1.1. Brazil study visit report for the unreserved postal services Council Committee which took place from the 22-26 January 2018; and</p> <p>1.1.2. Final Research Report as quarter four (4) deliverables as per Annual Performance Plan.</p> <p>Background.</p> <p>On August 2017, Council approved a study visit to Malaysia and Kenya and informed that should an additional country be considered, it must be one of the Brics Countries.</p> <p>The Committee for unreserved Postal services therefore included Brazil country visit as part of the additional information collection process.</p> <p><b>It was resolved that the Brazil Study visit Report be noted and the Research Report as a quarter four deliverable as per the 2017 /18 APP be approved</b></p>	<p><b>Cllr</b> </p>
<p><b>18.</b></p>	<p><b>Finance Quarterly Report –Quarter 3 of 2017-2018</b></p>	<p><b>CFO</b></p>



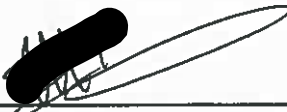
	<b>Action Item</b>	<b>Person Responsible</b>
	<b>It was resolved that this item be deferred to the next meeting Committees</b>	
<b>20.</b>	<b>Strategic Risk Register</b>  <b>It was resolved that this item be deferred to the next meeting of Council</b>	<b>CEO</b>
<b>21</b>	<b>Whistle Blowing Policy</b>  <b>I was resolved that this item be deferred to the next meeting of Council</b>	<b>CEO</b>
<b>22.</b>	<b>Combined Assurance Forum.</b>  <b>It was resolved that this item be deferred to the next meeting of Council.</b>	<b>CAE</b>
<b>23.</b>	<b>Risk and Compliance Management Quarterly Progress Report</b>  <b>It was resolved that this item be deferred to the next meeting of Council</b>	<b>CEO</b>
<b>24.</b>	<b>2017/18 HR Operational Report</b>  <b>It was resolved that the Report should be submitted to Council on a quarterly basis.</b>	<b>CEO</b>
<b>25.</b>	<b>Legal Opinion and Council Quorum</b>  <b>It was resolve that this item be deferred.</b>	<b>Council</b>
<b>26.</b>	<b>Response letter of the Chairperson to the DTPS/Settlement Negotiations</b>  <b>It was resolved that a response letter of Chairperson to the DTPS/Settlement Negotiations be approved.</b>	<b>Council</b>
<b>27.</b>	<b>General</b>	<b>Council</b>



	Action Item	Person Responsible
28.	<p><b>Request to Condone Unauthorised, Irregular, Fruitless and Wasteful Expenditure identified during the 2016-2017 Financial Year</b></p> <p>The purpose of this memorandum was to request council to approve expenditure identified for condonation and provide an update on the Audit Action Plan to address the issues raised by the Auditor General of South Africa (AGSA) on the Audited Financial Statements (AFS) for the year ended 31 March 2017.</p> <p>This item was submitted to the meeting of Council on the 13<sup>th</sup> February 2018. Council requested further clarification and inputs from the Audit, Risk, Ethics and Disclosure Committee (AREDC)</p> <p>Council resolved to request the Chairperson of AREDC to come to a meeting of Council to clarify and make inputs on the request for condonation</p> <p>The Chairperson of AREDC made following inputs to Council.</p> <ul style="list-style-type: none"> <li>• The item was submitted for noting at AREDC.</li> <li>• The Committee has no condonation powers. Only the executive Authority has such powers</li> <li>• There must be an investigation before Council can condone the contraventions.</li> <li>• Interventions and steps to be undertaken to prevent recurrence of contraventions must be clearly stated.</li> <li>• An external party or the Internal Audit should investigate items and amounts to be condoned.</li> </ul> <p>The CEO made the following observations:</p> <ul style="list-style-type: none"> <li>➤ There was a lack of technical knowledge and understanding of the supply chain management process among some of the staff members in Supply Chain division.</li> <li>➤ There was lack of commitment or indifference to assisting the organisation with supply chain processes among some staff members.</li> <li>➤ There was lack of robust, vigorous and knowledgeable engagement with the AGSA</li> </ul>	CFO



	Action Item	Person Responsible
	<p>It was resolved that the Internal Audit division should undertake an investigation on items flagged by the AGSA and that were requested by the finance division to be condoned by Council.</p> <p>➤ The report on the outcome of the investigation should be submitted to Council before the of the 31<sup>st</sup> March 2018</p>	
29.	<p><b>Closure</b></p> <p>The Chairperson thanked all present at the meeting and adjourned the meeting at 16h37.</p>	<b>Secretariat</b>
30.	<p><b>Date of next meeting: 27 February 2018</b></p>	

Signed:   
(Chairperson)

Date: 19/04/2018