



Independent Communications Authority of South Africa

MINUTES OF AN ORDINARY COUNCIL MEETING		
Date	22 March 2023	
Time:	09:00	
Venue:	Virtual-Microsoft Teams	
Present		
	██████████	Acting Chairperson
	██████████	Councillor
	██████████	Councillor
	██████████	Councillor
	██████████	Councillor
	██████████	Councillor
	██████████	Councillor
	██████████	Councillor
By Invitation		
	██████████	CEO
	██████████	Acting CFO
	██████████	Acting CAE
	██████████	Corporate Secretary
	██████████	Secretariat Officer
	██████████	Secretariat Officer
	██████████	Secretariat Officer
Partial Attendees		
	██████████	Executive: Policy Research and Analysis
	██████████	Executive: Licensing and Compliance
	██████████	Executive: Regions and Consumer Affairs
	██████████	Radio Frequency Specialist
	██████████	Acting SM: Spectrum Licensing
	██████████	SM: Sector Forecasting
	██████████	Manager: Numbering, Licensing
	██████████	Manager: Service Broadcasting
	██████████	Risk and Compliance Management Specialist
	██████████	Manager: Broadcasting Compliance, CCA
Apologies		
	██████████	Executive: LRCCC

No.	Action Item	Person Responsible
1.	<p>Opening and apologies</p> <p>1.1. The Chairperson declared the meeting opened at 09:00 and welcomed all present.</p> <p><u>The following apology was noted:</u></p> <p>1.2. [REDACTED] [REDACTED] was attending the Council meeting on behalf of the Executive: LRCCC.</p> <p>The opening and apologies were noted.</p>	Chairperson
2.	<p>Ratification of the Agenda</p> <p>2.1. Council considered the fact that, Item 6.1, Item C1.5, Item 7 and Item 9.1 are not time-bound and are on the agenda merely for Council noting.</p> <p>2.2. Council resolved that the aforementioned items be deferred in order for Council to attend to the matters that are time-bound and require Council approval.</p> <p>The agenda was ratified.</p>	All
3.	<p>Declaration of interest</p> <p>No conflict of interest was noted.</p>	Council
4.	<p>Adoption of Minutes of Council</p>	Council
4.1.	<p>Minutes of Council: 17 February 2023</p> <p>The minutes were adopted as presented.</p>	Council
4.2.	<p>Minutes of Council: 21 February 2023</p> <ul style="list-style-type: none"> The following amendment was made: Cllr [REDACTED] to be removed from the list of attendees as she was on annual leave. 	Council

No.	Action Item	Person Responsible
	The minutes were adopted with the above amendment.	
5.	Matters Arising The Matters Arising was deferred to the next Council meeting.	All
6.	International Engagements (“Standing Item”)	CEO / Executive: Corporate Services
6.1.	ICASA’S report on the GSMA Ministerial Programme, 2023, Barcelona The submission was deferred.	Acting Chairperson
6.2.	List of International Engagements for March 2023 for Council The Executive: Corporate Services presented the submission: 6.2.1. The purpose of the submission dated 13 March 2023 was to request Council to: 6.2.1.1. Note the upcoming meetings in March 2023, the invitations to these meetings were received following the presentation of the Q4 International engagements for 2022/23. <u>Recommendation to Council:</u> 6.2.2. It was recommended that Council should: 6.2.2.1. Note the identified meetings for March 2023; 6.2.2.2. Approve the participation of the CEO at the CRASA AGM; and 6.2.2.3. Approve the nominated Council representatives for the identified meetings. <u>Comments made:</u>	CEO / Executive: Corporate services

No.	Action Item	Person Responsible
	<p>6.2.3. WSIS event – Council noted with concern that it was notified of the event after it had taken place.</p> <p>6.2.4. The Dynamic Spectrum Alliance Global Summit (Brazil; 27 – 28 March 2023) - Council noted the short notice with regard to the Summit and further the fact that this period is the Authority’s financial year. Council also considered that the theme presented by the Authority last year at the Summit held in France, is the same theme the Authority is expected to present on this year, which raises questions regarding what exactly is expected of the Authority. Council directed that Corporate Services should prepare the letter of regret but iterated that the Authority should maintain contact with the Dynamic Spectrum Alliance.</p> <p>6.2.5. SAPOA Postal Forum – Council was notified that the invite was sent to the CAP Chairperson, for the attendance of CAP members, CAP has an international travel budget, and that the term of office for CAP is ending end of March 2023.</p> <p>6.2.5.1. Council considered that, with the CAP Amendment Regulations still not finalised and consequently the future standing of the current CAP members uncertain, there will be continuity issues if individuals who either acting or employed on contract are sent on international trips.</p> <p>6.2.5.2. Council resolved that CAP members should not attend, but that either Cllr [REDACTED] or Cllr [REDACTED] (as the Council representatives within CAP) should attend along with a member from the Postal Committee.</p> <p>6.2.5.3. Council further resolved that a request be made for a speaking slot to be allocated to the Authority, the presentation will update the SAPOA Postal Forum on the state of play with regard to the postal sector in its dire straits, and in the areas of our regulatory intervention.</p> <p>6.2.6. CRASA 12th AGM – Council was informed that the CEO will be unable to attend, and that the Executive: Regions and Consumer Affairs will be attending on her behalf. Council</p>	

No.	Action Item	Person Responsible
	confirmed its previous decision that the delegation be led by Cllr Faye and that Executive: Regions and Consumer Affairs to attend the event on behalf of the CEO, as per the CEO's request.	
7.	<p>Litigation Update (“Standing Item”)</p> <p>The CEO advised that there has not been any progress since the last update provided to Council and that the item therefore be deferred.</p>	CEO / Executive: LRCCC
8.	<p>Work Progress Update in relation to Disaster Management Task Team (“Standing Item”)</p> <p>The Executive: Policy Research and Analysis presented the submission:</p> <p>8.1. The purpose of this submission dated 20 March 2023 was to request Council to:</p> <p>8.1.1. Approve the draft consultation document developed by Disaster Management Task Team (DMTT) on the regulatory interventions that ICASA should consider for the electronic communications, broadcasting, and postal sectors in response to the electricity crisis.</p> <p>8.1.2. Note that the DMTT met on 17 March 2023 and resolved to recommend that the Authority embark on an informal pre-consultation process (a virtual session) to seek inputs from stakeholders and members of the public on the regulatory interventions ICASA should consider for the sectors as follows: Date: 27 March 2023, at 14h00 to 17h00.</p> <p><u>Recommendation to Council:</u></p> <p>8.2. It was recommended that Council should approve for the DMTT to proceed with an informal consultation on the 27th of March 2023.</p> <p><u>Comments made</u></p>	Cllr [REDACTED]

No.	Action Item	Person Responsible
	<p>8.3. Council expressed concern with the delay for the release of the Ministerial Policy Directions on the Electricity National State of Disaster.</p> <p>8.4. Council further expressed concern that the ICT State of the Sector Report (which was on the agenda for tabling at this meeting), did not mentioned anything in relation to the effects of the electricity crisis on the ICT Sector.</p> <p>8.5. Council highlighted that the Minister of Electricity has already consulted with the ICT sector stakeholders and sought clarity on whether the Authority is going into these pre-consultations with these issues already raised in the consultation done by the Minister or not. Further clarity was sought regarding the process to be followed, whether there are consultations first, followed by written representations, as this is unclear. Council was informed that on the 27th – the virtual session is meant to solicit inputs from stakeholders on interventions to be considered by the Authority – this is before the Authority will formally publish a gazette soliciting written representations. The gazetted invitation for written representations will therefore be refined from the inputs made at the virtual session.</p> <p>8.6. Council was informed that the Authority is still awaiting the policy directions from the Minister, which will be taken into account during the formal consultations and will further be taken into account before publication.</p> <p>8.7. Council directed that aspects of Quality of Service (QoS) be dealt with pursuant to the interventions of the Electricity National State of Disaster.</p> <p><u>Resolution by Council:</u></p> <p>8.8. Council resolved to approve the recommendation.</p> <p>The submission was approved.</p>	
9.	Change and update of ICASA Licensee Information - Cell C (Pty) Ltd	CEO / Executive: Licensing

No.	Action Item	Person Responsible
	The submission was withdrawn in order for Management to address remaining substantive issues.	and Compliance
10.	<p>Amendment of the Radio Frequency Spectrum Licence for Public Sound Broadcasting Service SABC</p> <p>The Executive: Licensing and Compliance presented the item.</p> <p>10.1. The purpose of the submission dated 14 March 2023 was to recommend that Council approves the Radio Frequency Spectrum (RFS) Licence amendment applications submitted by the South African Broadcasting Corporation ("SABC") ("the Applicant").</p> <p><u>Recommendation to Council:</u></p> <p>10.2. It was recommended that Council should approve the Applicant's amendment application to relocate its transmitter at Kleinmond and adjust the technical specifications for the following reasons:</p> <p style="padding-left: 40px;">10.2.1. The proposed technical parameters will not cause harmful radio frequency interference to existing licensed broadcasters and spare coordinated frequencies.</p> <p style="padding-left: 40px;">10.2.2. Proposed location will offer better security and the assurance of uninterrupted services.</p> <p style="padding-left: 40px;">10.2.3. The application is in line with sections 30 (3) and 31 (4) (d) of the ECA.</p> <p><u>Comments made:</u></p> <p>10.3. Council sought clarity on paragraph 2.16 of the memorandum. Those Communities initially envisaged that would not be covered given initial coverage area, are they now going to be covered. Management informed Council that (Response – Yes, hence the meeting with the SABC).</p> <p>10.4. Council expressed that even though the submission indicates that there will be no interference now, but is there potential interference in relation to other projects currently in the making? Management informed Council that when analysis is being</p>	CEO/ Executive: Licensing and Compliance

No.	Action Item	Person Responsible
	<p>done, consideration is made to all frequencies that will be included, including existing assignments of SABC.</p> <p>10.5. Council sought clarity on whether the amendment done in relation to G-84 has been factored. Management informed Council that there won't be any impact to community broadcasters – Terrestrial broadcasting plan gets updated).</p> <p><u>Resolution of Council:</u></p> <p>10.6. Council resolved to approve the submission.</p> <p>The submission was approved.</p>	
11.	<p>Submission of Broadcasting Annual Compliance Reports for Individual and Class Broadcasting Services Licensees</p> <p>The Executive: Licensing and Compliance presented the submission:</p> <p>11.1. The purpose of the submission dated 13 March 2023 was to recommend that Council approves the attached twenty (20) Annual Compliance Reports (“ACRs”), for broadcasting service Licensees compiled for the period under review as part of the sixty (60) ACRs required in terms of the Compliance Operational Performance Plan (“OPP”) for the 2022/2023 Financial Year.</p> <p><u>Recommendation to Council:</u></p> <p>11.2. It was recommended that Council should approve the twenty (20) broadcasting ACRs compiled for the period under review as part of the sixty (60) required in the OPP.</p> <p><u>Comments made:</u></p> <p>11.3. Council sought clarity on whether the non-compliance was noticed during the monthly reporting, and what measures are being taken to resolve of this (especially community radio stations). Management informed Council that the Authority was having constant engagements with broadcasters in order to resolve on the non-compliance but the non-compliance continue to persist.</p>	<p>CEO/ Executive: Licensing and Compliance</p>

No.	Action Item	Person Responsible
	<p>11.4. Council noted the inability of the Authority to monitor the SABC, due to capacity issues needs to be factored into when doing the alternative funding model.</p> <p>11.5. Council sought clarity on whether the outstanding twenty-two (22) ARCs remaining licensees will also be tabled. Management informed Council that Internal approval processes are taking place, thus the ARCs are being tabled in a staggered-approach, another batch will be submitted in the next Council meeting.</p> <p>11.6. Council requested language and spelling checks need to be addressed.</p> <p><u>Resolution of Council:</u></p> <p>11.7. Council resolved that going forward a table indicating the various areas of non-compliance for each licensee be included in the submission.</p> <p>11.8. Council resolved to approve the submission.</p> <p>The submission was approved.</p>	
<p>12.</p>	<p>Submission Of Broadcasting Annual Compliance Reports for Individual And Class Broadcasting Services Licensees</p> <p>The Executive: Licensing and Compliance presented the submission:</p> <p>12.1. The purpose of the submission dated 13 March 2023 was to recommend that Council approves the attached eighteen (18) Annual Compliance Reports (“ACRs”), for broadcasting service Licensees compiled for the period under review as part of the sixty (60) BACRs required in terms of the Compliance Operational Performance Plan (“OPP”) for the 2022/2023 Financial Year.</p> <p><u>Recommendation to Council:</u></p> <p>12.2. It was recommended that Council approves the eighteen (18) ACRs, compiled for the period under review as part of the sixty (60) required in terms of the OPP.</p>	<p>CEO / Exec: Licensing and Compliance</p>

No.	Action Item	Person Responsible
	<p><u>Resolution of Council:</u></p> <p>12.3. Council resolved for the submission to be dealt with together with item 13 (item C1.3 on the agenda).</p> <p>12.4. Council resolved to approve the submission.</p> <p>The submission was approved.</p>	
13.	<p>Multi Stakeholder Meeting Regarding Film and Publications Board Draft Regulations held in Rosebank Sandton on 08 March 2023</p> <p>The submission was deferred to the next Council meeting.</p>	<p>Exec: Licensing and Compliance/ Exec: Legal Risk and CCC</p>
14.	<p>Amendment of the Radio Frequency Spectrum Fees for Satellite Gateway Stations for High Throughput Satellites Services</p> <p>The Acting Senior Manager: Spectrum Licensing presented the submission:</p> <p>14.1. The purpose of the submission dated 15 March 2023 was to recommend for Council to approve and assign the amendment of the regulations dealing with radio frequency spectrum fees to a Council Committee.</p> <p><u>Recommendation to Council:</u></p> <p>14.2. It was recommended for Council to approve and assign the amendment of the regulations dealing with radio frequency spectrum fees to a Council Committee.</p> <p><u>Comments made:</u></p> <p>14.3. Council considered that a Spectrum Pricing Council Committee should be established, whose purpose will be, inter alia, the amendment of the Spectrum Fees Regulations.</p> <p><u>Resolution of Council:</u></p> <p>14.4. Council resolved to establish a Spectrum Pricing Committee.</p>	<p>CEO/Exec: Licensing and Compliance</p>

No.	Action Item	Person Responsible
	<p>14.5. Council resolved that Cllr Faye should be the Chairperson, and Cllr [REDACTED] will be the Deputy Chairperson of the newly formed Spectrum Pricing Council Committee and that the Licensing Division should recommend the Project Leader and Project Manager as well as other members of the Council Committee.</p>	
<p>15.</p>	<p>State of the ICT Sector Report 2023</p> <p>The Executive: PRA presented the submission:</p> <p>15.1. The purpose of the submission dated 07 March 2023 was to request Council to approve the State of ICT Sector report, 2023, for publication on the Authority’s website.</p> <p><u>Recommendation to Council:</u></p> <p>15.2. It was recommended that Council approves the State of ICT Sector report, 2023, for publication on the Authority’s website.</p> <p><u>Comments made:</u></p> <p>15.3. Council sought clarity on what the report seeks to achieve. Management informed Council that the purpose of the report was to document the performance of the sector, and to understand the sectors the Authority is regulating performing in terms of the investment, employment and all other indicators.</p> <p>15.4. Council sought clarity on what does the report tell us about the total investment versus the national coverage in real terms.</p> <p>15.5. Council sought clarity on what leverage is the Authority gaining from publishing this report. Management informed Council that the manner in which the report is presented, it is in line with the ITU guidelines, furthermore the report assists stakeholders to make a decision whether it be the investment decision, they are able to see as to how is the sector performing in terms of the numbers.</p> <p>15.6. Council sought clarity on why report covers period from September to September, and why it is only being tabled now at</p>	<p>CEO / Executive: PRA</p>

No.	Action Item	Person Responsible
	<p>Council. Management informed Council that when the data is received the is validation performed internally to verify the data</p> <p>15.7. Contradiction on the breakdown of broadband national coverage and the rural population coverage percentages. Management indicated that they made a mistake, the coverage should have been shows as only covering urban areas not the whole country.</p> <p><u>Resolution by Council:</u></p> <p>15.8. Council resolved that issues of loadshedding which are mentioned in the executive summary, need to be reflected in the report also. Issues of competition also need to be reflected into the report.</p> <p>15.9. Council to be given an opportunity to submit comments by email (including those already made at the meeting) by Friday COB, with a goal to have report published by end of the FY.</p> <p>15.10. Council approved the submission (in-principle).</p> <p>Submission was approved (in-principle), subject to the incorporation of editorial inputs to be submitted by Councillors by email before Friday, 24 March 2023.</p>	
16.	<p>Internal Research Report on the review of the 2012 Digital Migration Regulations</p> <p>Submission deferred to the next Council meeting.</p>	<p>CEO/ Executive: PRA</p>
17.	<p>End-user and Subscriber Service Charter Amendment Regulations Applicable to the ECN and ECNS Licensees, 2023 and Reasons Document</p> <p>Cllr [REDACTED] and SM: Engineering Facilities & Research presented the submission:</p> <p>17.1. The purpose of the submission dated 13 March 2023 was to request Council to approve for publication in the Government Gazette the attached End-user and Subscriber Service Charter</p>	<p>Cllr [REDACTED]</p>

No.	Action Item	Person Responsible
	<p>Amendment Regulations applicable to the ECN and ECNS Licensees, 2023, and the supporting Reasons Document.</p> <p><u>Recommendation to Council:</u></p> <p>17.2. It was recommended that Council approve the attached Amended Regulations and Reasons Document for publication in the Government Gazette.</p> <p><u>Resolution by Council:</u></p> <p>17.3. Council resolved that a letter be sent to the Minister to expressly state that the Authority will continue with consultations in relation to 8(a) and (b). Clarity provided that this is stated in the reasons document.</p> <p>17.4. Council resolved to approve the submission.</p>	
18.	<p>Notice Regarding the Final Radio Frequency Spectrum Assignment Plans for Specific Radiocommunications Systems</p> <p>Cllr [REDACTED] and Radio Frequency Specialist: Radio Communications presented the submission:</p> <p>18.1. The purpose of the submission dated 09 March 2023 was to request Council to:</p> <p>18.1.1. Note the analysis of the written representations; and</p> <p>18.1.2. Approve the following eight (8) Final Radio Frequency Spectrum Assignment Plans (RFSAPs) for Specific Radiocommunications Systems:</p> <p>18.1.2.1. Final Radio Frequency Spectrum Assignment Plan for the frequency band 138-144 MHz;</p> <p>18.1.2.2. Final Radio Frequency Spectrum Assignment Plan for the frequency band 156.8375 – 174MHz;</p> <p>18.1.2.3. Final Radio Frequency Spectrum Assignment Plan for the frequency band 335.4MHz to 380 MHz;</p>	Cllr [REDACTED]

No.	Action Item	Person Responsible
	<p>18.1.2.4. Final Radio Frequency Spectrum Assignment Plan for the frequency band 380 MHz to 399.9 MHz;</p> <p>18.1.2.5. Final Radio Frequency Spectrum Assignment Plan for the frequency band 406.1MHz to 410 MHz;</p> <p>18.1.2.6. Final Radio Frequency Spectrum Assignment Plan for the frequency band 410 to 430 MHz;</p> <p>18.1.2.7. Final Radio Frequency Spectrum Assignment Plan for the frequency band 440 to 450 MHz; and</p> <p>18.1.2.8. Final Radio Frequency Spectrum Assignment Plan for the frequency band 1518 to 1525 MHz.</p> <p><u>Recommendation to Council:</u></p> <p>18.2. It was hereby recommended that Council:</p> <p>18.2.1. Note the analysis of the written representations; and</p> <p>18.2.2. Approve the following eight (8) Final Radio Frequency Spectrum Assignment Plans (RFSAPs) for Specific Radiocommunications Systems for publication in the Government Gazette and on the Authority's website:</p> <p>18.2.2.1. Final Radio Frequency Spectrum Assignment Plan for the frequency band 138 to 144 MHz;</p> <p>18.2.2.2. Final Radio Frequency Spectrum Assignment Plan for the frequency band 156.8375 to 174MHz;</p> <p>18.2.2.3. Final Radio Frequency Spectrum Assignment Plan for the frequency band 335.4MHz to 380 MHz;</p> <p>18.2.2.4. Final Radio Frequency Spectrum Assignment Plan for the frequency band 380 MHz to 399.9 MHz;</p> <p>18.2.2.5. Final Radio Frequency Spectrum Assignment Plan for the frequency band 406.1MHz to 410 MHz;</p>	

No.	Action Item	Person Responsible
	<p>18.2.2.6. Final Radio Frequency Spectrum Assignment Plan for the frequency band 410 to 430 MHz;</p> <p>18.2.2.7. Final Radio Frequency Spectrum Assignment Plan for the frequency band 440 to 450 MHz; and</p> <p>18.2.2.8. Final Radio Frequency Spectrum Assignment Plan for the frequency band 1518 to 1525 MHz.</p> <p><u>Comments made:</u></p> <p>18.3. Council recommended that the heading “purpose” for each plan be amended to “background”.</p> <p>18.4. Council noted that paragraph 3.7.3.1 of the memorandum, is contradicting what is in the assignment plans. Paragraph 3.7.3.1 talks about clearing fixed links, while the assignment plan states that a decision has been made not clear the fixed links. Management informed Council that the was an error on the memorandum, the fixed links will not be cleared.</p> <p>18.5. Council further noted that paragraph 3.7.3 of the memorandum also does not align with what is in the plans.</p> <p><u>Resolution by Council:</u></p> <p>18.6. Council resolved that separate headings for decisions taken by the Authority need to be inserted for each individual plan.</p> <p>18.7. Council resolved that the amendments to be made to the submission are editorial (not substantive), therefore item does not need to be resubmitted to Council for approval.</p> <p>18.8. Council resoled to approve the submission.</p> <p>The submission was approved, subject to the incorporation of the inputs made.</p>	
19.	Council Committee status update on the Rapid Deployment of Electronic Communications and Facilities	Cllr ██████

No.	Action Item	Person Responsible
	Submission to be circulated to Council by email.	
20.	<p>Application For Renewal Of Individual Commercial Sound Broadcasting Service Licence And Radio Frequency Spectrum Licence By Power 98.7 FM (Pty) Ltd</p> <p>Cllr [REDACTED] and Manager Service Broadcasting presented the submission:</p> <p>20.1. The purpose of the submission dated 07 March 2023 was to provide Council with an analysis of the application submitted by Vuma 103 FM (Pty) Ltd t/a Vuma FM ("the Applicant") for the renewal of its Individual Commercial Sound Broadcasting Service ("I-CSBS") and Radio Frequency Spectrum ("RFS") licences, and to recommend that Council approve the Applicant's renewal application.</p> <p><u>Recommendation to Council:</u></p> <p>20.2. It is recommended that Council approves the Applicant's application to renew its I-CSBS and RFS Licences for the following reasons:</p> <p>20.2.1. The Applicant's renewal application is in line with section 11 (1), (2), and (3) and 31 (1), (2), and (3) of the EC Act read with regulation 10 (1), (2), and (3) of the Regulations.</p> <p>20.2.2. The Applicant's HDI equity stake meets the Authority's legislated minimum 30% HDI requirement -as stipulated in section 9 (2) (b) of the EC Act.</p> <p>20.2.3. The Applicant has paid all the licence fees due and payable at the date of the application.</p> <p>20.2.4. The Applicant has complied with the order by the Authority in terms of section 17 of ICASA Act.</p> <p>20.2.5. The Applicant has complied with section 11 (7) and regulation 12 (1) of the EC Act and the Regulations, respectively.</p>	Cllr [REDACTED]

No.	Action Item	Person Responsible
	<p>Comments made:</p> <p>20.3. Council requested Management to insert the correct name of the Ndalo media, as it is stated as Friedshelf 1136 (Pty) Ltd t/a Ndalo Radio Broadcasting, and as Friedshelf 1126 (Pty) Ltd t/a Ndalo Media Broadcasting in another section of the report.</p> <p><u>Resolution by Council:</u></p> <p>20.4. Council resolved to approve both submissions for Power FM and Vuma FM.</p> <p>The submission was approved.</p>	
21.	<p>Executive Summary - Coverage Of 2021 Municipal Elections</p> <p>Cllr [REDACTED] and Executive: Licensing and Compliance presented the submission:</p> <p>21.1. The purpose of the submission dated 24 February 2023 was to apprise Council of the performance of broadcasting service Licensees on their coverage of the 2021 Municipal Elections in relation to Political Advertisements (“PAs”), Party Elections Broadcasts (“PEBs”), News and Current Affairs and other Elections related programmes; and to recommend that Council approves the attached 2021 Municipal Elections Coverage Report, for publication on the Authority’s website.</p> <p><u>Recommendation to Council:</u></p> <p>21.2. It was recommended that Council approves the attached 2021 Municipal Elections Coverage Report, for publication on the Authority’s website.</p> <p><u>Comments made:</u></p> <p>21.3. Council expressed that there is nothing in the report dealing with the process followed to amend the regulations (was it an opt-in or an opt-out process – PEBs (have not option to opt-out?!)) and PEAs. Management informed Council that at the beginning of the process, licensees are requested to advise whether they opt-in or opt-out.</p>	<p>Cllr [REDACTED]</p>

No.	Action Item	Person Responsible
	<p>21.4. Council expressed that proper copy edits be done to the document given that it is going to be most likely very scrutinised.</p> <p>21.5. Council sought clarity regarding the breakdown of PEBs included in the report</p> <p><u>Resolution by Council:</u></p> <p>21.6. Council recommended for a section to address the issues raised in relation to dealing with independent candidates, section will cover the amended regulations on municipality elections pollical advertisement. Management informed Council that it will insert a paragraph in the beginning to indicate that the Authority undertook to amend the regulations to cover independent candidates.</p> <p>21.7. Council resolved to approve the submission, subject to the above-mentioned inputs.</p> <p>The submission was approved.</p>	
<p>22.</p>	<p>Amendment of the Numbering Plan Regulations</p> <p>Cllr [REDACTED] and Manager: Numbering presented the submission:</p> <p>22.1. The purpose of the submission dated 14 March 2023 was to request the Council to approve the amendment of the Numbering Plan Regulations (“the Regulations”), dated 24 March 2016, Government Gazette No. 39861, as amended.</p> <p><u>Recommendation to Council:</u></p> <p>22.2. It was recommended that the Council of the Authority approves the publication of the Numbering Plan Regulations Amendment.</p> <p><u>Comments made:</u></p> <p>22.3. Council requested that proper editing and formatting of the regulations be done before publishing.</p> <p>22.4. Management informed Council that the issue of audit has been dealt with by this current amendment. A standard methodology has been set using the new numbering system, to be applied by</p>	<p>Cllr [REDACTED]</p>


No.	Action Item	Person Responsible
	<p>the operators across the board, in order to ensure that the Authority is able to manage process in terms of what is used, what is not being used, what goes into circulation, what is to be used in the future.</p> <p><u>Resolution by Council:</u></p> <p>22.5. Council resolved that additional information regarding fees (section 68(7) of the ECA) be inserted.</p> <p>22.6. Council resolved to approve the submission, subject to the implementation of the above-mentioned inputs.</p> <p>The submission was approved.</p>	
<p>23.</p>	<p>Approval of Findings Document and Position Paper on the Optimisation of the Frequency Modulation Sound Broadcasting Band for Publication in the Government Gazette</p> <p>Cllr [REDACTED] and Manager: Broadcasting Frequency Coordination presented the submission:</p> <p>23.1. The purpose of the submission dated 01 March 2023 was to request Council to:</p> <p>23.1.1. Approve the Findings Document and Position Paper on the Optimisation of the Frequency Modulation ("FM") Sound Broadcasting band;</p> <p>23.1.2. Approve the publication in the Government Gazette and on the Independent Communications Authority of South Africa's ("the Authority") website, the Findings Document and Position Paper on the Optimisation of the Frequency Modulation ("FM") Sound Broadcasting band; and</p> <p>23.1.3. Approve the letter to the Minister, communicating the outcome of the Optimisation of the GE-84.</p> <p><u>Recommendation to Council:</u></p> <p>23.2. It was recommended that Council to:</p>	<p>Cllr [REDACTED]</p>

No.	Action Item	Person Responsible
	<p>23.2.1. Approve the Findings Document and Position Paper on the Optimization of the Frequency Modulation ("FM") Sound Broadcasting band;</p> <p>23.2.2. Approve the publication in the Government Gazette and on the Independent Communications Authority of South Africa's ("the Authority") website, the Findings Document and Position Paper on the optimisation of the Frequency Modulation ("FM") Sound Broadcasting band; and</p> <p>23.2.3. Approve the letter to the Minister, communicating the outcome of the optimisation of the GE-84.</p> <p><u>Resolution by Council:</u></p> <p>23.3. Council resolved that the letter to the Minister be corrected (addressed to new Minister).</p> <p>23.4. Council resolved to approve the submission.</p> <p>The submission was approved.</p>	
24.	<p>Amendment Regulations for the Standard Terms and Conditions for Individual Licences and Reasons Document</p> <p>Cllr [REDACTED] and the Manager Service Broadcasting presented the submission:</p> <p>24.1. The purpose of the submission dated 01 March 2023 was to recommend that Council approves the attached amendment Regulations and accompanying Reasons Document on the Standard Terms and Conditions for Individual Licences, for publication in the Government Gazette.</p> <p><u>Recommendation to Council:</u></p> <p>24.2. It was recommended that Council approves the attached amendment Regulations and Reasons Document on the Standard Terms and Conditions for Individual Licences for publication in Government Gazette.</p>	Cllr [REDACTED]

No.	Action Item	Person Responsible
	<p><u>Comments made:</u></p> <p>24.3. Council was requested to approve that a letter to the Minister be sent out (although not included in the pack).</p> <p><u>Resolution by Council:</u></p> <p>24.4. Council resolved to approve that a letter be sent to the Minister.</p> <p>24.5. Council resolved to approve the submission.</p> <p>The submission was approved.</p>	
25.	<p>Removal of irregular expenditure incurred in respect of ICASA Bid 24/2017</p> <p>The Risk and Compliance Management Specialist presented the item:</p> <p>25.1. The purpose of the submission [REDACTED]</p> <p>[REDACTED]</p> <p>[REDACTED]</p> <p>[REDACTED]</p> <p>[REDACTED]</p> <p>[REDACTED]</p> <p>[REDACTED]</p> <p>[REDACTED]</p> <p><u>Recommendation to Council:</u></p> <p>25.2. It was recommended that Council [REDACTED]</p> <p>[REDACTED]</p> <p>[REDACTED]</p> <p>[REDACTED]</p> <p>[REDACTED]</p> <p><u>Comments made:</u></p> <p>25.3. Council expressed [REDACTED]</p> <p>[REDACTED]</p> <p>[REDACTED]</p> <p>[REDACTED]</p> <p>[REDACTED]</p> <p>[REDACTED]</p>	<p>CEO / Executive: LRCCC</p>

No.	Action Item	Person Responsible
	<p>25.4. Council expressed that [REDACTED]</p> <p>25.5. Council sought clarity [REDACTED]</p> <p>25.6. Council expressed [REDACTED]</p> <p>25.7. Management clarified [REDACTED]</p> <p><u>Resolution by Council:</u></p> <p>25.8. Council resolved [REDACTED]</p> <p>25.9. Council resolved that the [REDACTED]</p> <p>The submission was deferred.</p>	

No.	Action Item	Person Responsible
26.	<p>Removal of Various Irregular Expenditures Incurred During Tenure Former CEO [REDACTED]</p> <p>The submission was deferred. Similar approach with item 25.</p>	CEO / Executive: LRCCC
27.	<p>General</p> <p>27.1. Forum for Regulatory Engagement – deferred.</p>	Acting: Chairperson
28.	<p>Date of next meeting</p> <p>The Chairperson reminded Councillors of next meetings being on the 28th and 31st March.</p> <p>Chairperson also reminded Councillors of the visit by the PPCC to Gauteng on the 29th March.</p>	Acting: Chairperson
29.	<p>Closure</p> <p>The Chairperson thanked all who were present at the meeting and declared the meeting adjourned at 15:55.</p>	Council

Signed:  _____

Date: 2023-03-29 _____

Dr Charley Lewis
(Acting Chairperson)