



**MINUTES OF A SPECIAL MEETING OF COUNCIL**

<b>Date</b>	28 May 2024	
<b>Time:</b>	09:00	
<b>Venue:</b>	Virtual: Microsoft Teams	
<b>Present</b>	██████████	Chairperson
	██████████	Councillor
	██████████	Councillor
	██████████	Councillor
	██████████	Councillor
	██████████	Councillor
	██████████	Councillor
	██████████	Councillor
	██████████	Councillor
	██████████	Councillor
<b>By Invitation</b>	██████████	CEO
	██████████	CFO
	██████████	CAE
	██████████	Executive: LCCC
	██████████	Acting Corporate Secretary
	██████████	Secretariat Officer
	██████████	Graduate Intern, Council
	██████████	
<b>Partial Attendees</b>	██████████	Acting CCC Co-ordinator
	██████████	Acting Executive: Licensing and Compliance Division
	██████████	Manager: Communications
	██████████	
<b>Apologies</b>	██████████	Councillor
	██████████	Corporate Secretary
	██████████	

No.	Action Item	Person Responsible
1.	<p><b>Opening and apologies</b></p> <p>1.1. The Chairperson declared the meeting open at 09:00 and welcomed all present.</p> <p><u>The following apologies were noted:</u></p> <p>1.2. Councillor [REDACTED] was on annual leave.</p> <p>1.3. The Corporate Secretary was on annual leave.</p> <p>1.4. [REDACTED]</p> <p><b>The opening and apologies were noted.</b></p>	Chairperson
2.	<p><b>Ratification of agenda</b></p> <p><b>The agenda was approved as presented.</b></p>	Council
3.	<p><b>Declaration of interest</b></p> <p>No conflict of interest was noted.</p>	Council
4.	<p><b>CCC Recommendations in the matter of the MMA v SABC</b></p> <p><b>CIlr Mushi, as one of the Council representatives in the CCC, presented the submission.</b></p> <p>4.1. The purpose of the submission dated 27 May 2024, was to table the recommendations of the Complaints and Compliance Committee ("CCC") in the matter between Media Monitoring Africa ("MMA"), SOS Support Public Broadcasting Coalition ("SOS") and Campaign for Free Expression ("CFE") and the South African Broadcasting Corporation SOC Ltd ("SABC").</p> <p><u>Recommendation to Council:</u></p> <p>4.2. The CCC recommended that Council should dismiss the complaint.</p> <p><u>Comments made by Council:</u></p> <p>4.3. Council enquired if there are strict timelines for Council to deal with complaints lodged in relation to the national and provincial elections. Council was advised that in terms of Regulation 7(1) of the</p>	Councillor [REDACTED]

No.	Action Item	Person Responsible
	<p>National and Provincial Elections Broadcasting Regulations, 2014, as amended (the "Elections Regulations"), an aggrieved individual may lodge a complaint with the CCC within 5 days of such a broadcast and further that, in terms of Regulation 6 of the CCC Regulations, such a matter must be treated as urgent.</p> <p>4.4. Council was informed that following the conclusion of the national elections, the elections monitors would be reviewing all the elections broadcasting content to ensure that all the parties involved complied with the regulations. Non-compliant parties would be reported to the CCC by the Licensing and Compliance Division.</p> <p>4.5. Council requested that the CCC Coordinator should align the Council submission memorandum with the CCC judgement, specifically section (a) - (f) of the memorandum.</p> <p>4.6. Council sought clarity regarding the definition of <i>locus standi</i>. Council was informed that <i>locus standi</i> is the Latin term for a right to bring a matter before a court or a tribunal. Council resolved that the use of Latin should be avoided and further that in instances where Latin is used, there should be footnotes used to explain the Latin terms.</p> <p><u>Resolution of Council:</u></p> <p>4.7. Council resolved to approve the recommendation.</p> <p><b>The submission was approved.</b></p>	
5.	<p><b>CCC Recommendations in the matter of [REDACTED] v SABC</b></p> <p>Cllr [REDACTED] as one of the Council representatives in the CCC, presented the submission.</p> <p>5.1 The purpose of the submission dated 27 May 2024 was to table the recommendations of the CCC in the matter between [REDACTED] versus the South African Broadcasting Corporation SOC Ltd ("SABC").</p> <p><u>Recommendation to Council:</u></p>	Councillor [REDACTED]

No.	Action Item	Person Responsible
	<p>5.2 The CCC recommended that Council should dismiss the complaint.</p> <p><u>Comments made by Council:</u></p> <p>5.3 Council requested that paragraph (f) of the Council submission memorandum should in future be assessed properly, as it may not always be possible for a Licensee to remedy alleged non-compliance before the latter has been confirmed by the CCC and Council.</p> <p>5.4 Council resolved that there should be training in future for Licensees to ensure that their compliance officers know and understand the Elections Regulations as a measure to prevent or reduce complaints of this nature.</p> <p>5.5 Council sought to take caution against potential censorship, in the sense that there will always be unpopular views during elections but Council should not tolerate the advancement of reasons which seek to censor "unpopular conversations" during the elections period.</p> <p>5.6 Council resolved that there should be a workshop on the Elections Regulations to identify areas which require improvement for the next election period.</p> <p><u>Resolution of Council:</u></p> <p>5.7 Council resolved to approve the recommendation.</p> <p><b>The submission was approved.</b></p>	
6.	<p><b>Closure</b></p> <p>The Chairperson thanked all who were present at the meeting and declared the meeting adjourned.</p>	Chairperson

Signed:   
Mothibi Ramusi  
(Chairperson)

Date: 18 June 2024