



# **MOTSWEDING FM ANNUAL COMPLIANCE REPORT**

**MARCH 2018**

## **2016/17 ANNUAL REPORT**

### **SOUTH AFRICAN BROADCASTING CORPORATION (SABC) BROADCASTING AS MOTSWEDING FM**

**Licence Period: 18 December 2008 - 17 December 2018**

#### **1. PREFACE**

The Independent Communications Authority of South Africa (the Authority) has a statutory mandate in terms of the Constitution<sup>1</sup>, the ICASA Act<sup>2</sup>, the Electronic Communications Act<sup>3</sup> (ECA) and the Broadcasting Act<sup>4</sup> to regulate broadcasting activities in South Africa in the public interest. One of the Authority's main tasks is to ensure compliance by broadcasters with the terms and conditions of their Licence<sup>5</sup> and any relevant legislation and regulations.

The report is intended to give an account of Motsweding FM's performance for the 2016/2017 financial year. Aspects of compliance that are measured comprise of the Geographic Coverage Area, Language(s), Format, Local Content Obligations, General Programming Obligations, News and Current Affairs, Training and Skills Development Obligations, Finances, South African Music Content Regulations, Regulations Regarding Standard Terms and Conditions and Universal Service and Access Fund Regulations.

#### **2. BACKGROUND**

Motsweding FM holds an Individual Broadcast Service Licence of the South African Broadcasting Corporation (SABC). The radio station's mandate is to provide a full spectrum service to its audience. Motsweding FM broadcasts from the studios situated at radio Park, Henl y Road, Auckland Park, Johannesburg and from the SABC North West, Albert Luthuli Drive, Mafikeng. According to the Broadcast Research Council of South Africa, the listenership figures for the last quarter of the period under review was 2 510 000<sup>6</sup>.

Motsweding FM is accessible to its audience on the frequencies specified in the radio frequency spectrum licence<sup>7</sup> granted to it by the Authority. Motsweding FM has Radio Data System (RDS) identification as Motsweding FM. The signal distribution service is conducted by Sentech (Pty) Ltd.

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<sup>1</sup> The Constitution of the Republic no 108, 1996

<sup>2</sup> ICASA Act no 13, 2000 as amended

<sup>3</sup> Electronic Communications Act no 36, 2005

<sup>4</sup> The Broadcasting Act no 4 of 1999

<sup>5</sup> Appendix A: Broadcasting Service Licence

<sup>6</sup> <http://www.brcsa.org.za/brc-ram-radio-listening-jul-16-dec-16-oct-16-mar-17/>

<sup>7</sup> Appendix B: Frequency Spectrum Licence

### **3. COMPLIANCE ASSESSMENT**

#### **3.1. Ownership and Control**

Clause 1.2 of the licence stipulates as follows:

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

Clause 1.2 of the licence stipulates that the shareholders are as follows:

"Shareholders: The State: 100%"

Clause 1.3 of the licence stipulates that:

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

Motsweding FM forms part of the public service of the SABC which is 100% owned by the state.

**The Licensee was found to be in compliance with the above clauses.**

#### **3.2. Geographic Coverage**

Clause 2 of the schedule to the licence prescribes that:

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

According to the radio frequency spectrum licence, the radio station's coverage areas are: North-West, Limpopo, Free State, Gauteng and Northern Cape.<sup>8</sup> The Licensee confirms that its coverage area is as defined in its radio frequency spectrum licence.

**The Licensee was found to be in compliance with clause 2 of its licence.**

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<sup>8</sup> Ibid

### **3.3. Language(s)**

Clause 3 of the schedule to the licence stipulates for Motsweding FM to broadcast in:

*"Principal Language: Setswana".*

The recordings monitored for the period under review revealed that Motsweding FM broadcasts its service using Setswana as the principal language. A minimal percentage of English usage was identified, especially during news broadcasts and interviews.

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

### **3.4. Format**

Clause 4.1 of the schedule to the licence provides that:

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

Clause 4.2 stipulates that:

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

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

**The Licensee was found to be in compliance with clauses 4.1 and 4.2 of its licence.**

### **3.5. Local Content Obligations**

Clause 5 of the schedule to the licence prescribes that:

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

*5.1 different genres; and*

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

The SABC submitted its quarterly reports for the period under review. The reports are reflective of a week's sample for each quarter. The SABC is of the view that it is unlikely that programming would change in a week.

The figures below show a breakdown of Motsweding FM's compliance with the quotas set out by the Authority. The figures were verified during the Authority's monitoring exercise from the recordings submitted by the radio station for the period under review.

#### **First Quarter April – June 2016**

<b>Content/ Genre</b>	<b>ICASA Quota (Minutes Daily/Weekly)</b>	<b>Motsweding FM's submission (Minutes Daily/Weekly)</b>	<b>Motsweding FM's Compliance (%)</b>
News	60 min (Daily)	138 min (Daily)	230%
Current Affairs	60 min (Daily)	102 min (Week Days) 64 min (Saturdays) 65 min (Sundays)	170% 107% 108%
IKB	180 min (Weekly)	2847 min (Weekly)	1582%
Education	300 min (Weekly)	585 min (Weekly)	195%
Children	60 min (Weekly)	87 min (Weekly)	145%
Drama	150 min (Weekly)	141 min (Weekly)	94%

#### **Second Quarter July – September 2016**

<b>Content/ Genre</b>	<b>ICASA Quota (Minutes Daily/Weekly)</b>	<b>Motsweding FM's submission (Minutes Daily/Weekly)</b>	<b>Motsweding FM's Compliance (%)</b>
News	60 min (Daily)	120 min (Daily)	200%
Current Affairs	60 min (Daily)	120 min (Week Days) 60 min (Saturdays) 60 min (Sundays)	200% 100% 100%
IKB	180 min (Weekly)	3040 min (Weekly)	1689%
Education	300 min (Weekly)	525 min (Weekly)	175%
Children	60 min (Weekly)	88 min (Weekly)	147%
Drama	150 min (Weekly)	166 min (Weekly)	111%

### Third Quarter October – December 2016

<b>Content/Genre</b>	<b>ICASA Quota</b> (Minutes Daily/Weekly)	<b>Motsweding FM's</b> <b>submission</b> (Minutes Daily/Weekly)	<b>Motsweding FM's</b> <b>Compliance (%)</b>
News	60 min (Daily)	120 min (Daily)	200%
Current Affairs	60 min (Daily)	99 min (Week Days) 60 min (Saturdays) 60 min (Sundays)	165% 100% 100%
IKB	180 min (Weekly)	3107 min (Weekly)	1726%
Education	300 min (Weekly)	445 min (Weekly)	148%
Children	60 min (Weekly)	80 min (Weekly)	133%
Drama	150 min (Weekly)	163 min (Weekly)	109%

### Fourth Quarter January – March 2017

<b>Content/Genre</b>	<b>ICASA Quota</b> (Minutes Daily/Weekly)	<b>Motsweding FM's</b> <b>submission</b> (Minutes Daily/Weekly)	<b>Motsweding FM's</b> <b>Compliance (%)</b>
News	60 min (Daily)	110 min (Daily)	183%
Current Affairs	60 min (Daily)	104 min (Week Days) 60 min (Saturdays) 60 min (Sundays)	173% 100% 100%
IKB	180 min (Weekly)	2935 min (Weekly)	1630%
Education	300 min (Weekly)	388 min (Weekly)	129%
Children	60 min (Weekly)	84 min (Weekly)	140%
Drama	150 min (Weekly)	165 min (Weekly)	110%

The above quarterly submissions indicate compliance by Motsweding FM with the set quotas during the 2016/17 fiscal year.

### 3.6. General Programming Obligations

The following sections outline the findings on Motsweding FM's performance based on the monitored recordings for the period under review.

#### 3.6.1. General

Clause 6.1.1 of Motsweding FM's licence conditions stipulates that:

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

The SABC's editorial policy stipulates that:

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

Motsweding FM broadcasts "Seikokotlelo", "Setlhoeng sa Tumelo" and "Rorisang" every Sunday. The programmes include devotion, gospel music and motivational discussions involving different South African cultural and religious denominations.

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

Clause 6.1.2 of the licence stipulates that:

*"The Licensee shall take reasonable steps to provide programming that reflects the cultural and traditional needs of the audience".*

Motsweding FM's target audience is primarily the Setswana speaking people. The Authority's monitoring revealed that the radio station's programme content is reflective of the cultural and traditional needs of its audience.

"Ragoga Gee", "Resemeletse" and "Kopa dilalelo" are some of the programmes identified that are more reflective of the Setswana cultural and traditional needs. The programmes involve discussions on cultural and traditional topics with experts from different disciplines.

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

Clause 6.1.3 of the licence stipulates that:

*"The Licensee shall, during the South African Performance period, provide programme material that caters and has due regard for the interests of all sectors of South African society and shall provide programming on health related issues, gender issues relevant to all age groups".*

Motsweding FM's programme content is made up of a variety of material that caters for the interest of all South Africans and also covers a wide range of social, economic and political issues such as professions for disabled people, health and social welfare.

During the programme, "Ragoga gee" one of topics discussed was how women deal with their unemployed partners and what support can they offer them to improve their self-esteem and self-worth. A psychologist, Ms. Matshidiso "Tshidi" Monaledi was invited to provide some insight and advice on what to do to ensure a healthy relationship in a situation where a male partner is unemployed.

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

### **3.6.2. News and Current Affairs**

Clause 6.2.1 of the licence stipulates that:

*"The Licensee shall broadcast at least sixty (60) minutes of news programming each day during the South African performance period".*

The Licensee submitted that it broadcasts an average of hundred and thirteen (113) minutes of news per day during the South African performance period during the period under review.

The following were among the news stories covered. All the news bulletins are broadcast in Setswana:

- *"Monnasetilo wa bosetshaba wa lekoko la Economic Freedom Fighters (EFF), Advocate Dali Mpofu, o ne a le kwa Esatern Cape go ngokela lekoko la bone batlhopi. O ne a stene kopanon le maloko a lekoko le baagi kwa holong ya baagi ya Nolizwe Mpeta kwa Zwelitsha gaufi le King Williamstown";*
- *"Tonakgolo ya kwa India, Narendra Modi, o solofetswe go etela Aforika Borwa bekeng e e tlang. Loeto leno le solofetswe go tlhagolela tsela go okediwa ga dipeeletso magareng ga dinaga ka bobedi";*
- *"Bangladesh e simolola malatsi a yona a le mabedi a kutlobotlhoko morago ga tlhaselo ya setlhopa sa bo-ntwa-dumela sa Islamic State kwa lebenkeleng lengwe kwa Dakar e kwa go yona go tlhokafetseng batho ba le masome-a-mabedi";*
- *"Ntlhopeng wa maemo a boporesidente kwa Amerika wa lekoko la Democratic, Hillary Clinton, o tsobogetse go botsolotswa ga gagwe ke FBI ka ga go dirisa e-mail ya gagwe ya poraefete ka nako ya fa ene ele tona ya merero ya ditshaba. Clinton a re ga a dira*



*sepe se se phoso, mme o dirisitse e-mail ya gagwe ya poraefete ka ntlha ya fa a ne a e fitlhelela bonolo”;*

- *“Moporesidente wa kwa Senegal, Macky Sall, o rebotse taelo e e potlakileng ya gore ban'aba ba kopang dithuso kwa mebileng ba tlosiwe kwa mebileng. A re boa ba romelang bana go kopa thuso kwa mebileng ba tlile go othlaiwa le go kolopelwa kwa kgolegelong”; and*
- *“Mokgatlho wa DA o tsobositse moporesidente Jacob Zuma gore o gaufi le ko felelwa ke mabaka a go tla go lebanwa ke molao. Sebueledi sa merero ya bosiamisi sa DA, Glynnis Breytenbach, a re lekoko morago ga ditlhopo le tlile go batla gore moporesidente a manegiwe ka ditatofatso di le makgolo a supa masome a robedi le borataro tsa magatwe a bogwenegwene.*

The monitoring exercise revealed that the radio station broadcasts news bulletins every hour on the hour from 05h00 to 20h00 and headlines every half hour. The news bulletins last for approximately five (5) minutes. The Licensee broadcast approximately seventy-five (75) minutes of news daily during weekdays and approximately sixty (60) minutes on weekends during the South African performance period.

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

Clause 6.2.2 of the licence stipulates that:

*“The Licensee shall broadcast at least sixty (60) minutes of current affairs programming each day during the South African Performance Period”.*

The quarterly reports submitted by the SABC for the period under review indicate that the radio station broadcasts an average of five hundred and five (505) minutes of current affairs programming on weekdays and an average of sixty (60) minutes on Saturdays and Sundays during performance period.

The monitoring exercise revealed that the radio station broadcasts two current affairs programmes every weekday, in the morning from 06h00 to 07h00 during “Boresetse” and in the evening from 18h00 to 19h00 on “Tsele le tsele”. The radio station also has a current affairs programme called “Itlhabe Botlhale” on weekends from 13h00 to 14h00.

The radio station's current affairs programmes involve interviews, live field reports, phone-ins and analysis of matters of public interest and broadcast for sixty (60) minutes each. Setswana was a predominant language of broadcast, interspersed with English.

The Current Affairs items monitored include the following items:

- *"Ikonomi ya Afrika Borwa e latlhegetswe ke ditiro di le dikete di le lesome le botlhanano mo kotareng ya ntlha monongwaga. Seno ke go ya ka pegelo e e rebotsweng ke setheo sa dipalopalo (StatsSA) tse di supang fa maphate otlhe a ikonomi a latlhegetswe ke ditiro";*
- *Komisi e ikemetseng ya ditlhopo (IEC) mono North West e tla simolola gape ka tsamaiso ya go tlotlhomisa diaterese tsa batlhopi mo lenaaneng la batlhopi kwa bomasepaleng ba Tlokwe le Ventersdorp mo porofeseng. Komisi e simolotse lekgetlho lantlha ka go tlotlhomisa diaterese kwa dokgaolong tseno dibeke di le pedi tse di fetileng"; and*
- *Lekoko la Democratic Alliance le ne la tlhoma lekwalo la lona la maikemisetso a ditlhopo ka mokwalo wa brail emo ngwageng wa 2014. Lekoko le le re le totile batho ba ba nang le bogole ba bofofu.*

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

Clause 6.2.3 of the licence stipulates that:

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

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

The SABC's editorial policy<sup>9</sup> stipulates that the licensee must exercise full editorial control in respect of the contents of its programming. The editorial policy further indicates that the licensee endeavours to meet the highest standards of journalistic professionalism. Further, the policy stipulates fair, unbiased and impartial coverage independent from government,

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<sup>9</sup> Appendix C: SABC Editorial Policy

commercial or other interference. Furthermore, its news and programming content should include matters of international, national, regional and local significance.

The monitoring exercise revealed that Motsweding FM's broadcasts matters of international national, regional and local significance. In its current affairs broadcast, the radio station provides an opportunity for the public to receive different points of view on matters of public concern (See 6.2.1 and 6.2.2 above).

The SABC's Editorial Policies form part of the SABC's Charter and monitoring of Motsweding FM's news and current affairs programmes for the period under review demonstrated compliance with clause 6.2.3 of its licence and the Charter as contained in the Broadcasting Act of 1999.

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

### **3.6.3. Programming targeted at Children**

Clause 6.3.1 of the licence stipulates that:

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

The quarterly reports submitted by the SABC for the period under review indicate that the radio station broadcast an average of eighty-five (85) minutes of programming targeted at children during the South African performance period on weekdays and weekends.

The monitoring exercise revealed that Motsweding FM broadcasts approximately twenty (20) minutes of children's programming per day during week days and fifteen minutes on weekends. The Licensee broadcasts approximately hundred and fifteen (115) minutes per week.

A programme called "Mantlwane" was identified during weekdays between 09h20 and 09h30. The programme includes story-telling and poetry and provides advice on a variety of subjects to children. The "Nal'ibali" reading-for-enjoyment campaign was identified in the monitored recordings. The programme is aimed at helping spark children's potential through storytelling, reading and reading clubs. The programme is broadcast during weekdays and it runs for approximately ten (10) minutes.

Another children's programme, "Bana ba Motsweding", was monitored. The programme focused on Grade 1: Foundation Phase education. The programme's duration is

approximately ten (10) minutes. Sekolo sa Sontaga is broadcast between 06h20 and 06h35 broadcast every Sunday, one of the topics discussed was about respect and humility.

The Licensee broadcasts a series of programmes targeted at children on a daily basis for a period exceeding one (1) hour per week.

**The Licensee was found to be in compliance with clause 6.3.1 of its licence.**

Clause 6.3.1 of the licence stipulates that:

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

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

"Early Childhood Development" and "Takalani Sesame" are part of the SABC's educational programmes aimed at providing children with informal education. The programmes are broadcast daily (Monday to Friday) from 10h20 to 10h30.

The programmes include formal and informal educational material for children between ages of nought (0) to six (6) and seven (7) to twelve (12) years respectively. The programmes are made from a child's perspective.

**The Licensee was found to be in compliance with clause 6.3.1 of its licence.**

#### **3.6.4. Educational Programming**

Clause 6.4 of the licence stipulates that:

*"The Licensee should broadcast at least five (5) hours of educational programming per week within the South African performance period".*

The SABC's quarterly reports indicate that the radio station broadcasts an average of four hundred and eighty-five (485) minutes of educational programmes per week during the period under review. The programme involves informal educational material for children.

The monitoring exercise confirmed that Motsweding FM broadcasts more than five (5) hours of educational programmes per week within the South African Performance Period.

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

### **3.6.5. Drama**

Clause 6.5 of the licence stipulates that:

*"The Licensee shall broadcast at least two and half (2½) hours of drama per week within the South African performance period".*

The SABC's quarterly reports indicate that the radio station broadcasts a minimum of hundred and fifty-nine (159) minutes of drama per week during the period under review.

The monitoring exercise revealed that Motsweding FM broadcasts the following drama series "Seboloke", twice every weekday and a full week's omnibus is broadcast on Sundays. The monitoring exercise confirmed that Motsweding FM plays more than two and half (2½) hours of drama per day during weekdays.

**The Licensee was found to be in compliance with the above requirement during the period under review.**

### **3.6.6. Informal Knowledge-building**

Clause 6.6 of the licence stipulates that:

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

The SABC's quarterly reports indicate that the radio station broadcasts an average of more than two thousand nine hundred and eighty-two (2 982) minutes of Informal Knowledge-building programmes per week during performance period.

The Authority's monitoring exercise revealed that the radio station broadcasts Informal Knowledge-building programmes. The following are amongst the programmes identified:

- "Resemeletse" which is broadcast between 10h00 and 14h00;
- "Kopa Dilalelo" which is broadcast from Monday until Thursday between 20h00 and 24h00.

The programmes involve discussions on a variety of topics of social, economic and political importance.

One of the programmes monitored included medical advice on the benefits and dangers of taking traditional and scientific medication simultaneously by people living with HIV/AIDS.

More than three (3) hours of Informal Knowledge-building programming was monitored per week during the period under review.

**The Licensee was found to be in compliance with 6.6 of the licence.**

### **3.7 Training and Skills developments Obligations**

Clause 7 of the schedule to Motsweding FM's licence stipulates that:

*"7.1 The Licensee must adopt and implement equal opportunity employment Practice."*

*"7.2 The Licensee must ensure that its management and staff are representative of South African society and that its human resource policies take into account the development of managerial, production, technical and other skills and expertise, particularly with regard to the historically disadvantaged persons."*

*7.3 The Licensee shall endeavour to achieve fair and reasonable participation by historically disadvantaged persons with respect to:*

- (a) its management and control structures*
- (b) skills development*
- (c) enterprise development; and*
- (d) procurement"*

The SABC submitted a training and skills development report indicating that its management and staff is representative of South African society. Further, for the period under review there was reasonable participation by historically disadvantaged people with respect to its management and skills development.

The SABC ensured that the learning and development needs are strategically aligned to business needs so as to bring about positive business impact and increases in the productivity level at large.<sup>10</sup>

According to the Licensee's report on its Annual Employment Equity and Skills Development plan, the Licensee strives for the creation of an "equitable working environment, in which the dignity of all individuals is respected and the diversity of all employees are valued." In this report, the SABC further advances that at least 86% of their overall staff complement are Black people; while 78% of its management are people from historically disadvantaged backgrounds.

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<sup>10</sup> Appendix D: Training and Skills Report

The Licensee submits that it has exceeded most of the quotas prescribed by licence conditions. However, the Licensee submits that it is unable to reach their 50% target of females in the organisation. The Licensee fell short by less than 1% from reaching this target as it is currently sitting on 49.14%. Although 78% of females in management are black.

The Licensee further submits that it intends to adhere to its BBBEE obligations and remains committed to contributing to the growth of the South African Economy through the empowerment of previously disadvantaged individuals.

*"7.4 The Licensee must, within thirty (30) days of the end of each financial year, provide the Authority the written information regarding its compliance with the above requirements."*

The Licensee submitted its Training and Skills Development Plan to the Authority for the period under review.

**The Licensee has complied with its training and skills developments obligations.**

### **3.8 Provisions of Audited financial statements**

Clause 8 of the schedule to Motsweding FM's licence stipulates that:

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

The Licensee submitted its Audited Financial Statements for the 2016/2017 financial year within the stipulated timeframe.

**The Licensee has complied with clause 8 of the schedule to its licence.**

## **4. REGULATIONS**

### **4.1 Code for Persons With Disabilities**

Clause 3.1 (a) of the Code For Persons With Disabilities as published in the *Government Gazette, no 30441*, 7 November 2007, states that:

*"Broadcasting service licensees must ensure that their services are made available and are accessible to people with disabilities".<sup>11</sup>*

Clause 3.1 (c) states that:

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

During the period under review, the Licensee conducted the SABC National Disability Committee quarterly meetings to monitor and evaluate progress against its Disability mainstreaming objectives. The Licensee also commemorated and hosted the International Disability Day in the form of Leadership awareness breakfast session to challenge leadership to understand and create disability awareness. The following were some of the disability awareness campaigns hosted by the Licensee:

- National Bind Buddy Day;
- Albinism Awareness;
- Deaf Awareness; and
- Casual day.

The Licensee further conducted verifications of all declared disabilities and identification of reasonable accommodation needs, as well as participation in career exposure initiatives for scholars with disabilities.

The SABC also reported that Employees with disabilities represent 2.13% of the entire workforce as some employees left the organisation and thus the organisation met its target of 2%. It further reported that 77% of all employees with disabilities are white and 60% are female.

Producers are encouraged to establish relationships with organisations for people with disabilities to use for content when the need arises.

**The Licensee complies with the Code For Persons With Disabilities.**

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<sup>11</sup> Appendix E: Code of People with Disabilities



## **4.2 Compliance Procedure Manual – Form 12A**

The Licensee is required, in terms of the Compliance Procedure Manual Regulations, to submit a Form 12A<sup>12</sup> which reports on all complaints received during each financial year. In April 2017, the SABC submitted its complaints report in accordance with the Regulations regarding the Code of Conduct for Broadcasting Service Licensees.

The Licensee is a member of the National Association of Broadcasters ("NAB") and complaints in relation to the Code of Conduct by Broadcasters are administered by the Broadcasting Complaints Commission of South Africa ("BCCSA").

## **4.3 South African Music Content Regulations<sup>13</sup>**

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

*"All public service radio stations must play a minimum 40% South African music content during the South African performance period".*

The Licensee submitted that, for the period under review, it has played an average of 97% of South African music.

The monitoring exercise confirmed that Motsweding FM exceeded the required South African Music content during the period under review.

The radio station plays a wide variety of music genres from Kwaito, RnB, Rock, Hip Hop, House, Gospel and cultural music. The local music played by the radio station includes among others: Monotone, Madiradilo Cultural Group, The Truth, Caiphus Semenya, Mariam Makeba, TK featuring Twistyle, TKZee and Unathi.

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

## **4.4 Regulations regarding Standard Terms and Conditions for Individual Broadcasting licences**

During the year under review, the Authority did not identify any non-compliance by the Licensee with the standard terms and conditions for individual licensees.

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<sup>12</sup> Appendix F: Compliance Procedure Manual – Form 12A

<sup>13</sup> Appendix G: SA Music Content Regulations

#### **4.5 Regulations in respect of the Prescribed Annual Contributions of Licensees to the Universal Service and Access Fund<sup>14</sup>**

Regulation 3 of the USAF Regulations provides that:

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

The Licensee paid its annual contribution to the USAF subsequent to negotiations with the MDDA to pay the USAF in two instalments and duly submitted proof to the Authority. The Licensee received confirmation of payment in the form of a Section 18A certificate from the MDDA. The SABC's financial year end is March.

#### **4.6 General Licence Fees Regulations**

Regulation 4(b) of General Licence Fees Regulations<sup>15</sup> provides for the exemption of Individual Licences of the Public Broadcasting Services.

Motsweding FM as part of Public Broadcasting Services is exempted from paying licence fees.

### **5. CONCLUSION**

Motsweding FM has, for the period under review, complied with the requirements as set out in its licence, relevant legislation and regulations.

### **6. TERMS OF REFERENCE**

Appendix A: Motsweding FM's broadcasting service licence;  
Appendix B: Motsweding FM's frequency spectrum licence;  
Appendix C: SABC's Editorial Policy;

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<sup>14</sup> Appendix H: USAF Regulations

<sup>15</sup> Appendix I: General Licence Fees Regulations

Appendix D: Skills Development Report;  
Appendix E: Code of People with Disabilities;  
Appendix F: Compliance Procedure Manual – Forma 12A;  
Appendix G: SA Music Content Regulations;  
Appendix H: USAF Regulations; and  
Appendix I: General Licence Fees Regulations.