



SAFM ANNUAL COMPLIANCE REPORT

MARCH 2018

2016/2017 ANNUAL COMPLIANCE REPORT

SOUTH AFRICAN BROADCASTING CORPORATION (SABC) BROADCASTING AS SA FM

Licence Period: 18 December 2008 – 18 December 2018

1. PREFACE

The Independent Communications Authority of South Africa (ICASA) has a statutory mandate in terms of the Constitution¹, the ICASA², and the Electronic Communications Act³ (ECA) and the Broadcasting Act⁴ to regulate broadcasting activities in South Africa in the public interest. Among the responsibilities of the Authority is to ensure compliance by broadcasting service Licensees with the terms and conditions of their licence and any relevant legislation and/or Regulations.

The purpose of the report is to give an account of SA FM's compliance with the terms and conditions as set out in its licence for the 2016/2017 financial year. Aspects of compliance that are measured comprise of Geographic Coverage, Language, Format, Local Content Obligations, General Programming Obligations, Training and Skills Development Obligations, Finances, South African Music Content Regulations, Universal Service and Access Fund (USAF) Regulations, Code on People with Disabilities and Standard Terms and Conditions Regulations.

2. BACKGROUND

SA FM is an Individual Public Sound Broadcasting Service Licensee of the South African Broadcasting Corporation (SABC). The radio station's mandate is to provide a full spectrum service to the following Provinces: Gauteng, Mpumalanga, Northern Cape, Limpopo, Northwest, Western Cape, Kwa-Zulu Natal, Free State and the Eastern Cape⁵. According to the Broadcast Research Council of South Africa, the listenership figures for the last quarter of the period under review was 148 000.⁶

¹ The Constitution of the Republic no: 108, 1996

² Act no: 13 of 2000 as amended

³ Act no: 36 of 2005

⁴ Act no: 4 of 1999

⁵ Individual Broadcasting Service Licence

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

3. COMPLIANCE ASSESMENT

3.1 Ownership and Control

Clause 1 of the licence provides as follows:

*"Name of the Company/Entity: The South African Broadcasting Corporation"*⁷.

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

"Shareholders: The State – 100%"

Clause 1.3 of the licence states that:

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

SA FM forms part of the public service of the SABC and is 100% owned by the State.

SA FM has complied with clauses 1.2 and 1.3 of its licence.

3.2 Geographic Coverage Area

Clause 2 of the schedule to the licence stipulates that:

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

According to the frequency spectrum licence, the radio station's coverage area is Gauteng, Mpumalanga, Northern Cape, Limpopo, Northwest, Western Cape, Kwa Zulu Natal, Free State and the Eastern Cape Provinces. The Licensee confirms that its coverage area is as defined in its licence.

SA FM has complied with clause 2 of its licence.

3.3 Language (s)

Clause 3 of schedule to the licence stipulates that SA FM's language of broadcast is as follows:

"Principal Language: English".

The monitoring exercise confirmed that SA FM uses English exclusively as its language of broadcast.

⁷ Annexure 6.1: SA FM's broadcasting service Licence

SA FM has complied with clause 3 of its licence.

3.4 Format

Clause 4.1 of the licence conditions stipulates that:

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

Clause 4.2 stipulates that:

"The licensed service shall be full-spectrum service".

SA 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. This was confirmed during the monitoring exercise.

SA FM has complied with clauses 4.1 and 4.2 of its licence.

3.5 Local Content Obligations

Clause 5 of schedule to the licence stipulates 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:

Clause 5.1 the different genres and

Clause 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 5h00 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".

For the period under review, the Licensee submitted its quarterly reports as required by clause 5.2 read with the Compliance Procedure Manual Regulations.

The reports reflect 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 illustrate a breakdown of SA FM's compliance with the quotas set out by the Authority as submitted by the Licensee.

First Quarter April – June 2016 (specifically week 3 of April 2016)

Content/Genre	ICASA Quota (Minutes Daily/Weekly)	SAFM' Provision (Minutes Daily/Weekly)	SAFM's Compliance (%)
News (daily)	60min (daily)	[-] min(Week Days) [-] min (Saturdays) [-] min (Sundays)	[-]% [-]% [-]%
Current Affairs (daily)	60 min (Daily)	1800min(Weekdays) 380min (Sat) 240min (Sun)	3000% 633% 400%
IKB (weekly)	180min (Weekly)	1390min(Weekly)	772%
Educational (weekly)	240min (Weekly)	425min (Weekly)	177%
Children's (Weekly)	60min (Weekly)	110min (Weekly)	183%
Drama (weekly)	150 min (Weekly)	220min (Weekly)	146%

Second Quarter July – September 2016 (specifically week 3 of July 2016)

Content/Genre	ICASA Quota (Minutes Daily/Weekly)	SAFM's Provision (Minutes Daily/Weekly)	SAFM's Compliance (%)
News daily	60min (daily)	[-]min(Week Days) [-] min (Saturdays) [-] min (Sundays)	[-]% [-]% [-]%
Current Affairs (daily)	60min (daily)	1800min (daily) 240min (Sat) 180min (Sun)	3000% 400% 300%
IKB (weekly)	180min (weekly)	1390min (weekly)	772%
Education (weekly)	240min (weekly)	425min (weekly)	177%
Children (weekly)	60min (weekly)	110min (weekly)	183%
Drama (weekly)	150min (weekly)	220min (weekly)	146%

Third Quarter October – December 2015 *(specifically week 3 October 2016)*

Content/Genre	ICASA Quota (Minutes Daily/Weekly)	SAFM's Provision (Minutes Daily/Weekly)	SAFM's Compliance (%)
News daily	60min (daily)	[-]min(Week Days) [-] min (Saturdays) [-] min (Sundays)	[-]% [-]% [-]%
Current Affairs (daily)	60min (daily)	1800min (daily) 180min (Sat) 120min (Sun)	3000% 300% 200%
IKB (weekly)	180min (weekly)	1445min (weekly)	802%
Education (weekly)	240min (weekly)	410min (weekly)	170%
Children (weekly)	60min (weekly)	110min (weekly)	183%
Drama (weekly)	150min (weekly)	235min (weekly)	156%

Fourth Quarter January – March 2017 *(Specifically week 3 of January 2017)*

Content/Genre	ICASA Quota (Minutes Daily/Weekly)	SAFM' Provision (Minutes Daily/Weekly)	SAFM's Compliance (%)
News (daily)	60min (daily)	[-] min(Week Days) [-] min (Saturdays) [-] min (Sundays)	[-]% [-]% [-]%
Current Affairs (daily)	60 min (Daily)	368min(Weekdays) 240min (Sat) 240min (Sun)	613% 400% 400%
IKB (weekly)	180min (Weekly)	1465min(Weekly)	813%
Educational (weekly)	240min (Weekly)	430min (Weekly)	179%
Children's (Weekly)	60min (Weekly)	110min (Weekly)	183%
Drama (weekly)	150 min (Weekly)	220min (Weekly)	146%

The above quarterly information indicates compliance by SA FM with the set quotas during the 2016/2017 fiscal year. However, in their submissions, for the year under review, the Licensee did not include quotas indicating how they complied with news and current affairs output.

The Authority's findings are outlined in the relevant sections below.

3.6 General Programming Obligations

3.6.1 General

Clause 6.1.1 stipulates that:

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

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"⁸.

During the period under review, the monitoring exercise detected Christianity, on SA FM, which caters for the devotional needs of its target audience.

SA FM has complied with clause 6.1.1 of its licence.

Clause 6.1.2 of the licence stipulates that:

"The Licensee shall take responsible steps to provide programming that reflect the cultural and traditional needs of its audience".

"The African Connection" broadcast between 13h05 and 15h00 on Saturdays only. It is the main programme that caters for music in the African continent.

The Presenter on the show narrates stories of different African Artist in the Continent. He also narrates about the history, culture and meaning of the name of the songs played by the Artists. The different countries that he told stories of are Mali, Jamaica, Haiti, Angola, Sierra Leon, Cuba, Congo, Mozambique, Guinea and Tanzania.

The presenter further, narrated the importance of Africans preserving their respective countries' resources like diamond, gold and other resources as they are key for survival. Different languages from the countries mentioned above were also interpreted and the

⁸ Annexure 6.2: An extract on SABC's editorial policy

different belief systems of those countries were discussed on the programme. History of the different countries was also narrated on the programme, like the story of how the slaves from Jamaica to Haiti were traded.

The programme is very informative and rich in history of the African Continent.

SAFM has complied with clause 6.1.2 of its licence.

Clause 6.1.3 further provides as follows:

"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".

The Authority's monitoring exercise confirmed that the Licensee broadcasts programmes that cater for the interests of all sectors of South Africa. Some of the programmes monitored were as follows:

- "Otherwise" broadcast Mondays to Fridays between 13h05 to 14h00 is a women's magazine show which caters for women's needs and other related matters like the "down syndrome" was amongst the topics identified.
- On gender issues, the topic about the neglect of the boy child by society as opposed to the girl child. Issues like gender balance, equality and that domestic violence against women remains a challenge in society and sex change from male to female.

All the above-mentioned programmes are interactive, professional guest speakers like Doctors, Lawyers and Nutritionist, shared their expertise. Government officials also participated. Listeners participated in the programmes by calling in and sharing their views and personal experiences on the subject matter raised in the programmes.

SA FM has complied with clause 6.1.3 of its licence.

3.6.2 News and Current Affairs

Clause 6.2.1 of schedule to 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 monitoring exercise revealed that the Licensee broadcasts seventeen (17) news bulletins each day during the performance period. Each news bulletin lasts for at least six (6) minutes. In total, an average of one hundred and five (105) minutes of news per day was monitored which exceeds the above-mentioned quota.

The following are some of the news excerpts covered:

- *"President Zuma has asked the congregation of the Universal Church to pray for Leaders as they are human and do make mistakes and the Devil is always upon them. This the President said at the Good Friday Celebration of the church at Ellis Park Stadium in Johannesburg."*
- *"Limpopo Traffic Police seized counterfeit cigarettes that is estimated over a million rand on the R101 road outside Bela Bela. Traffic spokesperson Kagiso Mothane said that the cigarette boxes filled the car with only the Drivers space left. Mothane said that the car had a tyre puncture and was escorted by another car and both cars were discovered to be hired from AVIS. The 2 Drivers were arrested and the cars were impounded and Mothane further said that the matter has been handed over to the South African Police Services for further investigations."*
- *"More than 700 vehicles mainly buses are set to be on the N1 from Pretoria to Morija in Limpopo for the Good Friday celebrations of the ZCC church. It is reported that the ZCC Pilgrims will increase on the road."*
- *"The Public Protector will assess a request by the Catholic Churches Dominican Order, that she probe the alleged influence of the Gupta family on the state. The organization wants her to do an investigation of the family, following revelations that the Deputy Finance Minister and a former ANC MP were offered cabinet positions by the family in exchange for executive decisions that favor their business interests."*
- *"President Jacob Zuma has denied newspaper reports that there's a planned cabinet reshuffle. Sunday Independent Newspaper reported that Minister in the Presidency, Jeff Radebe, as well as the Higher Education Minister, the Minister of Trade and Industry, the Economic Development Minister and the Deputy Finance Minister are due to be removed. The SACP also claimed in the*

week that the Trade and Industry Minister faced the chop in what they call a Gupta family inspired cabinet reshuffle."

- *"The Opposition to Urban Tolling Alliance has reiterated its stance that there are alternatives to recuperating money spent on the e-tolling system. The alliance's statements come after the roads agency SANRAL confirmed that civil summons would be issued to Gauteng motorists who had refused to pay their e-toll bills. The alliance's spokesperson, Wayne Duvenage, said they will defend their members if they are summoned to appear in court."*

SA FM has complied with clause 6.2.1 of its licence.

3.6.3 Current Affairs

Clause 6.2.2 of the licence states that:

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

The monitoring exercise revealed that the Licensee broadcasts a variety of current affairs programmes between Mondays to Fridays and two current affairs programmes are broadcast on weekends. The programmes last between 1 to 3 hours on weekdays and weekends which far exceed the quota of sixty (60) minutes stipulated in the licence. The following programmes were monitored:

- *"AM Live" broadcast weekdays in the morning between 06h05 and 08h00;*
- *"The Forum @ 8" broadcast weekdays between 08h00 and 09h00;*
- *"Midday Live" broadcast Monday to Thursday between 12h00 and 13h00;*
- *"PM Live" broadcast Monday to Thursday between 16h00 and 18h00;*
- *"Weekend AM Live" broadcast on weekends between 06h00 and 08h00; and*
- *"Weekend PM Live" broadcast on weekends between 20h00 and 21h00.*

In total, three hundred and sixty (360) minutes of current affairs programming monitored on weekdays and one hundred and eighty (180) minutes was monitored on the weekends. These current affairs programmes address diverse topics and the ones monitored were the State Capture by the GUPTA family, Human Rights in South Africa, Local Government Elections and the Independent Electoral Commission, Immigration and Social Welfare Grants.

SA FM has complied with clause 6.2.2 of its licence.

Clause 6.2.3 of schedule to the licence stipulates that:

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

- (i) Exercise full editorial control in respect of the contents of such programming.*
- (ii) Include matters of international, national, regional and where appropriate, local significance.*
- (iii) Meet the highest standards of journalistic professionalism.*
- (iv) Provide fair, unbiased, impartial and balanced coverage independent from governmental, commercial or other interference.*
- (v) 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 provides that the Licensee must exercise full editorial control in respect of contents of its programming. The editorial policy further indicates that the Licensee endeavours to meet the highest standards of journalistic professionalism.

Further, the policy provides for fair, unbiased and impartial coverage independent from government, commercial or other interference. Furthermore, in its news and programming content it includes matters of international, national, regional and local significance.

In its current affairs broadcasts, the radio station provides an opportunity for the public to receive a variety of points of view on matters of public concern. The SABC's Editorial Policies forms part of the SABC's Charter and monitoring of SA FM's news and current affairs programmes during the year under review not only demonstrated compliance with clause 6.2.3 of its licence but the Charter as contained in the Broadcasting Act of 1999.

SA FM has complied with clause 6.2.3 of its licence.

3.6.4 Programming targeted at Children

Clause 6.3.1 of SA FM's service licence provides 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".

Further, clause 6.3.2 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) Targeted at and appropriate for children between the ages of nought (0) to six (6) years and seven (7) to twelve (12) years respectively.*
- (iii) Educational and is made from children's point of view".*

The Authority's monitoring exercise observed that the Licensee has a children's programme called, *"Nali Bali"* broadcast on Mondays, Wednesdays and Fridays from 13h50 until 14h00 with an average total broadcast of ten (10) minutes. On Tuesdays and Thursdays, the Licensee broadcasts *"Sharp Sharp"* in the same time slot for an average total broadcast of ten (10) minutes. The programme is presented from a child's perspective and is broadcast at times when children would be available to listen.

On Saturdays, *"In Tune"* is broadcast from 12h00 until 13h00 with an average total broadcast time of forty-five (45) minutes. However, the content of the program is more geared towards the youth and not as much towards the age groups as identified in the Licensee's service licence. There is no children's programming broadcasted on Sundays.

During the period under review, the Authority found that the Licensee broadcasts an average of 50 minutes of children's programming per week. The minutes observed on the *"In Tune"* programme cannot be viewed as a children's programming, therefore the Licensee falls short of the one (1) hour quota as required in its service licence.

The Licensee has not fully complied with clause 6.3.1 of its licence.

3.6.5 Educational Programming

Clause 6.4 of the licence stipulates that:

"The Licensee shall broadcast at least four (4) hours of educational programming (as contemplated in section 10(1)(e) of the Broadcasting Act) per week within the South African performance period".

The following programmes were monitored:

- "Otherwise" broadcast Monday to Friday between 13h00 and 14h00;
- "The Afternoon Talk" broadcast Monday to Friday between 14h00 to 16h00;
- "Market Update" broadcast Monday to Friday between 18h00 to 18h30; and
- "Mandate Hour" which is broadcast Monday to Friday between 21h00 and 22h00.

Amongst the various educational issues that were discussed on the abovementioned programmes are: forensics in criminal law, property law, contracts, "ADHD" an acronym for (*Attention Deficit Hyperactive Disorder*), a chronic condition that affect some people in society.

The monitoring exercise revealed that the Licensee broadcasts at least 4 hours 30 minutes of educational programming which exceed the above-mentioned quota. The programme involves interviews from experts like Lawyers, SABC Education, Health sector and Psychologist, amongst other professionals.

SA FM has complied with clause 6.4 of its licence.

3.6.6 Drama

Clause 6.5 of the licence stipulates that:

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

"Radio Vuka", is a Drama which was identified in the "Afternoon Talk" which is broadcast weekdays between 14h00 and 16h00. The Drama is broadcast in-between the show at 15h45 to 16h00 time slot for an average total broadcast time of fourteen (14) minutes.

On Saturdays, the Licensee broadcasts a "Saturday Play" between 19h00 to 20h00, with a total broadcast time of forty-five (45) minutes.

Sundays the Licensee broadcast a "Sunday Play" between 15h30 to 16h00, with a total broadcast time of twenty six (26) minutes.

During the period under review, the Authority observed that the Licensee broadcasts an average of three (3) hours of drama programming per week. This is exceeding the required two and half hours (2½) mentioned above.

SA FM has complied with clause 6.5 of its licence.

3.6.7 Informal Knowledge Building (IKB)

Clause 6.6 stipulates that:

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

The following programmes were identified as having IKB:

- *"Morning Talk"* broadcast Monday to Friday between 09h00 and 12h00.
- *"Otherwise"* broadcast Monday to Friday between 13h00 and 14h00.
- *"Afternoon Talk"* broadcast Monday to Friday between 14h00 and 16h00.
- *"Market Update"* broadcast Monday to Friday between 18h00 and 18h30
- *"The Talk Shop"* broadcast Monday to Thursday between 19h00 and 21h00
- *"Mandate Hour"* broadcast Monday to Thursday between 21h00 and 22h00

The monitoring exercise revealed that on Wednesdays the Licensee broadcasts *"Time to Travel"*, a travel and tourism programme broadcast during the *"Mandate Hour"* show. On Thursdays the Licensee broadcasts *"The Enviro-Show"*, an environmental programme that covers topics such as water access and the eco-film festivals, from 21h00 till 22h00. *"The Market Update"* broadcasts information about how the markets are performing. *"The Afternoon Talk"* broadcasts various social topics that affect society like *"Human Rights"*.

Sundays the Licensee broadcasts a documentary show between 14h30 and 15h00. The documentaries are of an informal knowledge building nature and cover various local topics of interest such as the life of Nelson Mandela.

During the period under review the Authority found that the Licensee broadcasts an average of nine (9) hours thirty (30) minutes of Informal Knowledge-Building programming per week.

SA FM has complied with clause 6.4 of its licence.

3.6.8 Training and Skills developments Obligations

Clause 7 of the schedule attached to the licence provides as follows:

"7.1 The Licensee must adopt and implement equal opportunity employment practices;

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.⁹

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.

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.

⁹ Appendix D: Training and Skills Report

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.

3.7 Audited Financial Statements

Clause 8 of the licence provides 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.

4. REGULATIONS

4.1 Compliance Procedure Manual – Form 12A

The Licensee is required, in terms of the Compliance Procedure Manual Regulations, to submit a Form 12A¹⁰ which reports on all complaints received in the course of each financial year. In April 2014, the SABC submitted its complaints report in accordance with the Regulations regarding the Code of Conduct for Broadcasting Service Licensees.

During the period under review, the Licensee submit to have handled at least 1 complaint against SA FM's on air conduct. The complaint was about the lack of balance in an

¹⁰ SABC Form 12A

interview with a guest on the 'Morning Talk' programme. The Licensee submitted that the complaint was dismissed.

Further, 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).

4.2 South African Music Content Regulations

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

"Every holder of a public sound broadcasting licence to which these regulations apply must ensure that after eighteen months of the gazetting of these regulations, a minimum of 40% of the musical works broadcast in the performance period consist of South African music and that South African music is spread reasonably evenly throughout the said period"¹¹.

During the period under review, the Authority's monitoring exercise observed that the Licensee broadcasts at least fifty five percent (55%) South African music.

The following are amongst other South African Artists identified on the various programmes: *Lira – 'Mali'; Monewa – 'Love me like you used to'; Ringo Mandlingozi – 'Ulwimi'; Lucky Dube – 'Different colors'; Jonas Ngwangwa – 'Morwa'; Sipho Mabuse – 'Shikisha'; Brenda Fassie – 'Weekend Special'; EL featuring HHP – 'Everything will be alright'; Lira – 'Feel good'.*

The Licensee also conducts interviews with local Artist. An interview with legends of Mbaqanga and Afrosoul jazz music, that is, Abigail Kubheka and Dorothy Masuka were identified during the period under review.

SA FM has complied with the South African Music Content Regulations.

¹¹ Annexure 6.4: Regulations on South African Music

4.3 Regulations regarding Standard Terms and Conditions for Individual Broadcasting Licensees

The Licensee's jingles/announcements were broadcast frequently during the period under review and these broadcasts were at intervals of not more than ten (10) minutes apart.

The jingles/announcements always carried the name and frequency location of the Licensee. However, there was no non-compliance with the Standard Terms and Conditions for Individual Licences Regulations.

The Licensee has complied with the Regulations on Standard Terms and Conditions for Individual Licensees.

4.4 Universal Service and Access Fund Regulations

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 BS 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 USAF contribution and received confirmation of payment in a form of a Section 18A certificate from the MDDA. The Licensee submitted proof of payment to the Authority.

The Licensee complied with the USAF Regulations.

4.5 Code for Persons with Disabilities

Clause 3.1 (a) of the Code for Persons People 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".¹²

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 complied with the Code on People with Disabilities.

¹² Appendix E: Code of People with Disabilities

5. CONCLUSION

The Licensee has sufficiently complied with its licence terms and conditions, except for compliance with the following:

- Clause 6.3 of schedule of its licence concerning programming targeted at Children.

As indicated previously, the Authority will again endeavour to ensure that the Licensee complies fully with the above-mentioned clauses as stipulated.

6. TERMS OF REFERENCE

- 6.1 SABC Licence Documents;
- 6.2 Extract SABC Editorial Policy on Religious Content;
- 6.3 An extract from the SABC annual report on Training and Skills Development;
- 6.4 South African Music Content Regulations;
- 6.5 Standard Terms and Conditions for Individual Licensees; and
- 6.6 Regulations regarding Standard Terms and Conditions for Individual Licensees.