



# **RADIO 2000 ANNUAL COMPLIANCE REPORT**

**MARCH 2020**

# **2018/2019 ANNUAL COMPLIANCE REPORT**

## **SOUTH AFRICAN BROADCASTING CORPORATION (SABC) BROADCASTING AS RADIO 2000**

**LICENCE PERIOD : 18 DECEMBER 2018 - 17 DECEMBER 2028**

### **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. Among the responsibilities of the Authority is the task 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 Radio 2000's compliance with the terms and conditions as set out in its licence for the 2018/2019 financial year. Aspects of compliance that are measured comprise of Format, Local Content Obligations, General Programming Obligations, Training and Skills Development, Finances, Complaints, South African Music Content Regulations, Regulations Regarding Standard Terms and Conditions, Universal Service and Access Fund (USAF) Regulations, and General Licence Fees Regulations.

### **2. BACKGROUND**

Radio 2000 is an Individual Sound Broadcasting Service Licensee of the South African Broadcasting Corporation (SABC).

The radio station's mandate is to provide a full radio spectrum service in South Africa. In other words, the radio station provides a balanced range of broadcast content such as educational programming, drama programming, news and current affairs programming, sports and content of national interest. According to the Broadcast Research Council of

---

<sup>1</sup> The Constitution of the Republic of South Africa, No 108 of 1996

<sup>2</sup> Act No. 13 of 2000, as amended

<sup>3</sup> Act No. 36 of 2005

<sup>4</sup> Act No. 4 of 1999

South Africa (BRC), the listenership figures for the last quarter of the period under review stood at 640 000<sup>5</sup>, a 36% increase from the previous reporting period.

### **3. COMPLIANCE ASSESSMENT**

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

Clause 1 of the licence stipulates that:

- 1.1 Name of company/entity: The South African Broadcasting Corporation*
- 1.2 Shareholders: The State shall hold one hundred (100%) percent of the shares of the Corporation*
- 1.3 Ownership by persons from historically disadvantaged groups: N/A*

There were no changes on the name and shareholding of the Licensee. Radio 2000 forms part of the public service division of the SABC and is 100% owned by the State.

**The Licensee complied with clauses 1.1, 1.2 and 1.3 of its licence.**

#### **3.2 Geographic Coverage Area**

Clause 2 of the schedule to the licence states that:

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

According to its frequency spectrum licence, Radio 2000 has a national footprint. During the period under review, there were no complaints received by the Authority in relation to the Licensee's coverage area. The Licensee maintains that its coverage area is as defined in the frequency spectrum licence.

**The Licensee complied with clause 2 of the schedule of its licence.**

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

Clause 3 of the schedule to the service licence states that the language of broadcast is as follows:

---

<sup>5</sup> <https://brcsa.org.za/brc-ram-listenership-report-oct18-mar19/>

*"The principal language is a balanced range of official languages".*

During the period under review, the licensee was found to be using English as its main language of broadcast. There is some mixture of Sepedi and in some instances SeSotho, isiXhosa and isiZulu can be heard on shows such as *Planet Haibo* by way of greetings, On a show called *Rise*, callers are able to make their contributions in their own language.

**The Licensee complies with clause 3 above.**

### **3.3 Format**

Clause 4.1 of the schedule to the licence states that:

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

Radio 2000 forms part of the public service stations of the SABC and offers a full-spectrum service to its audience as outlined in the licence. The monitoring exercise found that the station broadcasts a broad range of public interest matters throughout its line-up.

Clause 4.2 of the schedule to the licence states that:

*"The licensed service shall be a facility service in a balanced range of genres (including education, sports, religious programming and music) broadcast in a balanced range of official languages".*

The licensee's programming offers a broad range of topics and issues of national importance throughout its line-up. The monitoring exercise found different shows dealing with health, education and sports. *Marawa Sports Worldwide* is an example of a sports focused programme that gets into detail about all major sports happening in the country and around the world. It is broadcast daily between 18:00 – 20:00.

**The Licensee complied with clause 4.1 and 4.2 of the schedule to its licence.**

### **3.4 General programming obligations**

#### **3.4.1 General**

Clause 6.1 of the schedule to its licence states that:

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

The SABC's editorial policy<sup>6</sup> stipulates that:

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

The licensee's programme offering takes into account its broad coverage area that covers almost the entire country and offers some spiritually enriching content rooted in religious foundations. On the show *Rise* broadcast on weekends between 06:00 – 09:00, a spiritual healer was interviewed to help listeners with dream interpretations and related forms of ancestral readings.

**The Licensee complied with clause 6.1 above.**

Clause 6.1.2 of the licence stipulates that:

*"The Licensee should take responsible steps to provide programming that reflects the cultural and tradition needs of the audience".*

Radio 2000's music offering is rich in its distinctly South African and African generally. Its selection of music is combined with informative segments of the country's history musically and its footprint on the African continent. The radio station's audience understands such content and that can be observed through their interaction with the various show hosts.

**The Licensee complied with clause 6.1.2 above.**

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".*

The monitoring exercise found shows dealing with health topics and empowerment programs for women. On the show *Rise*, a topic of the effects of high consumption of salt was discussed at length which speaks to the important issue of health awareness and safety.

**The Licensee complied with clause 6.1.3 above.**

---

<sup>6</sup> An extract from the Licensee's Editorial Policy

### **3.5 Programming for People Living with Disabilities**

Clause 7 of the licence stipulates that:

*"The licensee shall in the provision of the licensed service, ensure that people with disabilities regularly feature and participate in its programme material in accordance with the Integrated Disability Strategy".*

The SABC runs the SABC 360 Disability Project, which is what the SABC terms as a "one stop shop" for all information related to disability information and content from all radio stations in all official languages. The SABC submits that the project's mission is to inspire change in how disability matters are integrated in programming by providing the informative, educational and entertaining content on all its platforms including online. The SABC further reports that it has increased content related to disability matters by dedicating slots on air and making the content available through podcasts for listeners to access at any point in time. On Radio 2000, the SABC submits that it has spent the equivalent of R3,168 000, which is 1980 slots over a period of 48 weeks.

**The Licensee complies with clause 7 of its licence conditions.**

### **3.6 Training and Skills developments Obligations**

Clause 7 of the schedule to the licence states the following:

- 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.*

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 is in its third year of its three (3) year employment equity plan. During the period under review, the Licensee submits that it successfully implemented employment equity and transformation objectives in line with the relevant legislation which ensured that diversity and inclusion is managed in a non-discriminatory environment. The Licensee implemented various initiatives that was aligned to its employment equity plan and was intended to create awareness, to educate and to challenge employees understanding on different topics relating to diversity and inclusion.

The Licensee submitted its Employment Equity and Transformation report for the period under review. The report indicated that the Licensee made significant progress against its employment equity targets and goals as set out in the employment equity plan.

The Licensee during the period under review achieved a level two (2) BBBEE status and received a total score of 19,61 out of 20 for its Management Control/Employment equity element.

The Licensee delivered 2534 training interventions to 1567 employees during the period under review. Of the 1567 employees, 1088 was trained in accordance with the Workplace Skills Programme and 479 where trained based on operational requirements.

The Licensee submitted that 88% of employees that were trained were from the designated groups (Black, Coloured, Indian). 54,56% were females and 2,55% were employees with disabilities.

The Licensee submitted its Training and Skills Development that provides a detailed breakdown of its compliance with the above requirements, for the period under review, to the Authority for the period under review<sup>7 [2]</sup>.

**The Licensee complies with its training and skills developments obligations.**

---

<sup>7</sup> Published in *Government Gazette* No.39844 dated, 23 March 2016.

### **3.7 Provision of Audited Financial statements to the Authority**

Clause 8 of the 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 cause apply to the Authority for extension”.*

The Licensee submitted its Audited Financial Statements for the 2018/2019 financial year within the stipulated timeframe.

**The Licensee complied with clause 8 of its licence.**

## **4. REGULATIONS**

### **4.1 ICASA South African Music Content Regulations**

Regulation 3 (2) of the South African Music Content<sup>8</sup> as published on 23 March 2016 stipulates that:

*“A holder of a public sound broadcasting service licence must ensure that after eighteen (18) months from the date of gazetting of these Regulations, a minimum of 60% increasing to 70% in the following year, of the musical works broadcast in the performance period, consist of South African music and that South African music is spread evenly throughout the performance period.”*

The licensee submits that it contributed at least 70% of South African music content across its music offering. The Authority’s monitoring found at least 71% of Radio 2000’s music is South African. Artists featured on the station’s playlist include *Letta Mbuli; Jonas Gwangwa; Selaelo Selota; Nathi; Chaklas; Freshly Ground; Johnny Clegg; Thandiswa* and many others.

**The Licensee complies with regulation 3.2 of the South African Music Content Regulations.**

### **4.2 Regulations regarding Standard Terms and Conditions for individual Licences**



Regulation 11 (3) of the standard terms and conditions<sup>9</sup> stipulates that:

*"A station must clearly identify itself at intervals of not more than thirty (30) minutes."*

There were no incidents of non-compliance with the Standard Terms and Conditions for Individual Licences Regulations found for the period under review.

**The Licensee complied with the Standard Terms and Conditions for Individual Licences.**

### **4.3 Universal Service and Access Fund Regulations**

Regulation 3 of the USAF Regulations, 2011<sup>10</sup> stipulates 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 Authority received confirmation of payment from the MDDA and the Licensee submitted proof of payment to the Authority. The submission was made within the regulated timeframes.

**The Licensee complied with the regulations in respect of Universal Service and Access Fund.**

### **4.4 COMPLAINTS**

Form 12A: Complaints Report of the Compliance Procedure Manual Regulations read with the Code of Conduct for Broadcasters requires that broadcasters complete the form bi-annually in accordance with the Licensees' Financial Year.

There were no complaints received by the licensee during the period under review, and none were escalated to the Authority in this regard.

---

<sup>9</sup> Published in *Government Gazette* No. 33294 dated, 14 June 2010, as amended.

<sup>10</sup> Published in *Government Gazette* No. 34010 dated, 10 February 2011.

**The Licensee complied with the Code of Conduct for Broadcasters.**

## **5. CONCLUSION**

The Licensee complied with its licence terms and conditions and related regulations that govern public broadcasters, for the period under review.

## **6. TERMS OF REFERENCE**

- 6.1** Annexure A: Radio 2000's Broadcasting Service Licence;
- 6.2** Annexure B: Radio 2000's Frequency Spectrum Licence;
- 6.3** Annexure C: Extract from the Licensee's Editorial Policy;
- 6.4** Annexure D: Training & Skills Development Report;
- 6.5** Annexure E: Regulations regarding the standard terms and condition;
- 6.6** Annexure F: Universal Service and Access Fund Regulations; and
- 6.7** Annexure G: Proof of SABC's Contribution to USAF