



# **RSG ANNUAL COMPLIANCE REPORT**

**MARCH 2021**

## **2019/2020 ANNUAL COMPLIANCE REPORT**

### **SOUTH AFRICAN BROADCASTING CORPORATION (SABC) BROADCASTING AS RADIO SONDER GRENSE (RSG)**

**Licence Period: 18 December 2018 to 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.

This report is intended to give account of Radio Sonder Grense's compliance with the terms and conditions as set out in its license, for the 2019/2020 financial year. Aspects of compliance that are measured comprise of Geographic Coverage, Community Participation, Programming, Format, News and Information, Local Content Obligations, Language(s), South African Music Regulations, Regulations Regarding Standard Terms and Conditions.

#### **2. BACKGROUND**

Radio Sonder Grense ("RSG") is an individual public sound broadcasting service Licensee, broadcasting on a full spectrum nationwide. It forms part of the South African Broadcasting Corporation's ("SABC") public service mandate. The radio station's mandate is to provide a full-spectrum service to the geographic areas of Gauteng, Free State, Western Cape, Northern Cape, Eastern Cape, North West, Kwa-Zulu Natal, Mpumalanga and Limpopo Provinces.

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<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

RSG accesses its audience on the frequencies granted to it by the Authority as specified in its Radio Frequency Spectrum Licence. Its signal distribution is provided by Sentech (Pty) Ltd, via the Brixton Tower high site. The radio station broadcasts from its studio's situated at the SABC's premises in Auckland Park, Johannesburg, to the various regions throughout the country.

### **3. COMPLIANCE ASSESSMENT**

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

Clause 1 of the service licence of RSG provides that:

- "1.1 Name of Company/Entity: The South African Broadcasting Corporation*
- 1.2 Shareholders: The State 100%*
- 1.3 Ownership held by persons from historically disadvantaged groups:  
N/A"*

The monitoring exercise as undertaken during the period under review confirmed the name of the entity and the shareholders as contained in the licence.

**The Licensee complies with clauses 1 of its licence.**

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

Clause 1 of the Schedule to the service licence of RSG provides that:

*"Name of the Station: RSG"*

The Licensee confirmed that the name of the station is as per the licence. Further, the monitoring exercise as undertaken verified that the station broadcast under the name of RSG.

**The Licensee complies with clause 1 of the Schedule of its licence.**

#### **3.3 Licence Period**

Clause 2 of the Schedule to the service licence of RSG provides that:

- "2.1 The effective date of the Licence is 18 December 2018.*

*2.2 The Licence shall expire on 17 December 2028.”*

The licence is valid and will only expire in 2028.

**The Licensee complies with clause 2 of the Schedule of its licence.**

### **3.4 Geographic Coverage Area**

Clause 3 of the Schedule to the service licence of RSG provides that:

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

It was found by the monitoring exercise undertaken during the period under review, that the geographic coverage area was in accordance with the coverage area as defined in the map attached to the radio frequency spectrum licence of the Licensee. There was no indication that the prescribed coverage areas were not adhered to and no complaints were received by the Authority in this regard.

**The Licensee complies with clause 3 of the Schedule to its licence.**

### **3.5 Languages**

Clause 4 of the Schedule to the service licence of RSG provides that:

*“Principal Language: Afrikaans”*

Afrikaans was found to be the principal language of broadcast by the Licensee during the monitoring exercise as undertaken during the period of review.

**The Licensee complies with clause 4 of the Schedule of its licence.**

### **3.6 Format**

Clause 5 of the Schedule to the service licence of RSG provides that:

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

*5.2 The licensed service shall be a full-spectrum service.”*

It was confirmed, during the period under review, that the service as authorised by the licence forms part of the public service division of the Licensee and that the service provided is a full-spectrum service.

**The Licensee complies with clause 5 of the Schedule of its Licence.**

**3.5 Local Content Obligations**

Clause 6 of the Schedule to the service licence of RSG provides that:

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

*6.1 the different genres; and*

*6.2 the South African music content, in programming material broadcast on the service during that quarter, in each instance, distinguishing between the 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 the relevant details both as an aggregate in minutes and as a percentage of the total of all such programming material."*

The Licensee submitted its quarterly written records indicating the different genres, the South African music content and programming material for the period under review as required by the licence.

Further, the information contained in the quarterly reports was compared to the findings of the monitoring exercise undertaken and the conclusions thereof is outlined below.

**The Licensee complies with clause 6 of the Schedule of its licence.**

**3.6 General Programming Obligations**

Clause 7.1 of the Schedule to the service licence of RSG provides that:

*"7.1 General*

*7.1.1 The Licensee shall ensure that its programming adequately reflects the diversity of South African religions.*

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

*7.1.3 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 as undertaken during the period under review, found that the Licensee broadcasts various religious programmes such as "Ikra"; "Islam in Fokus", "Lewende Woord"; "Loof Die Here" and "Sondagjoernaal". These programmes adequately reflect the diversity of South Africa's religions.

The monitoring exercise further found that the Licensee takes reasonable steps to provide programming that reflects the cultural and traditional needs of its audience. This is achieved through the selection of programmes that is relevant for its audience and allowing audience interaction through its broadcast.

Programmes such as "RSG Landbou"; "Regsake"; "RSG Kuns"; "RSG Geldsake" and "RSG Sport" cater and has due regard for the interests of all sectors of South African society and the Licensee addresses various health and gender related issues through programmes such as "Leefwêreld van die gestremde"; "Geestesgesondheid" and "Groeiptyne".

### **The Licensee complies with clause 7.1 of the Schedule to its license.**

Clause 7.2 of the Schedule to the service Licence of RSG state that:

#### **"7.2 News and Current Affairs**

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

Some of the news that was during the monitoring exercise undertaken during period under review include:

- *"Die Kaapstadse metro raad het 'n beroep op ondernemings en handelaars gedoen om te help met die vernuwing van groentemarkplein in die middestad.*

- *Dit volg nadat honderde buitelanders wat die afgelope maande die sybadtjies buite die sentrale Methodiste kerk beset het, gister verwyder is. Die hof her vroeër in die metro se guns beslis dat die besetting strydig is met municipal regulasies end at die onwettige migrante verwyder mag word."*
- *"Eskom voorsien nie buurtkrag vandeewee nie. Die kragvoorsiener het gister aand in 'n verklaring gesê nog bykomende opwekkings eenhede wat aan die netwerk gekoppel is, verbeter die huidige toedrag van sake. Verbruikers word nogtans versoek om krag spaarsaam te gebruik. Eskom sê buurtkrag kan oor die volgende agtien maande weer toeneem weens kritieke instandhoudingswerk wat moet plaasvind."*
- *"Die Minister van Binnelandse Sake, Aaron Motsoaledi, wat deel is van die inter-ministeriele kommittee wat Suid-Afrikaners van China gaan terugbring, het aansprake ontken dat Suid-Afrika nie die uitbreking van die corona virus sal kan hanteer nie. Die regering gaan binne die volgende tien dae minstens 151 Suid-Afrikaners in Wohan China na die land terugbring."*
- *"Die Suid-Afrikaanse Mediese Vereniging, SAMA, het intussen sy kommer uitgespreek oor of Suid-Afrika daartoe in staat is om 'n groot aantal mense in kwarantyn te plaas. SAMA se voorsitter, Angelique Coetzee sê die Werêld Gesondheidsorganisasie se procedures moet streng gevolg word en Suid-Afrika sal nie 'n groot aantal siekes kan hanteer nie. Die Minister van Binnelandse Sake, Aaron Motsoaledi, het vroeër daarop gereageer en gesê die land is gereed vir enige gebeurlikheid."*

The quarterly reports, as submitted by the Licensee, indicate that the Licensee broadcasts on average, eighty (80) minutes of news per day with an average of ninety percent (90%) of news being self-originated.

The monitoring exercise as undertaken during the period under review found that the Licensee's news broadcast starts at 05h00 during weekdays and ends at 23h00. Further, it was found that full news bulletins were broadcast on the hour with an average duration of four (4) minutes and news headlines were broadcast between the hour, with an average duration of twenty (20) seconds.

The monitoring exercise as undertaken during the period under review confirmed that the Licensee broadcasts an average of sixty (60) minutes per day.

**The Licensee complies with clause 7.2.1 of the Schedule to its service licence.**

Clause 7.2.2 of the Schedule to the service Licence of RSG state 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 undertaken during the period under review, found the following current affairs programming broadcast on weekdays:

- "Monitor" hosted by Anita Visser and Gustav Greyling is broadcast between 06h00 to 08h00 for an average duration of eighty (80) minutes, Monday to Friday.
- "Praat Saam" was broadcast between 08h00 until 09h00 for an average duration of fifty (50) minutes, Monday to Friday.
- "Spektrum" from 13h00 to 1400 for an average duration of forty-five (45) minutes.

The monitoring exercise found that on Saturdays, during the period under review, the Licensee broadcast the following current affairs programming:

- "Naweekaktueel" is a current affairs programme that is broadcasted between 12h00 and 13h00, with an average total broadcast time of forty-five (45) minutes.

The monitoring exercise found that on Sundays, during the period under review, the Licensee broadcasts the following current affairs programming:

- "Kommentaar" is broadcasted after 20h00 for a total average broadcast duration of forty (40) minutes.

The quarterly reports, as submitted by the Licensee, shows that the licensee on average broadcast more than sixty (60) minutes of current affairs programming during weekdays and meets the sixty (60) minutes of current affairs during Saturdays and Sundays.



The monitoring exercise found that the Licensee broadcast the minimum and exceeds the sixty (60) minutes of current affairs programming requirement during weekdays.

On Saturdays and Sunday, the monitoring exercise found that the average current affairs programming on weekends is forty (40) minutes. The Licensee, however, has various current affairs inserts throughout the weekend and as such meets the minimum requirement of sixty (60) minutes per day of current affairs programming during the performance period on Saturdays and Sundays.

**The Licensee complies with clause 7.2.2 of the Schedule to its service license.**

Clause 7.2.3 of the Schedule to the service Licence of RSG state that:

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

- (i) exercise full editorial control in respect of its 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; and*
- (v) provide a reasonable opportunity for the public to receive a variety of points of view on matters of public concern."*

The Licensee submitted its editorial policy to the Authority. The policy stipulates that full editorial control vests with the Licensee and emphasis is placed on meeting the highest standard of journalistic professionalism and that coverage should be fair, unbiased, impartial and balanced without any governmental, commercial or other interference.

The monitoring exercise as undertaken, confirmed that the news and current affairs programming adheres to the editorial policy as submitted.

The Licensee includes matters of international, national, regional and local importance in its news and current affairs programming and provides its audience with a variety of view points on matters of public concern.

**The Licensee complies with clause 7.2.3 of the Schedule to its service license.**

Clause 7.3 of the Schedule to the service Licence of RSG state that:

**"7.3 Programming targeted at Children**

*7.3.1 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.*

*7.3.2 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;*
- And*
- (iii) educational and is made from the children's point of view."*

During the week the following programming that was targeted at children was found:

- "Nali Bali" is broadcast on Mondays at 19h10 for an average duration of ten (10) minutes.
- "Storietyd" is broadcast on Tuesdays, Thursdays and Saturdays at 19h10 with an average duration of ten (10) minutes.
- "Opskud" is broadcast on Wednesdays and Fridays at 19h10 with an average duration of ten (10) minutes.
- "Bibberbobbejaantjie" is broadcast on Sundays at 18h10 with an average duration of ten (10) minutes.

The quarterly reports, as submitted by the Licensee, show that the Licensee broadcast an average of seventy (70) minutes of programming targeted at children per week during the South African performance period.

The monitoring exercise as undertaken during the period under review, found that the Licensee broadcast children's programming every day with an average duration of ten (10) minutes per day. The total amount of children's programming per week is seventy (70) minutes.

The monitoring exercise found that the children's programming is broadcast at times when children are available to listen and is educational in nature and is made from children's point of view.

**The Licensee complies with clause 7.3 of the Schedule to its license.**

Clause 7.4 of the Schedule to the service Licence of RSG state that:

**"7.4 Educational Programming**

*The Licensee shall broadcast at least five (5) hours of educational programming (as contemplated in section 10 (1)(e) of the Broadcasting Act) per week within the South African performance period."*

During the monitoring exercise as undertaken during the period under review, the following educational programming was identified, amongst others:

- "Kompas" is broadcast Mondays, Tuesdays, Wednesdays, Thursdays and Fridays between 19h30 and 20h00 with an average duration of twenty-five (25) minutes. The programme centres on the youth and discusses issues such as different careers for students to pursue. The programme further does revision for the matric exams.
- "Taal Dinge" is broadcast Sundays between 11h00 and 11h30 with an average duration of twenty-five (25) minutes. The focus of the programme is language and writing.
- "Hoe Verklaar Jy Dit?" is broadcast Sundays between 11h30 and 12h00 with an average duration of twenty-five (25) minutes. The focus of this programme is nature and life science.
- "Ons en die onderwys" is broadcast on Sundays between 15h30 and 16h00 with an average duration of twenty-five (25) minutes. The focus of this programme is the field of education.

- "Sterre en Planete" is broadcast Sundays between 19h30 and 20h00 with an average duration of twenty-five minutes (25) minutes. The focus of this programme is astronomy.
- "RSG Landbou" is broadcast on Saturdays between 11h45 and 12h00 with an average duration of fifteen (15) minutes. The focus of this programme is agricultural education.
- The children's programmes as discussed under clause 7.3 amounts to an additional seventy (70) minutes of educational programming.
- "Sondagjoernaal" is broadcast on Sundays and between 07h00 and 08h00 with an average duration of forty-five minutes (45) minutes. The focus of this program is religious education.

The quarterly reports, as submitted by the Licensee, shows that the Licensee broadcast an average of more than three hundred (300) minutes, which translates to five (5) hours of educational programming per week.

The monitoring exercise as undertaken during the period under review confirmed the submission by the Licensee that it broadcast an average of five (5) hours of educational programming per week.

### **The Licensee complies with cause 7.4 of its service licence.**

Clause 7.5 of the Schedule to the service Licence of RSG state that:

#### **"7.5 Drama**

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

The monitoring exercise as undertaken during the period under review found that the Licensee broadcasts the following radio dramas, amongst others:

- Radio drama such as "Brulsand" written by Charles J. Fourie and "Wild en Woeker" by Lee Doubell is broadcast Mondays, Tuesdays, Wednesday, Thursdays and Fridays after 14h45 with an average duration of fifteen (15) minutes.
- Book readings such as "Mentje – kind van die Pas-opkamp" by Irma Joubert is broadcast at 19h20 with an average duration of ten (10) minutes on Mondays, Tuesdays, Wednesdays, Thursdays and Fridays.

- Radio drama such as *"Hartebreker"* by Leon van Nierop is broadcast at 9h50 for an average duration of five (10) minutes on Mondays, Wednesdays and Fridays.
- *"Vers en Klank"* is broadcast Tuesdays between 21h10 and 22h00. The program broadcast various poems, short stories with an average duration of thirty (30) minutes.

The quarterly reports as submitted by the Licensee states that the Licensee broadcasts an average of two hundred and forty (240) minutes of drama per week.

The monitoring exercise as undertaken during the period of review found that the average minimum total amount of drama programming per week is two hundred and fifteen (215) minutes, amounting to over two and a half (2½) hours of drama per week within the South African performance period.

### **The Licensee complies with clause 7.5 of its Licence.**

Clause 7.6 of the Schedule to the service Licence of RSG state that:

#### **"7.6 Informal Knowledge-Building Programmes"**

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

The monitoring exercise as undertaken during the period under review found that the Licensee has various Informal Knowledge-Building programming weekdays as well as during the weekend. Some examples of these programs are:

- *"Regsake"* is broadcast Mondays between 11h30 and 12h00. The average duration of this programme is twenty-five (25) minutes. The programme focuses on legal matters and advice for the audience.
- *"RSG Geldsake met Moneyweb"* is broadcast Mondays, Tuesdays, Wednesdays, Thursdays and Fridays between 18h10 and 19h00 with an average duration of forty-five (45) minutes. The programmes focus on various financial matters with regular interviews of experts in the financial sector.
- *"Leefwêreld van die gestremde"* is broadcast Sundays between 16h30 and 17h00. The focus of the programme is to educate people about people living with disabilities and has an average duration of twenty-five (25) minutes.

- “*Rand en Sent*” is broadcast Sundays between 16h00 and 16h30 with an average duration of twenty-five minutes (25). The focus of this programme is informal financial knowledge building.
- “*Fiks vir die lewe*” is broadcast on Sundays between 19h00 and 19h30 for an average duration of twenty-five (25) minutes. The focus of this programme is general guidance on how to survive life and the modern world.
- “*Wie is ek*” is broadcast Fridays between 11h00 and 11h30 for an average duration of twenty-five (25) minutes. The focus of this program is the psychological aspects of life.

The quarterly reports, as submitted by the Licensee, indicate that the Licensee broadcast an average of twenty-one (21) hours of informal knowledge building programming per week within the South African performance period.

The monitoring exercise as under taken during the period under review found that the total broadcast of informal knowledge-building exceeds the three (3) hour requirement.

**The Licensee complies with clause 6.6 of the Schedule to its License.**

### **3.7 Training and Skills Development Obligations**

Clause 8 of the schedule to Radio Sonder Grense’s licence stipulates that:

- "8.1 The Licensee must adopt and implement equal opportunity employment Practice.*
- 8.2 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.*
- 8.3 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*

*8.4 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 Employment Equity and Transformation report for the period under review to the Authority. The report acknowledges the importance of diversity in the workplace and that employment equity is an imperative business driver. The Licensee implements various education and awareness campaigns with the intention to create and to maintain a respectful, inclusive and non-discriminatory workplace.

The report shows that the management and staff of the Licensee are representative of South African society, including 83 employees living with disabilities. The Licensee further endeavours to ensure that females are well represented at all occupational roles and especially in decision making positions.

The Licensee through its Learning and Development department implements a workplace skills programme in alignment with the needs of the organisation. During the period under review 87% of the people that were trained were historically disadvantaged persons, with females representing 54,5% of the overall total. The total amount spent on training for the period under review was R10 332 040. The training included amongst others customer service, effective presentation skills, stress management, office administration and time management.

The report shows the extent to which historically disadvantaged people are represented throughout the organisation. Further, the Licensee has a National employment equity forum that continues to monitor and evaluate the implementation of the Licensee's employment equity objectives.

The Licensee submitted its Employment Equity and Transformation plan<sup>5</sup> report and its Training and Skills Development that provides a detailed breakdown of its

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<sup>5</sup> SABC Employment Equity and Transformation: Report to ICASA, Reporting period: 1 April 2018 – end March 2019.

compliance with the above requirements to the Authority for the period under review<sup>6</sup> within 30 days of the end of the financial year.

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

### **3.8. Submission of audited financial statements to the Authority**

Clause 9 of the service licence provides that:

*"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 an extension."*

The Licensee submitted its audited annual financial statements. However, due to the Covid-19 pandemic, the submission of the Licensee's audited financial statements was delayed and could not be submitted within four (4) months of the end of the Licensee's financial year.

The Authority was duly informed of the delay by the Licensee and considers the covid-19 pandemic good cause for an extension of the submission deadline.

**The Licensee complies with clause 9 of the schedule to its licence.**

## **4. REGULATIONS**

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

Regulation 3(1) of the ICASA South African Music Content Regulations as published in the *Government Gazette* No. 39844 dated, 23 March 2016 stipulate 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*

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<sup>6</sup> Appendix C: Training and Skills Development Report



*in the performance period, consist of South African and that such South African music is spread evenly throughout the performance period”.<sup>7</sup>*

Some of the South African music tracks, during the period under review, include: Adam Barnard “Seisoene in die son”; Jack Parow feat. Hunter Kennedy “Vingerafdruk”; Robbie Wessels “My vissermanvriend se pa”; Carel Chapman “Namib Blues”; Mango Groove “Special Star”; Joshua Na Die Reën “Lig op die horison”; Elandrè “Vuur op die water”; Manie Jackson “Waarom het jy nie nee gesê?”

Some of the interviews held with South African musicians, during the period under review, include:

Glenys Lynne; Kyle du Preez; Gian Goen; Serenade; Jason Bradley; John Rock prophet; Jeremy Loops; Juanita du Plessis & Ruan Josh; Petro de Villiers; Wouter Kellerman; Willem Botha; Johan C Venter.

Some of the live music that was broadcast, during the period under review, include:

Ivan Roux; Helene Bester, Cobus Bester; Libertas Choir Performance; “Kitaarkonings” live guitar performance; “Woorde op Akkoorde” music show; Mike Wang Piano performance.

The quarterly reports, as submitted by the Licensee, indicate that the Licensee broadcast an average of seventy percent (70%) of South African music content per day.

The monitoring exercise as undertaken during the period under review, found that South African music tracks make up an average of seventy percent (70%) of all the music tracks as broadcast by the Licensee. The music is further spread reasonably even throughout the performance period.

The Licensee on a regular basis, conducts interviews with South African artists and covers live music, which further contributes to the Licensee’s South African music content as per the regulations.

### **The Licensee complies with the Regulations on South African Music Content.**

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<sup>7</sup> Appendix D: ICASA South African Music Content Regulations, 2016 as published in *Government Gazette* No. 39844 dated, 23 March 2016.

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

The Licensee is required, in terms of the Compliance Procedure Manual Regulations<sup>8</sup>, to submit a Form 12A which reports on all complaints received during each financial year.

The Licensee submitted Form 12A of the Compliance Procedure Manual Regulations to the Authority. 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").

**The Licensee complies with the Compliance Procedure Manual Regulations.**

## **4.3 Regulations regarding Standard Terms and Conditions for Individual Licensees**

The monitoring exercise as undertaken during the period under review, found that the Licensee did not contravene the regulations in respect of the Standard Terms and Conditions for Individual Licences<sup>9</sup>.

**The Licensee complies with the Standard Terms and Conditions for Individual Broadcasting Licensees.**

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

Regulation 3 of the USAF Regulations<sup>10</sup> 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.*

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<sup>8</sup> ICASA Compliance Procedure Manual Regulations, 2011 as published in *Government Gazette* No. 34863 dated, 15 December 2011.

<sup>9</sup> Standard Terms and Conditions for Individual Licences 2010 as published in *Government Gazette* No. 33294 dated, 14 June 2010, as amended.

<sup>10</sup> USAF Regulations, 2011 as published in *Government Gazette* No. 34010 dated, 10 February 2011.

- 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 made the prescribed payment and submitted proof thereof to the Authority.

**The Licensee complies with Regulation 3 of the USAF Regulations.**

## **5. CONCLUSION**

The monitoring exercise as undertaken during the period under review, found that Radio Sonder Grense was compliant with all of its obligations, often exceeding the minimum requirements as set out in its license and applicable regulations. The Authority will continue to monitor the compliance of Radio Sonder Grense in the next financial year.

## **6. TERMS OF REFERENCE**

Appendix A: Service and Frequency spectrum licence

Appendix B: Editorial policies

Appendix C: Skills and Training Development Report 2018/2019

Appendix D: South African Music Content Regulations of 2006

Appendix E: Regulations Regarding Standard Terms and Conditions

Appendix F: Universal Service Obligation Fund Regulations

**END**

**March 2021**