



# **MOKOPANE COMMUNITY RADIO ANNUAL COMPLIANCE REPORT**

**MARCH 2022**

# **2020/2021 ANNUAL COMPLIANCE REPORT**

## **MOKOPANE COMMUNITY RADIO**

**LICENCE PERIOD: 22 OCTOBER 2018 – 21 OCTOBER 2023**

### **1. PREFACE**

The Independent Communications Authority of South Africa (“the Authority”) has a statutory mandate in terms of the Constitution, the ICASA Act, the Electronic Communications Act (“ECA”) and the Broadcasting Act 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 Mokopane Community Radio’s compliance performance with the terms and conditions as set out in its licence for the 2020/2021 financial year. Aspects of compliance that are measured comprise of the Licence Area, Community, Programming, ICT COVID-19 National Disaster Regulations, South African Music Content Regulations and Regulations regarding Standard Terms and Conditions for Class Licensees.

### **2. BACKGROUND**

Mokopane Community Radio is a class broadcasting service licensee serving the geographic community of Machikiri, Maroteng, Masehlane, Mahwelereng, Potgittersrus, Mosesetjane, Sunsloot, Hospital View, Phola Park, Madiba and Magongwa in the Limpopo Province. For the period under review there was no audience measurement report from the Broadcast Research Council of South Africa (BRC), however, for the licensee, the listenership figures for the previous reporting period were, 22 000<sup>1</sup>.

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<sup>1</sup> <https://brcsa.org.za/brc-ram-listenership-report-jan19-dec19/>

### **3. COMPLIANCE ASSESSMENT**

#### **3.1 Licensee Details**

Clause 1 of the schedule to the licence stipulates that:

- 1.1 Name of Entity: Mokopane Community Radio*
- 1.2 Name of the Station: Mokopane Community Radio*
- 1.3 Control of Licensee: Control shall vest in the Board of Directors of Mokopane Community Radio.*

There were no changes reported by the Licensee regarding the name of the radio station and the controlling structure of the organization. Further, the radio station identifies itself at regular intervals, with frequency number and areas of coverage.

**The licensee complied with clause 1 of the licence.**

#### **3.2 Licence Period**

Clause 2 of the schedule to the licence stipulates that:

- 2.1 The effective date of the Licence is 24 October 2018*
- 2.2 The Licence shall expire on 23 October 2023.*

Mokopane Community Radio is in possession of a valid licence, and the licence is valid until 23 October 2023 as stated on the licence.

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

#### **3.3 Licence Area**

Clause 3 of the schedule to the licence provides that the Licensee's coverage area is as outlined below:

*"The Licensee shall provide services to Potchefstroom and surrounding area as set out in the Licensee's radio frequency spectrum licence."*

The radio frequency spectrum licence outlines the radio station's coverage area to be one of a local municipal footprint. During the period under review, there were no complaints that the Authority is aware of that were lodged against the Licensee regarding its coverage area. The Licensee maintains that its coverage area is as defined in the frequency spectrum licence.

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

### **3.2 Community**

Clause 4.1 of the schedule to the licence stipulates that:

*"The Licensee shall provide services to a geographic community residing within the geographic coverage area as specified herein."*

The Licensee provides broadcasting services to the areas in Mokopane under Limpopo Province. These include Machikiri, Maroteng, Masehlane, Mahwelereng, Potgittersrus, Mosesetjane, Sunsloot, Hospital View, Phola Park, Madiba and Magongwa and surrounding areas.

**The Licensee complies with clause 4.1 of the schedule to the licence.**

Clause 4.2 of the schedule to the licence provides as follows:

*"The Licensee shall provide for the participation of community members in the affairs of the station in the following ways:*

*"4.2.1 The Licensee shall hold at least 2 (two) meetings annually with its community focusing on programming and programming policies of the station".*

*4.2.2, "The Licensee shall furnish the Authority with proof of such meetings as well as the attendance thereof by members of the community".*

For the period under review, there was an exemption on the above-mentioned obligation under the provisions of the ICT COVID-19 National Disaster Regulations.

*Clause 4.2.3 The Licensee shall to hold Annual General Meetings (AGM) for the following purposes:*

*4.2.3.1 To provide feedback on the Licensee's compliance with license conditions,*

*4.2.3.2 To provide feedback on the Licensee's operational and financial performance, and*

*4.2.3.3 To elect members of the controlling structure e.g. Board of Directors, Trustees etc. subject to the licensee's founding documents".*

For the period under review, there was an exemption on the above-mentioned obligation under the provisions of the ICT COVID-19 National Disaster Regulations.

### **3.3 Programming**

Clause 5.1.1 of the schedule to the licence provides for the radio station's format as follows:

*"Local News and Information: The licensee shall broadcast a total of twenty-five (25) minutes of news per day, which shall include community news announcements and news produced by the station on issues affecting its community."*

For the period under review, and in line with the ICT COVID-19 National Disaster Regulations, the performance period was shortened by a period of at least four (4) hours, which resulted in some programmes not airing as per regular programming schedule.

The following extracts of news was found during the monitoring exercise:

- *"Kgoro ya thuto e ipiletswa gore gobe le khutso sekolong se se phagamego sa Gola ka leleme motsaneng wa gaSekgopo nakong yage go ahlaahlwa di tatofatso tsa bo menetsa le pushompempse ka morago ga gore gobe le ditatofatso tsa go thwala ka tsela yeo esego molaong ga hlogo ya sekolo le tshomishompe ya masheleng ka Moloko taolo wa sekolo, le dihlobaelo tsa gose shome botse ga barutwana ba mphato wa marematlou go thuto ya ngwagola. Gole bjalo go ruta le go rutwa ga barutwana go tswetse pele*

*letsatsing la moshupulogo morago ga gore batswadi le balaodi ba sekolo ba dumelelane go fega go tswalela ga sekolo seo.*

- *Mokomantara o mogolo wa mokgahlo wa EFF elego yena Julius Malema o re dikgetho tsa puso selegae tsa ngwaga wa ketepedi masome pedi tee di swanetse go shutishetswa ngageng wa ketepedi masome pedi nne gose bjalo dikgetho tsa lenyaga ditla kgethologanya. Malema obe a tshwere ba bega ditaba ka lefoko letsatsi la maabane go lenaneo la mokgatlo ke #EFFPlenum2021."*

Clause 5.1.2 of the schedule to the license provides that:

*"South African Music Content: 70%"*

The Licensee does not submit its monthly log sheets in accordance with the Compliance Procedure Manual. The monitoring exercise however found on average 80% of South African music.

**The Licensee complies with its South African Music Content obligation.**

Clause 5.1.3 Local Content:

*"Talk vs Music: 60% Talk and 40% Music."*

For the period under review, and in line with the ICT COVID-19 National Disaster Regulations, the performance period was shortened by a period of at least four (4) hours, which resulted in some programmes not airing as per regular programming schedule.

**3.4 Language(s) of broadcast**

Clause 5.1.4 of the schedule to the licence provides that the languages of broadcast are as follows:

*5.1.4.1 Sepedi – 50%;*

*5.1.4.2 English – 30%*

5.1.4.3 isiNdebele – 15%

5.1.4.4 Xitsonga – 10%; and

5.1.4.4 Afrikaans – 5%

The monitoring exercise found Sepedi being the principal language of broadcast with some English segments found in between other programming such as news and other shows.

**The licensee partially complies with its language quotas.**

Clause 5.2 of the schedule to the licence provides that:

*"The Licensee shall keep a log of programmes broadcast which must be submitted on a monthly basis to the Authority. A pro-forma of the log to be kept will be supplied by the Authority"*

The licensee submits its logs of programmes in accordance with the Compliance Procedure Manual.

**The licensee complies with clause 5.2 of the schedule to its licence.**

### **3.5 Notices and Addresses**

Clause 7 of the schedule to the licence stipulates that:

*"The licensee chooses the following as its principal address"*

7.1 Postal Address: P O Box 2394, Mahwelereng, 0600

7.2 Physical Address: 68 Pretorius Street, Mokopane  
0626

The licensee confirms that its offices are situated at the above-stated address and that there haven't been any changes in that regard.

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

## **4. REGULATIONS**

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

Regulation 3 (3) of the Regulations on South African Music Content as published on 23 March 2016 stipulates that:

*“A holder of a community sound broadcasting licence must ensure that after eighteen (18) months of the gazetting of these regulations, a minimum of 60%, increasing by 10% annually to reach 80% of the musical works broadcast in the performance period, consist of South African music and that such South African music is spread reasonably evenly throughout the said period”.*

The monitoring exercise reflects at least 80% of South African Music Content. The Licensee’s playlist is a balanced combination of almost all genres including Afro pop, kwaito, house, jazz, and traditional music. Artists found on the playlist include Monocles, Ozz La Deep and MellowCent; Rebeca Malope; DJ Sbu; Donald; Elaine; Sjava; Busi Mhlono; Lira; Theo Kgosinkwe; Tshego; King Monada and many others.

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

#### **4.2 Regulations regarding Standard Terms and Conditions for Class Licenses**

For the period under review, the Authority did not find any area of non-compliance with the standard terms and conditions for class licences.

**The Licensee complies with the regulations on Standard Terms and Conditions for Class Licenses.**

### **5. CONCLUSION**

For the period under review, the licensee has demonstrated compliance with its licence conditions, given its precarious recent history, it is clear the licensee is on the mend and growing from strength to strength.

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

- 6.1 Mokopane Community Radio Class broadcasting service and spectrum licence
- 6.2 Regulations on South African Music Content
- 6.3 Regulations on Standard Terms and Conditions for Class Licences