

**CELL C LIMITED**

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Registration Number: 1999/007722/06

4 October 2019

**Independent Communications Authority of South Africa**  
350 Witch Hazel Avenue  
Eco Point Office Park  
Centurion

Attention: Ms Violet Molete  
By email: [subscriptioninquiry@icasa.org.za](mailto:subscriptioninquiry@icasa.org.za);  
[vmolete@icasa.org.za](mailto:vmolete@icasa.org.za)

Dear Sirs and Madam

**DRAFT FINDINGS DOCUMENT: INQUIRY INTO SUBSCRIPTION TELEVISION BROADCASTING SERVICES MARKET**

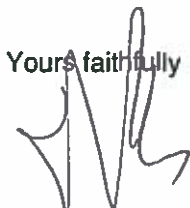
Cell C acknowledges the Findings Document published by ICASA in April 2019. Cell C notes that ICASA issued a notice extending the period for comments to 27 August, and further extended public consultation period to 4 October 2019. Cell C understand that the reason for the extended period of consultation is necessitated by a requested made by a stakeholder to which ICASA accepted the request for extension.

Cell C is a licensed Electronic Communications Network Services (ECNS) operator and an Electronic Communications Services (ECS) provider, and including, amongst others, the provision of content streaming services on its network. As stated during the public hearings, the services that Cell C provides are limited to Over-the-top (OTT) category, which is not licensable in terms of the Electronic Communications Act.

In addition, Cell C supports the position of ICASA contained in the draft findings report that the OTT category of services may not be categorised as a subscription broadcasting services, as these services are outside the scope of the definition of the broadcasting in terms of section 1 of the ECA.

Lastly, Cell C looks forward to the final document once published, and the conclusion of the inquiry initiated in terms of the section 67 of Electronic Communications Act.

Yours faithfully



**Themba Phiri**  
Executive Head: Regulatory