



Independent Communications Authority of South Africa

COUNCIL DECISIONS – 22 MARCH 2023

ITEM NO.	AGENDA ITEM	DECISION
1.	<p>Amendment of the Radio Frequency Spectrum Licence for Public Sound Broadcasting Service SABC</p> <p><u>Recommendation to Council:</u></p> <p>1.1. It was recommended that Council should approve the Applicant's amendment application to relocate its transmitter at Kleinmond and adjust the technical specifications for the following reasons:</p> <p>1.1.1. The proposed technical parameters will not cause harmful radio frequency interference to existing licensed broadcasters and spare coordinated frequencies.</p> <p>1.1.2. Proposed location will offer better security and the assurance of uninterrupted services.</p> <p>1.1.3. The application is in line with sections 30 (3) and 31 (4) (d) of the ECA.</p> <p><u>Council Decision</u></p> <p>1.2. Council resolved to approve the submission.</p>	<p>The recommendation was approved.</p>
2.	<p>Broadcasting Annual Compliance Reports for Individual and Class Broadcasting Services Licensees</p> <p><u>Recommendation to Council:</u></p> <p>2.1. It was recommended that Council should approve the twenty (20) broadcasting ACRs compiled for the period under review as part of the sixty (60) required in the OPP.</p>	<p>The recommendation was approved.</p>

	<p><u>Council Decision</u></p> <p>2.2. Council resolved to approve the submission.</p>	
3.	<p>Broadcasting Annual Compliance Reports for Individual and Class Broadcasting Services Licensees</p> <p><u>Recommendation to Council:</u></p> <p>3.1. It was recommended that Council approves the eighteen (18) ACRs, compiled for the period under review as part of the sixty (60) required in terms of the OPP.</p> <p><u>Council Decision</u></p> <p>3.2. Council resolved to approve the submission.</p>	The recommendation was approved.
4.	<p>Amendment of the Radio Frequency Spectrum Fees for Satellite Gateway Stations for High Throughput Satellites Services</p> <p><u>Recommendation to Council:</u></p> <p>4.1. It was recommended for Council to approve and assign the amendment of the regulations dealing with radio frequency spectrum fees to a Council Committee.</p> <p><u>Council Decision</u></p> <p>4.2. Council resolved to establish a Spectrum Pricing Council Committee, to deal with, <i>inter alia</i>, the amendment of the RF Spectrum Fees Regulations.</p>	The recommendation was approved.
5.	<p>State of the ICT Sector Report 2023</p> <p><u>Recommendation to Council:</u></p> <p>5.1 It was recommended that Council should approved the State of the ICT Sector report 2023, for publication on the ICASA website.</p> <p><u>Council Decision</u></p> <p>5.2 Council resolved to approve the Report for publication on the Authority's website, subject to the incorporation of inputs made by Council.</p>	The recommendation was approved.

<p>6.</p>	<p>End-user and Subscriber Service Charter Amendment Regulations Applicable to the ECN and ECNS Licensees, 2023 and Reasons Document</p> <p><u>Recommendation to Council:</u></p> <p>6.1. It was recommended that Council approve the attached Amended Regulations and Reasons Document for publication in the Government Gazette.</p> <p><u>Council Decision</u></p> <p>6.2. Council resolved to approve the submission.</p>	<p>The recommendation was approved.</p>
<p>7.</p>	<p>Notice Regarding the Final Radio Frequency Spectrum Assignment Plans for Specific Radiocommunications Systems</p> <p><u>Recommendation to Council:</u></p> <p>7.1. It was recommended that Council:</p> <p>7.1.1. Note the analysis of the written representations; and</p> <p>7.1.2. Approve the following eight (8) Final Radio Frequency Spectrum Assignment Plans (RFSAPs) for Specific Radiocommunications Systems for publication in the Government Gazette and on the Authority's website:</p> <p>7.1.2.1. Final Radio Frequency Spectrum Assignment Plan for the frequency band 138 to 144 MHz;</p> <p>7.1.2.2. Final Radio Frequency Spectrum Assignment Plan for the frequency band 156.8375 to 174MHz;</p> <p>7.1.2.3. Final Radio Frequency Spectrum Assignment Plan for the frequency band 335.4MHz to 380 MHz;</p> <p>7.1.2.4. Final Radio Frequency Spectrum Assignment Plan for the frequency band 380 MHz to 399.9 MHz;</p>	<p>The recommendation was approved.</p>

	<p>7.1.2.5. Final Radio Frequency Spectrum Assignment Plan for the frequency band 406.1MHz to 410 MHz;</p> <p>7.1.2.6. Final Radio Frequency Spectrum Assignment Plan for the frequency band 410 to 430 MHz;</p> <p>7.1.2.7. Final Radio Frequency Spectrum Assignment Plan for the frequency band 440 to 450 MHz; and</p> <p>7.1.2.8. Final Radio Frequency Spectrum Assignment Plan for the frequency band 1518 to 1525 MHz.</p> <p><u>Council Decision</u></p> <p>7.2. Council resolved to approve the submission.</p>	
8.	<p>Application For Renewal of Individual Commercial Sound Broadcasting Service Licence And Radio Frequency Spectrum Licence By Power 98.7 FM (Pty) Ltd</p> <p><u>Recommendation to Council:</u></p> <p>8.1. It was recommended that Council approves the Applicant's application to renew its I-CSBS and RFS Licences for the following reasons:</p> <p>8.1.1. The Applicant's renewal application is in line with section 11 (1), (2), and (3) and 31 (1), (2), and (3) of the EC Act read with regulation 10 (1), (2), and (3) of the Regulations.</p> <p>8.1.2. The Applicant's HDI equity stake meets the Authority's legislated minimum 30% HDI requirement -as stipulated in section 9 (2) (b) of the EC Act.</p> <p>8.1.3. The Applicant has paid all the licence fees due and payable at the date of the application.</p> <p>8.1.4. The Applicant has complied with the order by the Authority in terms of section 17 of ICASA Act.</p>	The recommendation was approved.

	<p>8.1.5. The Applicant has complied with section 11 (7) and regulation 12 (1) of the EC Act and the Regulations, respectively.</p> <p><u>Council Decision</u></p> <p>8.2. Council resolved to approve both submissions for Power FM and Vuma FM.</p>	
9.	<p>Coverage of 2021 Municipal Elections</p> <p><u>Recommendation to Council:</u></p> <p>9.1. It was recommended that Council approves the attached 2021 Municipal Elections Coverage Report, for publication on the ICASA website.</p> <p><u>Council Decision</u></p> <p>9.2. Council resolved to approve the submission, subject to input made by Council on the Report.</p>	The recommendation was approved.
10.	<p>Amendment of the Numbering Plan Regulations</p> <p><u>Recommendation to Council:</u></p> <p>10.1. It was recommended that Council should approve the publication of the Numbering Plan Regulations Amendment.</p> <p><u>Council Decision</u></p> <p>10.2. Council resolved to approve the submission.</p>	The recommendation was approved.
11.	<p>Approval of Findings Document and Position Paper on the Optimisation of the Frequency Modulation Sound Broadcasting Band for Publication in the Government Gazette</p> <p><u>Recommendation to Council:</u></p> <p>11.1. It was recommended that Council to:</p> <p>11.1.1. Approve the Findings Document and Position Paper on the Optimization of the Frequency Modulation ("FM") Sound Broadcasting band;</p> <p>11.1.2. Approve the publication in the Government Gazette and on the Independent Communications</p>	The recommendation was approved.

	<p>Authority of South Africa's ("the Authority") website, the Findings Document and Position Paper on the optimisation of the Frequency Modulation ("FM") Sound Broadcasting band; and</p> <p>11.1.3. Approve the letter to the Minister, communicating the outcome of the optimisation of the GE-84.</p> <p><u>Council Decision</u></p> <p>11.2. Council resolved to approve the submission.</p>	
12.	<p>Amendment Regulations for the Standard Terms and Conditions for Individual Licences and Reasons Document</p> <p><u>Recommendation to Council:</u></p> <p>12.1. It was recommended that Council approves the attached amendment Regulations and Reasons Document on the Standard Terms and Conditions for Individual Licences for publication in Government Gazette.</p> <p><u>Council Decision</u></p> <p>12.2. Council resolved to approve the submission.</p>	The recommendation was approved.

**ISSUED BY: Secretariat Office
on behalf of Council**


Nicholas Mabilane
Corporate Secretary