

No.	Action Item	Person Responsible
1.	<p>Opening and apologies</p> <p>1.1 The Chairperson declared the meeting opened and welcomed all attendees.</p> <p>1.2 Council noted apologies from the CAE, [REDACTED], and the Executive: LRCCC, [REDACTED], both of whom were on training.</p> <p>The opening and apologies were noted.</p>	Chairperson
2.	<p>Ratification of the agenda</p> <p>2.2 The CEO requested to brief Council with regard to feedback received from the Auditor-General South Africa (AG) following its proactive review of the ICASA APP 2026/27FY. Council resolved to include this matter on the agenda.</p> <p>2.3 It was resolved to also include on the agenda, the CFO's brief to Council on the updated 2026/27FY budget previously presented to Council.</p> <p>The agenda was adopted with the above-mentioned amendments.</p>	Council
3.	<p>Declaration of conflict of interest</p> <p>No conflict of interest was noted.</p>	Council
4.	<p>Minutes of the Council meeting held on 3 February 2026</p> <p>The minutes were approved as presented.</p>	Council
5.	<p>Regulations on Dynamic Spectrum Access and Opportunistic Spectrum Management</p> <p>This item was presented by Cllr [REDACTED], supported by the Research Specialist: Network Systems.</p> <p><u>Discussion / Comments</u></p> <p>5.1 Council advised that the definitions schedule be updated to include a definition for TV white spaces / unused frequencies.</p> <p>5.2 Council was assured of the project's operational readiness, noting the Authority's partnership with the CSIR, in terms of which, the CSIR will co-develop and support the user service portal for managing dynamic assignments. Council was further informed of a skills-transfer process, which will see the Authority driving all authorisations locally.</p> <p>5.3 It was clarified that the two objection letters received from [REDACTED] had been premised on [REDACTED] concern that unutilised spectrum would be granted via blanket authorisations, potentially interfering with incumbent operations.</p> <p>5.4 Council was informed that the above-mentioned concern has been resolved with [REDACTED] by ensuring that all innovation spectrum assignments are processed dynamically on an individual, case-by-case basis. Furthermore, subsequent field test results submitted by [REDACTED] legal representatives confirmed zero signal interference during the collaborative technical field studies.</p> <p>5.5 It was agreed that a Council submission of this nature should in future be workshopped prior formal tabling.</p> <p>Council resolved to approve the recommendation, with the above-mentioned comments.</p>	Cllr [REDACTED]
6.	<p>Draft Amendment Radio Spectrum Fees Regulations and Radio Regulations</p> <p>This item was presented by Cllr [REDACTED], supported by the Executive: Regions and Consumer Affairs.</p>	Cllr [REDACTED]

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	<p><u>Discussion / Comments</u></p> <p>6.1 Council noted inconsistency between regulation 28A(6) and regulation 28A(7) of the Radio Regulations, which cite “not exceeding 90 calendar days” and “not exceeding three (3) months”, respectively. The Committee was requested to standardise the two provisions before publication. Council was advised that the Committee had intended to standardise the two provisions to “90 calendar days”.</p> <p>6.2 With regard to satellite networks operating without a localised ground station in South Africa, it was clarified that the framework mandates that they must still secure a user terminal network license. This ensures that even if user terminals qualify as standard subscriber equipment, the Authority maintains explicit regulatory oversight and strict frequency controls over the network operator.</p> <p>6.3 Council was advised that data sovereignty and state access are protected under regulation 28B(4) of the Radio Regulations. This clause explicitly mandates that any satellite space segment operator providing services within South Africa must provide and maintain active lawful interception capabilities to satisfy Regulation of Interception of Communications and Provision of Communication-Related Information Act (RICA) requirements.</p> <p>Council resolved to approve the recommendation, with the above comments.</p>	
7.	<p>Final National Radio Frequency Plan (NRFP)</p> <p>This item was presented by Cllr [REDACTED], supported by the Manager: Broadcasting Frequency Co-ordination.</p> <p><u>Discussion / Comments</u></p> <p>7.1 It was clarified that the court interdict issued in favour of [REDACTED] only affects the date of the analogue switch-off and not the long-term planning framework. Consequently, explicit references to the Geneva 2006 treaty were intentionally inserted into the NRFP to reaffirm South Africa's global commitments.</p> <p>7.2 Council re-affirmed that the statutory power to compel licensees to vacate spectrum bands under international treaty obligations is a prerogative of the Authority which should not be undermined by future policy directives.</p> <p>7.3 Council recommended hosting a dedicated strategic session specifically to test and define the operational boundaries of section 4(3)(c) of the ICASA Act, with the litigation in relation to the analogue switch-off date to serve as the core case study.</p> <p>Council resolved to approve the recommendation, with the above comments</p>	Cllr [REDACTED]
8.	<p>Final Signal Distribution Regulations</p> <p>The item was presented by Cllr [REDACTED], supported by the Manager: Wholesale, PRA.</p> <p><u>Discussion / Comments</u></p> <p>8.1 The Committee was advised to rectify Regulation 2(c) of the Signal Distribution Regulations, to reflect “licensee” instead of “licensees”.</p> <p>8.2 Council was advised that whilst detailed cost items were initially included in the first draft of the Regulations, these were removed after public consultations, to prevent stakeholder confusion and eliminate administrative delays in finalising the baseline regulatory phase. Granular cost items will form part of the next phase of the project.</p> <p>Council resolved to approve the recommendation, with the above comments.</p>	Cllr [REDACTED]
9.	<p>Rapid Deployment Regulations</p> <p>This item was presented by Cllr [REDACTED], supported by the Senior Manager: Spectrum Monitoring & Research (Engineering and Technology Division).</p>	Cllr [REDACTED]

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	<p><u>Discussion / Comments</u></p> <p>9.1 It was clarified that the Authority will utilise a facilitation and mediation process for disputes between licensees, or between licensees and landowners. Should the ICASA-led mediation fail to yield results, the disputing parties must escalate the matter to external arbitration or the courts.</p> <p>Council resolved to approve the recommendation as presented.</p>	
10.	<p>Review of Municipal Elections Regulations</p> <p>The item was presented by Cllr ██████████, supported by Cllr Karabo Mohale as the Committee Co-Chairperson, and the Manager: Content Services.</p> <p><u>Discussion / Comments</u></p> <p>10.1 It was clarified that the Regulations do not provide broadcasters with any editorial rights. Should content explicitly violate the Regulations, the broadcaster must reject the submission completely, return it to the candidate with written reasons and notify the candidate of their right to lodge a dispute with ICASA.</p> <p>10.2 It was confirmed that the Regulations will be gazetted by 31 May 2026.</p> <p>Council resolved to approve the recommendation as presented.</p>	Cllr ██████████
11.	<p>Report on the Analysis of Tariff Notifications Submitted for the Period 1 July 2025 to 31 December 2025 (This item was workshopped on 25 March 2026)</p> <p>This item was presented by the Acting Executive: PRA.</p> <p>Council resolved to note the submission.</p>	CEO / Acting Executive: PRA
12.	<p>Research Report on International Voice Call Termination Rates (This item was workshopped on 25 March 2026)</p> <p>This item was presented by the Acting Executive: PRA, supported by the Senior Manager: Sector Forensic, PRA.</p> <p>Council resolved to note the submission.</p>	CEO / Acting Executive: PRA
13.	<p>Research Report on OTT Services (This item was workshopped on 25 March 2026)</p> <p>This item was presented by the Acting Executive: PRA.</p> <p>Council resolved to note the submission.</p>	CEO / Acting Executive: PRA
14.	<p>ICT State of the Sector Report (This item was workshopped on 25 March 2026)</p> <p>This item was presented by the Acting Executive: PRA, supported by the Senior Manager: Sector Forensic, PRA.</p> <p>Council resolved to approve the recommendation as presented.</p>	CEO / Acting Executive: PRA
15.	<p>Research Report on Postal USOs</p> <p>This item was presented by the Acting Executive: PRA, supported by the Manager: Access to ICT Services.</p> <p><u>Discussion / Comments</u></p> <p>15.1 The PRA Team was directed to incorporate the below feedback into the report:</p>	CEO / Acting Executive: PRA

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	<p>15.1.1 To Insert explicit year-on-year historical bar graphs tracing SAPO's decline from approximately 1,500 branches down to 697 branches.</p> <p>15.1.2 To replace revenue percentage ratios with absolute numerical charts detailing annual letter volume output.</p> <p>15.1.3 To source and integrate operational performance datasets (delivery timeframes, logistics volume) from private market operators like PostNet.</p> <p>15.1.4 To correct the text to declare that SAPO is governed by a rate of return regulatory pricing framework (similar to Eskom), not standard price-cap protocol.</p> <p>15.2 The updated report incorporating the above-mentioned inputs, will guide impending strategic interventions with SAPO's Business Rescue Practitioners (BRPs).</p> <p>Council resolved to note the submission, with the above-mentioned inputs.</p>	
16.	<p>Thirty (30) Broadcasting Compliance Annual Reports</p> <p>This item was presented by the Manager: Broadcasting Compliance. This item was presented simultaneously with the item in paragraph 17 infra.</p> <p><u>Discussion / Comments</u></p> <p>16.1 The vertical axis for the sector overview graph must be converted from percentages to absolute totals, showing how heavily the community broadcasting licensees outnumber individual broadcasting licensees.</p> <p>16.2 Text paragraphs must be supplemented by consolidated bar charts that categorise licensee failures (eg. Failure to hold AGMs or to adhere to local content quotas) and the frequency thereof – this should inform targeted regulatory support.</p> <p>16.3 Council noted that compliance tracking is manual and ordered the development of automated reporting mechanisms to detect licensee non-compliance on a quarterly basis rather than annual reviews.</p> <p>Council resolved to approve the recommendation, with the above-mentioned inputs.</p>	CEO / Executive: Licensing and Compliance
17.	<p>Thirty-one (31) Broadcasting Compliance Annual Report</p> <p>This item was presented by the Manager: Broadcasting Compliance.</p> <p>Council resolved to approve the recommendation, with the inputs made under the item in paragraph 16 supra.</p>	CEO / Executive: Licensing and Compliance
18.	<p>ECS-ECNS Annual Compliance Report</p> <p>This item was presented by the Senior Manager: Compliance.</p> <p><u>Discussion / Comments</u></p> <p>18.1 It was clarified that the 30% HDG requirement cannot be applied retrospectively, as confirmed by the 2008 Altech/Autopage Judgement¹. The 30% HDG threshold primarily takes effect during subsequent license transfers, renewals, or amendments.</p> <p>18.2 Council requested that future reports should map the structural intersection between individual service licenses and individual network licenses to outline how many specific licensees hold dual ECS and ECNS licences. This will assist the Licence Renewals Committee.</p> <p>18.3 The Licensing and Compliance Team was asked to recalculate a mathematically flawed pie chart that improperly lists the overall gross sum (R893 billion) as a standalone third slice alongside its individual sub-component slices (R622 billion and R271 billion).</p>	CEO / Executive: Licensing and Compliance

¹ Altech Autopage Cellular (Pty) Ltd v The Chairperson of the Council of the Independent Communications Authority of South Africa and Others (20002/08) [2008] ZAGPHC 264 (29 August 2008).

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	<p>18.4 In relation to USAF 0.2% of annual turnover contributions, the Team was requested to track raw gross values versus applied deductions (such as interconnection and agency fees) to isolate year-on-year avoidance trends. Further, the annual contribution tracking bar chart must be converted to a stacked graph format to show the ratio between standard licence fee revenue and USAF contributions, and to harmonise narrative inconsistencies in page 22 of the report before final publication.</p> <p>18.5 Council tasked the USAO / Spectrum USOs Council Committee to host a dedicated USOs workshop to establish a unified operational position.</p> <p>Council resolved to approve the recommendation, with the above-mentioned inputs.</p>	
19.	<p>Change of Licensee Details – [REDACTED]</p> <p>This item was presented by the Senior Manager: Compliance.</p> <p><u>Discussion / Comments</u></p> <p>19.1 Council noted with concern the time it took (five (5) years) for the matter to be brought to Council for approval since the submission of the notification back in 2021. Council requested a written chronology of events explaining the operational gap between RSAWeb's supplementary submissions in 2021 and the current 2026 approval request.</p> <p>19.2 Council was advised that previously the licensing framework did not allow for interventions, such as the referral of a matter to the CCC, in the event that a licensee did not timeously submit information requested by the Authority. The CEO committed to get the Internal Audit division (IA) to audit loopholes with the current licensing tracking system.</p> <p>Council resolved to approve the recommendation, with the above-mentioned comments.</p>	CEO / Executive: Licensing and Compliance
20.	<p>Draft AG finding from its proactive review of the ICASA APP 2026/27FY</p> <p><u>Discussion / Comments</u></p> <p>20.1 The CEO briefed Council in relation to a draft finding issued by the AG having reviewed the ICASA APP 2026/27FY and noted that the APP lacks visible indicators reflecting the Authority's compliance monitoring of the postal, broadcasting and telecommunications sectors.</p> <p>20.2 The CEO further indicated that, whilst the AG noted that these compliance monitoring activities are actively documented in the Operational Performance Plan (OPP), the AG recommended elevating these activities to the Annual Performance Plan (APP) to ensure public and parliamentary transparency.</p> <p>20.3 Council conceded that compliance monitoring is fundamentally strategic and not operational, as it directly impacts public service. Further that, the AG's recommendation offers the Authority a vital opportunity to leverage section 17F of the ICASA Act, which legally mandates that the Authority <i>must</i> appoint an official inspectorate body to monitor compliance. Accordingly, this legislative provision gives the Council clear statutory leverage to approach National Treasury and the Ministry for expanded operational funding.</p> <p>Council resolved to approve the AG's recommendation for the elevation of compliance monitoring from the OPP to the APP.</p>	CEO
21.	<p>Amendments to the Technical Indicator Description (TID) in the APP 2026/27FY, in relation to "Percentage of valid invoices paid within 30 days of receipt"</p> <p>This item was presented by the CFO.</p> <p><u>Discussion / Comments</u></p> <p>21.1 The CFO presented to Council a proposed amendment to the APP 2026/27 TID in relation to "Percentage of valid invoices paid within 30 days of receipt".</p>	CEO / CFO

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	<p>21.2 The CFO further clarified that TID omitted specific weighting conditions which, if left unchanged, will cause calculation inaccuracies during compliance tracking.</p> <p>21.3 To safeguard against erroneous non-compliance findings, the CFO recommended that the metric language be formally amended to evaluate "valid and true due invoices received."</p> <p>Council resolved to approve the recommendation indicated in paragraph 21.3 above.</p>	
22.	<p>[REDACTED]</p> <p>This item was presented by the CFO.</p> <p><u>Discussion / Comments</u></p> <p>22.1 [REDACTED]</p> <p>[REDACTED]</p> <p>[REDACTED]</p> <p>[REDACTED]</p> <p>[REDACTED]</p> <p>[REDACTED]</p> <p>[REDACTED]</p> <p>[REDACTED]</p> <p>[REDACTED]</p> <p>Council resolved to approve the structural budget and the above-mentioned provisos.</p>	CEO / CFO
23.	<p>Appointment of a [REDACTED]</p> <p>This matter was presented by the Executive: HR, in a closed Council session.</p> <p><u>Discussion / Comments</u></p> <p>23.1 [REDACTED]</p> <p>Council resolved to approve the recommendation as presented.</p>	CEO / Executive: HR
24.	<p>Appointment of Social and Ethics Committee (SEC) members</p> <p>This item was presented by the Executive: HR. The discussions were chaired by Cllr [REDACTED].</p> <p>Council resolved to approve the recommendation as presented.</p>	CEO / Executive: HR
25.	<p>Report from the MWC GSMA held in Spain</p> <p>The item was presented by the Chairperson.</p> <p>Council resolved to note the report.</p>	Chairperson
26.	<p>Closure</p> <p>The Chairperson then thanked all who were present in the meeting and declared the meeting adjourned at 15h41.</p>	Chairperson

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Signed: 
Mothibi G. Ramusi
(ICASA Chairperson)

Date: 09 June 2026