



Independent Communications Authority of South Africa
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**FLEETCALL (PTY) LTD
COMPLIANCE REPORT 2011/2012**

1. INTRODUCTION

The following report is intended to give an account of Fleetcall (Pty) Ltd ("Fleetcall") compliance for the 2011/2012 financial year. Fleetcall is required to comply with the Electronic Communications Act 36 of 2005 ("the Act"), applicable regulations and licence terms and conditions.

2. BACKGROUND

On 16 January 2009, the Authority issued Fleetcall with the following converted Licences:

- Individual Electronic Communications Network Services (I-ECNS) Licence with licence number 0041/IECS/JAN/09; and
- Individual Electronic Communications Services (I-ECS) Licence with licence number 0041/IECNS/JAN/09.

This Annual Compliance Report assesses Fleetcall's compliance with its licence terms and conditions, the General Licence Fees Regulations ("ALF"), the Universal Service and Access Fund, Form 1 Standard Terms and Conditions. Fleetcall's financial year end is **February**.

Below is an analysis of compliance with the abovementioned regulations.

3. DISCUSSION

3.1. COMPLIANCE PROCEDURE MANUAL REGULATIONS, 2011; FORM 1 STANDARD TERMS AND CONDITIONS FOR ECS, ECNS AND BS

The Compliance Procedure Manual Regulation; which contains Form 1 "Standard Terms and Conditions for ECS, ECNS and BS" were published on 15 December 2011.

The purpose of these Regulations is to assist the Authority to proactively monitor compliance and to ensure that information is obtained in a consistent format.

These Regulations apply to all licensees issued with a licence in terms of chapter 3 and 9 of the Act and in terms of the Postal Services Act, 1998 (Act 124 of 1998)

General Licence Information

3.1.1 **Organisation Status-** Fleetcall is a profit company Fleetcall provides airtime services for wireless voice and data communication for telemetry, dispatching, alarm monitoring, fleet management, security and other voice applications. Fleetcall has been in operation since 1994.

3.1.2 **Ownership-** Fleetcall is locally owned.

3.1.3 **Shareholding-** Fleetcall has one shareholder namely Altech Radio Holdings (Pty) Ltd which holds 100%.

3.1.4 **Staff-** Fleetcall has 44 staff members. Fleetcall is comprised of thirty one (31) people in the technical division with 74% of them who are males and 61% of them who are whites and 39% of them are Africans. Fleetcall has nine (9) people in management with 67% of them being whites with 33.3% females.

3.2 LICENCE TERMS AND CONDITIONS

Licence Requirement – Paragraph 2 of the Schedule to the issued Licences requires “the licensee to provide national coverage of its electronic communications network services.”

3.2.1. Network Coverage

For geographical and population coverage Fleetcall submitted that their geographical coverage cannot be conveyed in any other form.

3.2.2. Network Type / Infrastructure

Fleetcall provides Wireless

3.2.3. Services offered

Fleetcall predominantly provides voice limited data services

3.3. GENERAL LICENSE FEES REGULATIONS, 2009

The General Licence Fees Regulations came into operation on the date of publication, being 01 April 2009.

3.3.1. **Regulatory Requirements – Regulation 5:** provides that “*Payments in respect of annual licence fees are due as prescribed in schedule 3.*”

3.3.2. **Regulatory Requirements – Schedule 3 of Regulation 1 (4):** states: “*In respect of Annual Payments, such:*

- (a) are due annually based on the licensee's financial year;*
- (b) are due and payable within 6 months from the end of the licensee's financial year end."*

Compliance Assessment

01 March 2011 to 29 February 2012

Fleetcall has complied with these Regulations in that it made a payment in respect of annual licence fees within six months of their financial year end.

Fleetcall also submitted its Audited Annual Financial Statements to the Authority for verification of its payments within six month of their financial year end.

3.4. UNIVERSAL SERVICES AND ACCESS FUND REGULATIONS, 2011

The USAF Regulations were published on 10 February 2011 and came into operation on the same date.

3.1.1. Regulatory Requirements - Regulation 3 (1): requires *"Every holder of a licence granted in terms of Chapter 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".*

3.5.2. Regulatory Requirements - Regulation 4(2): requires that *"Payments in respect of contributions to the Fund:*
(a) are due annually based on the licensee's financial year;
(b) are payable within 6 months from the end of the licensee's financial year end.

Compliance Assessment

01 March 2011 to 29 February 2012

Fleetcall has complied with these Regulations in that it made a payment in respect of USAF within six months of their financial year end

4. CONCLUSION AND SUMMARY OF PERFORMANCE

4.1. Compliance Procedure Manual Regulations, 2011; Form 1 Standard Terms AND Conditions For ECS, ECNS AND BS

Fleetcall submitted information as requested.

4.2. General Licence Fees Regulations, 2009

Fleetcall has complied with the Licence Fees Regulations.

4.3. Universal Service and Access Fund Regulations, 2008

Fleetcall has complied with the Universal Service and Access Fund Regulations.