



# **GOOD HOPE FM ANNUAL COMPLIANCE REPORT**

**MARCH 2024**

## **2022/2023 ANNUAL COMPLIANCE REPORT**

### **SOUTH AFRICAN BROADCASTING CORPORATION (SABC) BROADCASTING AS GOOD HOPE FM**

**Licence Period: 18 December 2018 – 17 December 2028**

#### **1. PREFACE**

The Independent Communications Authority of South Africa ("the Authority") has a statutory mandate in terms of the Constitution, the Independent Communications Authority of South Africa Act<sup>1</sup>, the Electronic Communications Act<sup>2</sup> ("ECA") and the Broadcasting Act<sup>3</sup> 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.

This report seeks to give an account of Good Hope FM's compliance with the terms and conditions, as set out in its license, during the financial year ending March 2023. Aspects of compliance that are measured comprise of the service licence conditions of Geographic Coverage Area, Broadcast Language, Format, Local content Obligations, General Programming Obligations, Training and Skills developments and Ownership and Control Obligations.

Furthermore, the report will measure compliance with Regulations that includes South African Music Content, Standard Terms and Conditions for Individual Licensees, Universal Service and Access Fund, General Licence Fees.

#### **2. BACKGROUND**

Good Hope FM is an Individual Public Sound Broadcasting Service Licensee<sup>4</sup> of the South African Broadcasting Corporation ("SABC"). The radio station's mandate is to provide a sound broadcasting service with an Urban Contemporary Music format to the geographic coverage area as defined in the map attached to its radio frequency spectrum licence.

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<sup>1</sup> Act No. 13 of 2000, as amended.

<sup>2</sup> Act No. 36 of 2005.

<sup>3</sup> Act No. 4 of 1999.

<sup>4</sup> Appendix A: Service and Frequency spectrum licences.

Good Hope FM accesses its audience on the frequencies granted to it by the Authority, as specified in its Radio Frequency Spectrum Licence. Its signal distribution is provided by Sentech (Pty) Ltd. The radio station broadcasts from its physical address in Cape Town, situated at 209 Beach Road, Sea Point.

### **3. COMPLIANCE ASSESSMENT**

#### **3.1 Ownership and Control**

Clause 1 of Good Hope FM's licence provides that:

*"1.1 Name of Company/Entity: The South African Broadcasting Corporation.*

*1.2 Shareholders: The State: 100%.*

*1.3 Ownership held by persons from historically disadvantaged groups:*

*N/A"*

The Licensee submitted that the information as reflected in clause 1 of Good Hope FM's licence remained unchanged during the period under review.

**The Licensee complies with clause 1 of its licence.**

#### **3.2 Name of station**

Clause 1 of the Schedule to Good Hope FM's licence provides that:

*"1. Name of Station*

*Good Hope FM."*

The monitoring exercise confirmed that the name of the station of the Licensee did not change during the period under review.

**The Licensee complies with clause 1 of the Schedule to its licence.**

#### **3.3 Licence Period**

Clause 2 of the Schedule to Good Hope FM's licence provides that:

*"2.1 The effective date of the licence is 18 December 2018.*

*2.2 The licence shall expire on 17 December 2028."*

The renewed licence as issued to the licensee is valid until 17 December 2028 and is only due for renewal from December 2027.

**The Licensee complies with clause 2 of the Schedule to its licence.**

### **3.4 Geographic Coverage Area**

Clause 3 of the Schedule to Good Hope FM's licence provides that:

*"The geographic coverage area is defined in the map attached to the radio frequency spectrum licence."*

The monitoring exercise confirmed that the geographic coverage of Good Hope FM is as prescribed in the coverage area map attached to the radio frequency spectrum of its licence. Further, the Authority received no complaints or reports indicating that the Licensee has gone beyond its coverage area.

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

### **3.5 Language(s)**

Clause 4 of the Schedule of Good FM's licence provides that:

*"Principal Language: English and Afrikaans"*

The monitoring exercise found that the languages of broadcast of the Licensee are English and Afrikaans.

**The Licensee complies with clause 4 of the Schedule to its Licence.**

### **3.6 Format**

Clause 5 of the Schedule to Good Hope FM's licence provides that:

*"5.1 The service authorised by this licence forms part of the public service division of the Licensee.*

*5.2 The licensed service shall provide a service with an Urban Contemporary Music format."*

The monitoring exercise confirmed that the service authorised by the licence forms part of the public service division of the Licensee and that the service is of an Urban Contemporary format.

**The Licensee complies with clause 5 of the Schedule to its Licence.**

### **3.7 Local Content Obligations**

Clause 6 of the Schedule to Good Hope FM's licence provides that:

*"In each year, the Licensee shall, within thirty (30) days of end of the quarter, submit to the Authority written records indicating the extent of:*

*6.1 the different genres; and*

*6.2 the South African music content, in programme material broadcast on the service during that quarter, in each instance, distinguishing between the genres, providing the relevant details in relation to prime time and the period between 05h00 and 23h00 daily ("the South African broadcast period"), and expressing the relevant details both as an aggregate in minutes and as a percentage of the total of all such programming material."*

The SABC submitted its quarterly written records indicating the different genres, its South African music content and programming material for the period under review. The quarterly written records expressed the relevant details as an aggregate in minutes as well as a percentage of the total of all such programming material.

Further, the information contained in the quarterly reports was compared to the findings of the monitoring exercise as undertaken during the period under review and the conclusion of this comparison is outlined in the report below.

**The Licensee complies with clause 6 of the Schedule to its Licence.**

### **3.8 General Programming Obligations**

Clause 7 of the Schedule to Good Hope FM's licence provides that:

*"7.1 General*

*7.1.1 The Licensee shall ensure that its programming adequately reflects the diversity of South Africa's religions."*

**The Licensee does not carry any religious programming and therefore a finding in terms of the clause as outlined above is not required.**

*"7.1.2 The Licensee shall take reasonable steps to provide programming that reflects the cultural and traditional needs of its audience."*

The monitoring exercise found that the programming broadcast by the Licensee reflects the cultural and traditional needs of the audience which is predominately the Western Cape. The programming caters for the needs of its audience while simultaneously providing uplifting content for the whole community.

**The Licensee complies with clause 7.1.2 of the Schedule to its licence.**

*"7.1.3 The Licensee shall, during the South African performance period, provide programme material that caters and has due regard for the interests of all sectors of South African society and shall provide programming on health-related issues, gender issues relevant to all age groups."*

The monitoring exercise found that the Licensee during the South African performance period provides programme material that caters and has due regard for the interests of all sectors of South African society. Programmes such as *"The Morning show"*, an all-female hosted show, covers topics related to travel, finances, health and wellness, among others.

Further, the health and gender issues such as disability awareness, end-of-year stress, nutrition, breast cancer awareness and prostate cancer awareness discussed during this programming were found to be relevant to all age groups.

**The Licensee complies with clause 7.1.3 of the Schedule to its licence.**

7.2 News

Clause 7.2.1 of the Schedule to Good Hope FM's licensee states that:

*"The Licensee shall broadcast at least thirty (30) minutes of news programming each day during the South African performance period."*

The monitoring exercise confirmed that the Licensee broadcast at least thirty (30) minutes of news programming each day during the South African performance period. The monitoring exercise found that the average news output ranges between thirty (30) and thirty-five (35) minutes per day during the period under review.

The news broadcast was further found to be dominated by local news followed by national news. During the period under review among the news stories picked up from the monitoring exercise, were the following:

- *"Western Cape Police Management has praised the investigating officer in the murder case of Allison Plaatjies from Clanwilliam for outstanding work. This after the convicted murderer Phillip April was sentenced to life imprisonment by the High Court for the murder of his ex-girlfriend Allison Plaatjies in Clanwilliam in 2019. Twenty-six-year-old Allison Plaatjies, a*

*school teacher, sustained multiple stab wounds in October last year. April was found guilty last year of premeditated murder.*

- He was also found guilty of the theft of the deceased's vehicle which he was found in possession of after her murder."*
- "Eskom board member Mteto Nyati says high debt levels as well as high electricity tariffs and poor performance by some managers are affecting the performance of the power utility. Nyati was speaking at a media briefing about the energy crisis hosted by the Government Communication and Information System (GCIS) in Johannesburg. He has warned consumers of more electricity tariff hikes as Eskom is not making money from the current rate paid."*
- "The provision of water and sanitation services for people living on privately owned land including farms, mines and church properties has come under the spotlight at a public consultation in Piketberg in the Western Cape. This follows the successful court action by an NGO, Advancement for Rural Development, which highlighted the lack of water and sanitation services for residences on privately owned land. The public consultation process comes after the recent gazetting of the Draft Water and Sanitation Services on Privately Owned Land policy."*

**The Licensee complies with clause 7.2.1 of the Schedule to its licence.**

Clause 7.2.2 of the Schedule to Good Hope FM's licence states that:

*"The Licensee shall in its production of news and current affairs programming:*

*(i) Exercise full editorial control in respect to the contents of such programming*

*(ii) Include matters of international, national, regional, and where appropriate, local significance*

*(iii) Meet the highest standards of journalistic professionalism*

*(iv) Provide fair, unbiased, impartial, and balanced coverage independent from governmental, commercial or other interference; and*

*(v) Provide a reasonable opportunity for the public to receive a variety of points of view on matters of public concern."*

The Licensee submitted its editorial policy to the Authority<sup>5</sup>. The monitoring exercise has confirmed that the Licensee's broadcast of news and current affairs is aligned with its editorial policy.

The policy places particular emphasis that full editorial control will vest in the licensee and that it will aim to meet the highest standard of journalistic professionalism and that coverage of news and current affairs should be fair, unbiased, impartial, and balanced without any governmental, commercial, or other interference.

The monitoring exercise also found that matters of international, national, regional, and local significance are included in the broadcast of news and current affairs.

**The Licensee complies with clause 7.2.3 of the Schedule to its licence.**

### **3.7 Training and Skills Development Obligations**

Clause 8 of the Schedule to Good Hope FM's licence stipulates that:

- "8.1 *The Licensee must adopt and implement equal opportunity employment Practice.*
- 8.2 *The Licensee must ensure that its management and staff are representative of South African society and that its human resource policies take into account the development of managerial, production, technical and other skills and expertise, particularly with regard to historically disadvantaged persons.*
- 8.3 *The Licensee shall endeavour to achieve fair and reasonable participation by historically disadvantaged persons with respect to:*
- (a) its management and control structures*
  - (b) skills development*
  - (c) enterprise development; and*
  - (d) procurement*
- 8.4 *The Licensee must, within thirty (30) days of the end of each financial year, provide the Authority the written information regarding its compliance with the above requirements."*

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<sup>5</sup> Appendix B: Editorial Policy.



The SABC's Employment Equity and Transformation report for the year ended March 2023, outlines the licensee's efforts to comply with clause 8 of its licence. Notably, the Licensee continues to maximise its employment of people from historically disadvantaged backgrounds. In the year that ended March 2023, the SABC absorbed into its workforce, one hundred and twenty six (126) interns out of one hundred and sixty-three (163) that completed the 2022/2023 internship programme with the Licensee.

Women continue to get into high positions at the Licensee and people from previously disadvantaged groups make up the majority at the executive level. The Licensee's five-year target is to have at least 51.7% women making up the entire workforce by September 2025. The SABC has already reached the 2025 target; currently, women make up 52% of the Licensee's employees and they are represented at all occupational levels. The SABC's Employment Equity report shows that the Licensee's employment practices strive to promote a fair and equitable representation of race and gender at all levels.

**Table 1: SABC's 2025 Employment Equity Targets (Control/Management Echelon) against 2023 Actuals**

Employment Category	September 2025 Target	February 2023 Actual
Black Board of Directors with Voting Rights	50%	85.72%
Female Board of Directors with Voting Rights	25%	33%
Black Executive Directors (GCEO, COO, CFO)	50%	66.67%
Black Female Executive Directors (GCEO, COO, CFO)	25%	0%
Black Executive Managers / Senior Management	60%	88 %
Black Female Executive Managers/Senior Management	30%	32%
Black Middle Management	75%	83%
Black Female Middle Management	38%	42%

Black Junior Managers	88%	93%
Black Female Junior Managers	44%	49%
Black People with Disabilities	2%	2%

Towards its obligation as laid out in clause 8.3 (b) and its Workplace Skills Plan, the SABC delivered one thousand three hundred and sixty-eight (1368) training interventions in the past reporting year. Eight hundred and seventy-six (876) employees took part in the training interventions and 96.5% of the participants were persons from historically disadvantaged groups.

The SABC's reports on employment equity and skills development were received within the time frame specified in the License, thus complying with clause 8.4.

**The Licensee complies with the entirety of clause 8 of the Schedule of its Licence.**

### **3.8. Provision of audited financial statements to the Authority:**

Clause 9 of the service licence provides that:

*"The Licensee shall provide the Authority with the audited annual financial statements of the licensed service within four (4) months of the end of the Licensee's financial year, provided that the Licensee may on good cause apply to the Authority for an extension."*

**The Licensee submitted its audited annual financial statements to the Authority and therefore the Licensee complies with clause 9 of the schedule to its licence.**

## **4. REGULATIONS**

### **4.1 ICASA South African Music Content Regulations, 2016**

Regulation 3.3 of the Regulations on South African Music Content provides that:

*"Every holder of a commercial sound broadcasting licence to which these regulations apply must ensure that after eighteen months of the gazetting of these regulations, a minimum of 35% 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*<sup>6</sup>.

Some of the South African music tracks that were broadcast during the period under review include:

*Amy Jones "Alone No More"; Nanette ft Blxckie "Talk 2 Me"; Majozi "I'll Be There"; Tamara Dey "Promises"; Lloyiso "Seasons"; Armand Joubert "My Own Best Friend"; Will Linley "Miss Me"; Jonathan Butler "Lies"; Jarrad Ricketts "Take Me To Your Heart".*

The Licensee on a regular basis conducts interviews with South African artists during "Saaiman Says with Chad Saaiman" on Monday to Thursdays between 18h00 and 21h00. Some of the interviews with South African artist include:

*Daylin Sass; Moonga K; OSHRI; Monique Hellenberg; Clint Brink; Paxton: Claire Phillips; KASHCPT; MAJOZI and Salome.*

The monitoring exercise therefore confirms that during the period under review the Licensee broadcast a minimum of forty percent (40%) South African music content during the performance period.

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

#### **4.2 Compliance Procedure Manual – Form 12A**

The Licensee is required, in terms of the Compliance Procedure Manual Regulations, to submit a Form 12A<sup>7</sup> which reports on all complaints received during each financial year.

The monitoring exercise confirms that the Licensee submitted the required Form 12A. Further, the Licensee is a member of the National Association of Broadcasters ("NAB") and complaints in relation to the Code of Conduct by Broadcasters are administered by the Broadcasting Complaints Commission of South Africa ("BCCSA").

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<sup>6</sup> Appendix E: ICASA South African Music Content Regulations, 2016 as published in *Government Gazette* No.39844 dated, 23 March 2016.

<sup>7</sup> Appendix F: ICASA Compliance Procedure Manual Regulations, 2011 as published in *Government Gazette* No. 34863 dated, 15 December 2011.

**The Licensee complies with the Compliance Procedure Manual Regulations.**

#### **4.4 Regulations regarding Standard Terms and Conditions for Individual Licensees**

The Authority is satisfied that during the period under review the Licensee did not contravene the regulation in respect of the Standard Terms and Conditions for Individual Licences<sup>8</sup>.

**The Licensee complies with the Regulations on Standard Terms and Conditions for Individual Licences.**

#### **4.5 Universal Service and Access Fund Regulations, 2011**

Regulation 3 of the USAF Regulations<sup>9</sup> provides that:

- 1) *"Every holder of a licence granted in terms of Chapters 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.*
- 2) *A Broadcasting Service Licensee who has paid an annual contribution to the MDDA must set off that contribution against its USAF Contribution, provided that the MDDA contribution and the USAF contribution against which it is set off are for the same financial year".*

The Licensee made the prescribed payment directly to the MDDA and submitted proof thereof to the Authority on 31 October 2023.

**The Licensee complies with Regulations 3(1) and 3(2) of the USAF Regulations.**

## **5. CONCLUSION**

The Licensee has during the period under review complied with all of the compliance requirements stemming from its licence terms and conditions as well as applicable Regulations.

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<sup>8</sup> Standard Terms and Conditions for Individual Licences, 2010 as published in *Government Gazette* No. 33294 dated, 14 June 2010, as amended.

<sup>9</sup> USAF Regulations, 2011 as published in *Government Gazette* No. 34010 dated, 10 February 2011.

## **6. TERMS OF REFERENCE**

Appendix A: Service and Frequency spectrum licences

Appendix B: Editorial policies

Appendix C: SABC Employment Equity and Transformation: Report to ICASA,  
Reporting period: 1 April 2020 – 31 March 2021.

Appendix D: Skills and Development Report

Appendix E: South African Music Content Regulations

Appendix F: Compliance Procedure Manual Regulations

Appendix G: Regulations Regarding Standard Terms and Conditions

Appendix H: Universal Service Obligation Fund Regulations

**End**