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GENERAL NOTICES • ALGEMENE KENNISGEWINGS

INDEPENDENT COMMUNICATIONS AUTHORITY OF SOUTH AFRICA**GENERAL NOTICE 1111 OF 2022**

**INVITATION TO PRE-REGISTER FOR COMMUNITY TELEVISION
BROADCASTING SERVICE AND RADIO FREQUENCY SPECTRUM LICENCES
FOR MULTIPLEX 1 FREQUENCIES**

The Independent Communications Authority of South Africa ("the Authority") hereby invites applications for Community Television Broadcasting Service ("CTBS") and Radio Frequency Spectrum ("RFS") Licences for Multiplex 1 frequencies in terms of section 17, 31 (1) and 31 (2) of the Electronic Communications Act, 2005 (Act No. 36 of 2005), as amended ("the EC Act") read with regulation 4(5) of the Community Broadcasting Services Regulations, 2019, regulation 4 of the Promotion of Diversity and Competition on DTT Regulations, 2014 and read with regulation 7 of the Radio Frequency Spectrum Regulations, 2015.

All applications will be considered based on the requirements of this Invitation to Pre-Register ("ITP-R"), all applicable regulations, and the EC Act.

This ITP-R applies to both the CTBS and RFS licence pre-registrations.

DR. KEABETSWE MODIMOENG**CHAIRPERSON****DATE: 27 / 06 / 2022**

BEFORE COMPLETING THE APPLICATION, REGISTRANTS ARE REQUIRED TO READ AND TAKE INTO ACCOUNT THE FOLLOWING:

- a. The guidelines in schedule A and B of this ITP-R;
- b. Sections 4D of the Independent Communications Authority of South Africa Act, No. 13 of 2000 ("the ICASA Act") referred to in this ITP-R;
- c. Section 50, section 62, section 17, 31 (1), and 31 (2), and other sections of the EC Act referred to in this ITP-R;
- d. Sections 5 (3) of the Broadcasting Act, No. 4 of 1999 ("Broadcasting Act") referred to in this ITP-R;
- e. The following Regulations and Guidelines are applicable to this ITP-R:
 - i. The Class Licensing Processes and Procedures Regulations, 2010, as amended ("Processes and Procedures Regulations");
 - ii. The Community Broadcasting Services Regulations, 2019;
 - iii. Standard Terms and Conditions for Class Broadcasting Services Regulations, 2010, as amended;
 - iv. ICASA Regulations on Local Television Content, 2016;
 - v. Guidelines for Confidentiality Request in Terms of Section 4D of the ICASA Act published in Government Gazette No 41839 dated 17 August 2018;
 - vi. Radio Frequency Spectrum Regulations, 2015, as amended ("RFS Regulations");
 - vii. Digital Migration Regulations, 2012;
 - viii. Promotion of Diversity and Competition on Digital Terrestrial Television Regulations, 2014; and
 - ix. Terrestrial Broadcasting Frequency Plan, 2013, as amended.

**NON-COMPLIANCE WITH THE APPLICABLE PROVISIONS OF
THE EC ACT, THIS ITP-R AND/OR ANY APPLICABLE
REGULATIONS WILL RESULT IN THE AUTHORITY NOT
CONSIDERING THE APPLICATION**

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SCHEDULE A:

**PRE-REGISTRATION GUIDELINES IN RESPECT OF THE CTBS
LICENCE AND RFS LICENCE**

1. Applications must be made in writing, in the format set out in this ITP-R.
2. Registrants must answer all questions set out in this pre-registration form in full. If any question is considered not applicable, mark it as "N/A" and provide further explanation as to why it is not applicable.
3. Registrants must submit either one (1) soft copy of their pre-registration notice electronically via email in Word or Pdf format, or two (2) hard copies (including an original) of the pre-registration notice as well as a soft copy of the pre-registration notice on USB or a disc.
4. All pre-registration notices must be received by the Authority by the closing date indicated in paragraph 16 below.
5. All pre-registration notices, subject to Schedule C below, submitted to the Authority pursuant to this ITP-R will be made available on the Authority's website at <https://www.icasa.org.za> or can be sent via email upon request by any interested party or can be collected from ICASA Library at the following address: 350 Witch-Hazel Avenue, Eco Point Office Park, Eco Park, Centurion between 09h00 and 16h00, Monday to Friday. Copies of the applications will be obtainable at the Authority's library upon payment of a fee as may be determined by the Authority from time to time through publication in the government gazette or the Authority's website.
6. Each hard copy (including the original) of the application must be permanently bound (using either heat or spiral binding).
7. Each pre-registration notice must have a cover page indicating the title of the ITP-R ("Invitation to pre-register for DTT community television broadcasting service and radio frequency spectrum licences for multiplex 1 frequencies"), name of the Registrant, the proposed name of the broadcasting service, and year of application.
8. The page(s) immediately following the cover must be the contents page(s)

/ table of contents, which shall detail each section of the pre-registration notice and corresponding page numbers.

9. The entire pre-registration notice, including the appendices and schedules, must be sequentially numbered starting with the page immediately following the contents page(s) as page 1 and ending with the very last page of the pre-registration notice.
10. In the event that the Registrant has to submit its pre-registration notice in more than one part or volume, each part or volume must have a cover page bearing all the details set out in paragraph 7 above. In this case the cover page must specify the number of the part or volume (i.e. Part One, Part Two or Volume One, Volume Two). Each volume or part must also have the full set of contents pages and be sequentially numbered as indicated above.
11. Registrants must apply for the assignment of Multiplex 1 broadcasting frequencies as specified in Schedule J of this ITP-R.
12. The Authority reserves the right not to award frequencies should registrants not meet the requirements as set out in this ITP-R.
13. Pre-registration notices must be addressed for the attention of the Executive: Licensing and Compliance and must be submitted to the following email address: itp-r-tv@icasa.org.za or must be deposited into the box designated for that purpose at **Block B, Eco Point Office Park, 350 Witch-Hazel Avenue, Eco Park, Centurion, Pretoria.**
14. A Pre-registrant will be required to pay the non-refundable application fee of four thousand, one-hundred and sixty-five rand (R4 165.00). The payment shall be made by an electronic funds transfer or via a direct deposit into the following bank account of the Authority (**attach as Appendix 14**):

BANK: NEDBANK LIMITED

**BRANCH: NEDBANK CORPORATE INVESTMENT
BANKING**

BRANCH CODE: 198765

ACCOUNT NO: 1080249044

SWIFT CODE: NEDSZAJJ

REFERENCE: Name of the proposed service or Registrant

15. All registrants shall carry their own costs in responding to the ITP-R.
16. The closing date for the submission of pre-registration notices shall be **16:30 PM, South African time (GMT +2), on 12 January 2023.**
17. **Pre-registration notices received after the closing date and time will not be accepted or considered by the Authority.**
18. The licensing process will be undertaken in two (2) phases:
 - 18.1. Phase 1: Consideration of the applications for pre-registration of CTBS and RFS licences for DTT Multiplex 1 frequencies;
 - 18.2. Phase 2: Consideration for registration of the CTBS and RFS licences, will be a beauty contest (comparative tender) in line with the criteria set out in Schedule B of the ITP-R. The Authority may conduct public hearings where deemed necessary, prior to making a decision on the application for CTBS and RFS licences. The registrant who meets all the requirements and scores the highest in terms of functionality in Phase two (2) will be awarded the CTBS and RFS licences.
19. This licensing process will culminate in the issuing of the fifteen percent (15%) maximum capacity on DTT Multiplex 1 per Province as indicated in the table below. Additional CTBS licences may be issued to community television broadcasting services to make up a fifteen percent (15%) maximum capacity on DTT Multiplex 1 per Province where there is already assigned community broadcasting services in the Province.

Province	Number of Licences that may be issued
Gauteng	1
North West	3
Limpopo	3
Kwa-Zulu Natal	2
Western Cape	2
Eastern Cape	2
Northern Cape	3
Free State	3
Mpumalanga	3

Pre-Registration requirements in terms of regulation 4 (1) of the Community Broadcasting Services Regulations, 2019.

20. The pre-registrant must submit proof that it is a Non-Profit Organization that has been in operation for a period of two (2) years or more (**attach as Appendix 20**).
21. A pre-registrant must demonstrate community development and empowerment with respect to the community located within the coverage area it proposes to render community broadcasting services (**attach as Appendix 21**).

Pre-Registration requirements in terms of regulation 4 (3) of the Community Broadcasting Services Regulations, 2019.

22. A pre-registrant must submit a pre-registration notice as per the requirements set out in Form B of the Processes and Procedure Regulations, which must be accompanied by the following additional documents as per the Community Broadcasting Services Regulations, 2019:
 - (a) Founding documents such as the Constitution and Memorandum of Incorporation (**attach as Appendix 22 A**);
 - (b) Curriculum Vitae of Board Members and Management (**attach as Appendix 22 B**);

- (c) Disclosure of Interests of Board Members and Management **(attach as Appendix 22 C);**
- (d) Programming plan **(attach as Appendix 22 D);**
- (e) Business plan comprising a 3 – 5 years' financial plan **(attach as Appendix 22 E);**
- (f) Tax clearance certificate or tax status pin as provided by the South African Revenue Service **(attach as Appendix 22 F);**
- (g) Demand, Need, Support including profiled community broadcasters in the coverage area and programming format **(attach as Appendix 22 G);**
- (h) Projects reporting on management, governance, and finances **(attach as Appendix 22 H);** and
- (i) Corporate governance and operational policies including, but not limited to **(attach as Appendix 22 I):**
 - (i) Technical Operations;
 - (ii) Human Resource; and
 - (iii) Financial;
 - (iv) Programming Policy;
 - (v) Editorial Policy;
 - (vi) Social Media Policy; and
 - (vii) Political branding at the station and affiliation Policy.

MANDATORY REQUIREMENTS FOR RFS APPLICATIONS

- 23. Applications for RFS licence must be submitted in the format as provided in Schedule I attached and registrants are required to answer all questions in full.
- 24. A pre-registrant must apply in accordance with the frequencies stipulated in Schedule J (Annexure G) of this ITP-R.
- 25. A pre-registrant must select all the frequencies listed in the identified province where it intends to provide its broadcasting services.
- 26. A pre-registrant must commit to transitional arrangements of frequencies stipulated in Schedule K (Annexure J) of the Terrestrial Broadcasting Frequency Plan, 2013 ("TBFP") **(Attach letter of commitment as Appendix 26).**

27. A pre-registrant must provide a letter of support or agreement that the signal distributor to be appointed is distributing 85% of Multiplex 1 that is assigned by the Authority to SABC. Note that SENTECH is the signal distributor appointed to distribute 85% of Multiplex 1.
28. Failure to comply with any of these requirements and provisions of the RFS Regulations will render the application null and void.
29. The Authority reserves the right not to consider a RFS application should it not meet the requirements as set out in this ITP-R.

SCHEDULE B:

EVALUATION CRITERIA FOR PHASE TWO (2)

Criteria	Description	Weight
Need, Demand and Support	<ul style="list-style-type: none"> - Is the Applicant's proposed service informed by appropriate audience and market? Has the applicant been able to demonstrate that there is a need, demand, and support for the proposed service? (An appropriate declaration that, as regards the provision of the proposed broadcasting service, the applicant has the support of each signatory; - the signatures of members of the community; or provide results of a survey which is representative of the community to be served, shows whether, as regards the provision of the proposed broadcasting service, the Applicant has the support of the community or of those associated with or promoting the needs and interests of the community. The survey shows the extent to which the proposed broadcasting service will be viewed and listened to. 	30%
Programming	<ul style="list-style-type: none"> - Is the Applicant's proposed service informed by appropriate audience and market? Has the applicant been able to demonstrate that there is sufficient programming variety for the proposed service? - Is the Applicant's proposed programming schedule and format adding to the diversity in broadcasting taking into account existing television services? 	20%
Business Plan and Funding	<ul style="list-style-type: none"> - Are the proposed financial projections realistic and credible? - Is there any commitment of funding? 	20%
Community participation and development	<ul style="list-style-type: none"> - How does the Applicant intend to encourage and facilitate community participation and development? 	10%
Technical Viability	Coverage area and technical efficiency: Does the Applicant's proposed coverage area cover the targeted service area, and does it address the maximum potential audience.	20%

SCHEDULE C:

REQUESTS FOR CONFIDENTIALITY

1. In terms of section 4D of the ICASA Act, registrants may request that any part of the pre-registration notice be treated as confidential. Confidential documents must be clearly marked as such and submitted together with the original pre-registration notice. Requests for Confidentiality must be submitted in line with the Guidelines for Confidentiality Request in terms of section 4D of the ICASA Act published in Government Gazette No 41839 dated 17 August 2018 and attached herewith as Schedule L.
2. Where a registrant has requested confidentiality on sections of its pre-registration notice, the pre-registration notice must be accompanied by one (1) non-confidential copy with sections that are redacted. The non-confidential version of the pre-registration notice will be published for public comment if the request for confidentiality is granted.
3. Request for confidentiality will be considered within fourteen (14) working days of receiving the request and the Authority will communicate its decision to the respective registrant.
4. In the event that the request for confidentiality is refused, the registrant may choose to withdraw the information on which confidentiality is requested and was not granted by the Authority.

SCHEDULE D:

AMENDMENTS TO THE PRE-REGISTRATION NOTICE

1. Amendments to pre-registration notices received in terms of this ITP-R will be considered in terms of the provisions of Form B of the Processes and Procedures Regulations, 2010.
2. In instances where the information included in a pre-registration notice changes at any time after submission of the pre-registration notice but before the Authority makes a decision, the Applicant must apply to the Authority for amendment of the application, in writing within fourteen (14) days of such change occurring.
3. The Authority will, after considering the amendment application, determine whether the changes:
 - 3.1. unfairly prejudice other interested parties;
 - 3.2. impede the expeditious and proper consideration of the pre-registration; or
 - 3.3. materially changes the pre-registration as to constitute a new pre-registration.
4. The Authority will then notify the registrant of its decision to either grant or refuse the amendment application. In the event that the amendment application is granted, the Authority may publish a notice in the Government Gazette inviting interested parties to submit written representations in relation to the amendment application within the period stipulated in the notice.

SCHEDULE E:

REQUEST FOR SUBMISSION OF SUPPLEMENTARY INFORMATION

1. The Authority may require a registrant to prepare and submit any supplementary information as requested by the Authority regarding any aspect of its application within the application process.
2. The Authority may direct a registrant to submit any such supplementary information within seven (7) days after receiving a written request.
3. A request by the Authority may be made to any registrant who submitted an application by the closing date.

SCHEDULE F:

DISQUALIFICATION CRITERIA

1. A registrant will be disqualified from the application process where such registrant has:
 - 1.1 submitted a pre-registration but is an affiliate of another registrant within the same application process; or
 - 1.2 capacity already assigned to it or its affiliate in Multiplex 1; or
 - 1.3 submitted more than one (1) pre-registration to the Authority in response to this ITP-R; or
 - 1.4 submitted an application which contains false or misleading information; or
 - 1.5 colluded or attempted to collude with another registrant; or
 - 1.6 obtained or acquired confidential information relating to another pre-registrant without consent from the Authority and/or the owner of such confidential information; or
 - 1.7 failed to comply with the terms and conditions of this ITP-R, the provisions of the EC Act, ICASA Act, Broadcasting Act, and all relevant Regulations; or
 - 1.8 submitted an incomplete pre-registration and RFS application.

SCHEDULE G:

PROPOSED LICENCE TERMS AND CONDITIONS FOR THE RFS LICENCE**1. TYPE OF LICENCE**

1.1	Multiplex 1 (MUX 1) Radio Frequency Spectrum Licence
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2. GEOGRAPHICAL AREA

2.1	Provincial, within the borders of the Republic of South Africa
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3. DURATION OF SPECTRUM LICENCE

3.1	This licence shall be valid from the date of issue and shall run parallel to and not exceed the duration of a CTBS licence contemplated in Chapter 3 of the EC Act, 2005.
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4. RIGHT TO USE MUX 1 RADIO FREQUENCY SPECTRUM

4.1	The licensee is authorised to use the frequencies in accordance with the technical parameters and locations as set out in Schedule J (Annexure G) that forms part of this licence.
4.2	<p>The Authority makes the following transitional arrangements for the right of use of radio frequency spectrum in Schedule J until Analogue Switch Off (ASO), where after the plan as set out in Annexure J of the latest version of the Terrestrial Broadcasting Frequency Plan will be applicable in relation to MUX 1:</p> <p>4.2.1 That Broadcasting Spectrum Assignments in the band above 694 MHz, in the affected areas as stipulated in the Terrestrial Broadcasting Frequency Plan, are to be used subject to meeting the conformance requirements in line with the GE06 Plan and are to be phased out during the performance period.</p> <p>4.2.2 That broadcast transmissions and services ancillary to broadcasting in</p>

	<p>the band above 694 MHz are to be systematically switched off.</p> <p>4.2.3 That sharing and co-existence in the band above 694 MHz is to be implemented systematically through a Geographic separation of Mobile IMT Systems and Broadcasting Services in affected areas in accordance with the Terrestrial Broadcasting Frequency Plan 2013, read with the First Update to the Terrestrial Broadcasting Plan 2013 until the end of migration from Analogue to Digital Terrestrial Television process.</p>
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5. WITHDRAWAL OF RADIO SPECTRUM LICENCE

5.1	<p>Failure to meet fifty percent (50%) of the rollout-targets set out in the roll-out obligation prior to the second anniversary of the first proposed launch of the service is considered non-utilisation and will result in the radio frequency spectrum licence withdrawal.</p>
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6. RADIO COVERAGE ROLL-OUT OBLIGATIONS

6.1	<p>A licensee must ensure that the appointed signal distributor use the MUX 1 broadcasting frequencies for the construction and operation of Digital Terrestrial Television Distribution Network for the provisioning of community television broadcasting services.</p>
6.2	<p>A licensee must ensure that the appointed signal distributor distributes 15% of MUX 1 capacity that is assigned by the Authority pursuant to the issue of this spectrum licence.</p>
6.3	<p>A licensee must ensure that the appointed signal distributor, through a commercial arrangement and without prejudice, distributes 85% of MUX 1 capacity that is assigned by the Authority to SABC.</p>
6.4	<p>Fifteen percent (15%) of the MUX 1 Digital Terrestrial Television Distribution network must be completed prior to second anniversary of the first proposed launch of the service.</p>
6.5	<p>The Authority shall review the radio frequency spectrum utilisation by the licensee two (2) years after ASO.</p>

6.6	<p>A licensee must submit to the Authority – prior to the second anniversary of the launch of the service – a declaration:</p> <ul style="list-style-type: none">a) indicating that the services are being provided; andb) detailing the extent of the network roll-out.
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7. GENERAL CONDITIONS

7.1	<p>The licensee must at all times observe the provisions of international telecommunications conventions, such as those governing the International Telecommunication Union (ITU) and as they apply to the Republic of South Africa.</p>
7.2	<p>The licensee indemnifies ICASA against any claims for damages that may occur as a result of the switching off of the transmitters as stipulated in Annexure J or, as a result of any interruptions to the service that may affect the quality of signals.</p>
7.3	<p>The licensee indemnifies ICASA against any claims for damages that may result from interference to or interruption of the transmitters caused by radio users and electronic communication lines lawfully operated in terms of the Radio Frequency Spectrum Regulations.</p>

SCHEDULE H:

FORM B**REGISTRATION FOR A CLASS LICENCE TO PROVIDE A COMMUNITY BROADCASTING SERVICE****(Regulation 7 (2))****INDEPENDENT COMMUNICATIONS AUTHORITY OF SOUTH AFRICA***Note:*

- (a) *Registrants must refer to the Electronic Communications Act, 2005 (Act No. 36 of 2005) ("the Act") and any regulations published under the Act with regard to the requirements to be fulfilled by registrants. Registrants are referred, in particular, to the Community Sound Broadcasting Regulations, 2019 (published under GN439 in Government Gazette 42323 of 22 March 2019) and the Community Sound Broadcasting Licence: Criteria to Measure Community Support Regulations, 1997 (published under GN R1388 in Government Gazette 18380 of 17 October 1997).*
- (b) **Information required in terms of this Form which does not fit into the space provided may be included in an appendix attached to the Form. Each appendix must be numbered with reference to the relevant part of the Form.**
- (c) ***Where any information in this Form does not apply to the registrant, the registrant must indicate that the relevant information is not applicable.***

1. PARTICULARS OF REGISTRANT	
1.1 Full name of registrant:	
1.2 Designated contact persons (maximum of two):	

1.3 Registrant's principal place of business:	
1.4 Registrant's postal address:	
1.5 Registrant's telephone number/ (including mobile numbers):	
1.6 Registrant's telefax number/s:	
1.7 Email address of designated contact person (maximum of two):	

2. LEGAL FORM OF REGISTRANT	
2.1 Indicate the legal form of the registrant (e.g., Non-Profit entity incorporated in terms of the Companies Act, 2008):	
2.2 Registration number of the registrant:	
<p>2.3 The following documents must be submitted with the registration: the certificate of registration accompanied by an approved memorandum of incorporation, a constitution which has been signed by founding members/ Board. The founding documents must have provisions for the following minimum of 51% quorum for the annual general meeting, provision for membership and an appeals mechanism in case of rejection upon application, and a clear separation of powers between management and board of directors. Should the registrant fail to submit these documents, the registration will not be considered. (Attach as Appendix 2.3.1)</p>	

3. NON-PROFIT STATUS OF REGISTRANT	
Provide details of the registrant's non-profit status. Please provide a certified certificate of registration as a Non-Profit Entity or provide a deed of trust and Letter of Authority from the Master's Office in respect of a Community Trust.	
4. COMMUNITY	
4.1 Indicate whether the community to be served by the proposed broadcasting service is:	
4.1.1 geographically founded community; or	
4.1.2 group of persons or sector of the public with a specific, ascertainable common interest.	
4.2 Where the community to be served by the registrant is a geographically founded community, provide details of the community to be served, including: <ul style="list-style-type: none"> (i) whether the community is urban, peri-urban, or rural (ii) the number of people in the community (iii) gender, language, income, and demographic statistics in relation to the community. (Attach as Appendix 4.2)	
4.3 Where the community to be served by the registrant is a community of common interest, provide details of the community to be served, including: <ul style="list-style-type: none"> (i) the nature of the common interest; (ii) the size of the community in the geographic area in which the service is proposed to be provided; and (iii) gender, language, income, and demographic statistics in relation to the community. (Attach as Appendix 4.3)	

5. NATURE OF SERVICES TO BE LICENSED
5.1 Provide a description of the service to be provided: (Attach as Appendix 5.1)
5.2 Indicate the geographic area in which the service is to be provided:
5.3 Provide details of the languages in which the broadcasting service is to be provided. Where it is proposed that the service will be provided in more than one language, provide a breakdown of the number of hours of programming which will be broadcast in each language.
5.4 Provide the registrant's proposed programming schedule. Further provide the proposed programming format and content to be provided, and indicate when your peak time will be, the extent to which output would be locally originated, and extent to which it will be externally sourced. Further indicate the proposed minutes of news to be broadcast on a daily basis and provide a percentage split in terms of local, national, and international news content. Indicate the duration and scheduling of current affairs programme/s and provide the percentage split in terms of local, national, and international content and indicate source as well. The registrant must apply in-line with the ICASA South African Local Television Content Regulations, 2016. (Attach as Appendix 5.4)

6. SERVING THE COMMUNITY'S INTERESTS

6.1 Provide proof of how the registrant proposes to serve the community's interests:

6.2 Provide proof of how the registrant proposes to encourage members of the community it serves, or persons associated with the promotion of the community's interests, to participate in the selection and production of programming to be provided by the registrant:

7. SUPPORT

Provide proof of support by members of the registrant's community or of persons associated with the registrant's community or of persons who promote the interests of the registrant's community. Kindly submit letters of support from NGOs, business, and so forth and signatures of support from members of the community/prospective listeners, etc. **(Attach as Appendix 7)**

8. FINANCES
8.1 Submit commitment of funding, which includes the amount from financial institutions or any other entity for start-up costs, and provide details of the way the proposed service is to be funded (e.g. sponsorship, donations etc.) (Attach as Appendix 8.1)
8.2 Provide details of the registrant's anticipated: <ul style="list-style-type: none"> (i) capital expenditure necessary for the commencement of the provision of services; and (ii) operating expenditure during the registrant's first year of operation. (Attach as Appendix 8.2)
8.3 Provide details of the registrant's business plan: (Attach as Appendix 8.3)

9. CONTROL AND MANAGEMENT
9.1 Provide details (including name, nationality, identification or passport number, position, and address) of each member of the registrant. Confirm if the individuals below reside within the proposed coverage area (Attach as Appendix 9.1) <ul style="list-style-type: none"> (i) board of directors or similar body; (ii) senior management; and (iii) attach the proposed organogram.
9.2 Provide details of all ownership interests in the registrant: (Attach as Appendix 9.2) <ul style="list-style-type: none"> 9.2.1 Provide details of any persons in a position of control of the registrant who is a foreign citizen, or an entity registered or incorporated in any country other than South Africa: Indicate whether any member of the Board of the

registrant is a foreign citizen or an entity registered or incorporated in any country other than South Africa. Provide details below.
9.3 Indicate whether any member of the Board of the registrant is also a member of the Board of another licensee issued in terms of the Act. Please provide details below.

10. RADIO FREQUENCY SPECTRUM

Indicate if the registrant has submitted or intends to submit an application for a radio frequency spectrum licence for the provision of the services to which this registration relates. The registrant must complete the RFS application form contained in Schedule I of this ITP-R, indicate, from the frequencies provided by the Authority, which frequency band it seeks to utilise to provide the service.

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11. GENERAL

11.1 Indicate whether the registrant is a member of an entity recognised in terms of section 54 and 55 of the Act.

11.2 Indicate whether the registrant is a party, movement, organisation, body, or alliance which is of a party - political in nature.

11.3	Indicate whether the registrant has ever been convicted of an offence in terms of the Act or related legislation, as defined in the Act. If so, provide details of such conviction	
11.4	Provide details of other matters or undertakings which, in the registrant's view, the Authority should consider:	
11.5	Attach a resolution authorising the person(s) not more than two signing this registration and liaising with the Authority during the registration process. The resolution <u>must</u> be marked clearly as (Appendix 11.5)	

The person signing the registration on behalf of the registrant must acknowledge as follows:

I acknowledge that the Authority reserves the right to have any licence issued pursuant to this registration set aside should any material statement made herein, at any time, be found to be false. Signed

(REGISTRANT)

I certify that this declaration was signed and sworn to before me at on the day of 20..... by the deponent who acknowledged that he/she:

1. knows and understands the contents hereof;
2. has no objection to taking the prescribed oath or affirmation; and
3. considers this oath or affirmation to be truthful and binding on his/her conscience.

COMMISSIONER OF OATHS

Name:

Address:

SCHEDULE I:

**APPLICATION FORM - RADIO FREQUENCY SPECTRUM LICENCE FOR
MUX 1 FREQUENCIES**

The following information must be provided. If the information to be supplied is not applicable, then the abbreviation 'N/A' must be written in the field, accompanied by a succinct explanation as to why it is not applicable.

1. DETAILS OF THE REGISTRANT

1.1. NAME OF REGISTRANT

--

1.2. PROPOSED NAME OF STATION

--

1.3. PHYSICAL ADDRESS

--

1.4. POSTAL ADDRESS

--

1.5. COMPANY REGISTRATION/IDENTIFICATION NUMBER

--

1.6. NAME OF CONTACT PERSON

--

1.7. TELEPHONE NUMBER

--

1.8. E-MAIL ADDRESS

--

2. SUBMIT THE FOLLOWING DOCUMENTS:

- 2.1. Full technical profile and particulars of the registrant's technical experience (of the technical team and/or personnel) marked clearly as **(attach as Appendix 2.1)**.
- 2.2. Full technical details and frequencies applied for as stipulated in Schedule J (Annexure G) of this ITP-R marked clearly as **(attach as Appendix 2.2)**. (A registrant must select all the frequencies listed in the identified province where it intends to provide its broadcasting services).
- 2.3. Name and particulars of the proposed signal distributor accompanied by a letter of support from such signal distributor indicating its willingness to provide signal distribution services to the registrant marked clearly as **(attach as Appendix 2.3)**.

--

3. DESCRIPTION OF SERVICE

No.	Information Required
3.1	Description of service to be provided:
3.2	Province in which the proposed service will be provided:
3.3	Proposed coverage area in which the proposed service will be provided:

4. UNDERTAKING

WARRANTY UNDERTAKING

I..... (duly authorised person) have prepared and/ or compiled, or directly supervised those who have prepared all or parts of this application and/or information constituting this application.

To the best of my knowledge, the application information contained herein, and any attachment thereto, is accurate and not misleading.

I further understand that should any information included herein be found to be false or misleading the entire application will be disqualified and the Applicant precluded from further consideration within the application process.

Name and title of the person authorised to sign this undertaking:

Authorised Signature: _____

Date: ____/____/ 20____

I certify that this declaration was signed and sworn to before me at

..... On the day of 20..... by the deponent who acknowledges that he/she:

- i. knows and understands the contents hereof;
- ii. has no objection to taking the prescribed oath or affirmation; and
- iii. considers this oath or affirmation to be truthful and binding on his/her conscience.

COMMISSIONER OF OATHS

Name:

Address:

Capacity:

SCHEDULE J:

DIGITAL TERRESTRIAL TELEVISION FREQUENCY NETWORK MUX1**ANNEXURE G OF TBFP****DTT FREQUENCY ASSIGNMENTS DURING ANALOGUE-TO-DIGITAL MIGRATION**

NO	STATION NAME	GEO. CO-ORDINATES		TRANSMITTER		ANTENNA		ADMINISTRATIVE		
		LAT	LONG	FREQ (MHZ)	CH	ERP (KW)	POL	STAT	CAT	PROVINCE
1	ALEXANDER BAY	28S36 39	16E29 55	522	27	0.1	V	SPA	DTT1	Northern Cape
2	ALI WAL NORTH	30S47 05	26E34 00	474	21	10	H	SPA	DTT1	Eastern Cape
3	AMANDA GLEN	33S51 18	18E40 33	610	38	0.02	V	SPA	DTT1	Western Cape
4	ANDRIESKRAAL	33S46 42	24E42 35	594	36	0.01	V	SPA	DTT1	Eastern Cape
5	AURORA	33S49 39	18E38 29	610	38	0.001	V	SPA	DTT1	Western Cape
6	BARKLY EAST	30S51 30	27E26 00	522	27	0.35	V	SPA	DTT1	Eastern Cape
7	BEAUFORT WEST	32S15 30	22E30 23	634	41	56.1	H	SPA	DTT1	Western Cape
8	BEDFORD	32S37 57	26E02 57	474	21	10	H	SPA	DTT1	Eastern Cape
9	BETHLEHEM	28S14 10	28E29 58	586	35	10	H	SPA	DTT1	Free State
10	BEZ VALLEY	26S11 41	28E05 00	738	54	0.07	V	OPE	DTT1	Gauteng
11	BLOEMFONTEIN	29S06 04	26E13 44	722	52	71	H	SPA	DTT1	Free State
12	BOESMANSKOP	30S00 29	27E12 53	586	35	10	H	SPA	DTT1	Free State
13	BURGERSDORP	31S00 02	26E20 21	682	47	0.1	V	SPA	DTT1	Eastern Cape
14	BURGERSFORT	24S33 46	30E15 47	570	33	50	H	SPA	DTT1	Mpumalanga
15	BUTTERWORTH	32S16 35	28E12 24	490	23	10	H	SPA	DTT1	Eastern Cape
16	CALA	31S33 15	27E45 02	674	46	10	V	SPA	DTT1	Eastern Cape
17	CALVINIA	31S23 03	19E46 56	498	24	10	H	SPA	DTT1	Northern Cape
18	CAPE TOWN	34S03 18	18E23 11	610	38	20	H	SPA	DTT1	Western Cape
19	CAROLINA	26S10 37	30E37 57	818	64	10	H	SPA	DTT1	Mpumalanga
20	CERES	33S15 10	19E27 32	506	25	11	V	SPA	DTT1	Western Cape
21	CHRISTIANA	27S53 03	24E55 50	754	56	1	H	SPA	DTT1	Northern Cape
22	CLIFTON	33S56 31	18E22 36	522	27	0.02	H	SPA	DTT1	Western Cape
23	COLESBERG	30S42 30	25E03 28	522	27	0.5	V	SPA	DTT1	Northern Cape

NO	STATION NAME	GEO. CO-ORDINATES		TRANSMITTER		ANTENNA		ADMINISTRATIVE		
		LAT	LONG	FREQ (MHZ)	CH	ERP (KW)	POL	STAT	CAT	PROVINCE
24	CRADOCK	32S18 01	25E32 27	658	44	10	H	SPA	DTT1	Eastern Cape
25	DAVEL	26S27 30	29E37 26	626	40	50	H	SPA	DTT1	Mpumalanga
26	DE AAR	30S27 50	23E59 13	754	56	50	H	SPA	DTT1	Northern Cape
27	DESPATCH	33S45 53	25E25 29	666	45	0.2	V	SPA	DTT1	Eastern Cape
28	DEWETSDORP	29S34 44	26E39 37	802	62	0.01	V	SPA	DTT1	Free State
29	DONNYBROOK	29S54 56	29E51 19	818	64	10	H	SPA	DTT1	Kwa-Zulu Natal
30	DOUGLAS	29S04 09	23E31 43	746	55	10	H	SPA	DTT1	Northern Cape
31	DULLSTROOM	25S34 21	30E11 17	762	57	5	H	SPA	DTT1	Mpumalanga
32	DURBAN	29S46 12	30E43 00	674	46	62	H	SPA	DTT1	Kwa-Zulu Natal
33	DURBAN NORTH	29S45 52	31E02 24	674	46	1	H	SPA	DTT1	Kwa-Zulu Natal
34	DZAMBA	22S49 05	30E18 41	594	36	0.5	V	SPA	DTT1	Limpopo
35	EAST LONDON	32S56 20	27E48 56	770	58	50	H	SPA	DTT1	Eastern Cape
36	ELANDS HEIGHT	30S47 44	28E07 10	682	47	10	V	SPA	DTT1	Eastern Cape
37	ELLIOT	31S10 36	27E51 57	802	62	0.4	V	SPA	DTT1	Eastern Cape
38	EMPANGENI	28S44 38	31E53 31	786	60	0.05	V	SPA	DTT1	Kwa-Zulu Natal
39	ENGCOBO	31S39 20	28E00 34	658	44	10	V	SPA	DTT1	Eastern Cape
40	ENTSHATSHONGO	32S08 39	28E40 10	490	23	50	V	SPA	DTT1	Eastern Cape
41	ENZELSBERG	25S25 07	26E13 16	738	54	1	H	SPA	DTT1	North West
42	ESHOWE	28S51 29	31E17 37	786	60	10	H	SPA	DTT1	Kwa-Zulu Natal
43	ESTCOURT	29S00 55	29E51 56	482	22	0.05	V	SPA	DTT1	Kwa-Zulu Natal
44	FAANS GROVE	27S05 59	22E24 18	626	40	50	H	SPA	DTT1	Northern Cape
45	FICKSBURG TOWN	28S52 38	27E51 25	634	41	0.05	V	SPA	DTT1	Free State
46	FISHHOEK	34S08 59	18E26 08	610	38	0.0501	V	SPA	DTT1	Western Cape
47	FRANSCHHOEK	33S54 26	19E04 23	610	38	1	V	SPA	DTT1	Western Cape
48	GABA	22S47 02	30E42 25	594	36	4	V	SPA	DTT1	Limpopo
49	GA-MABULA	23S37 26	27E58 15	506	25	1	V	SPA	DTT1	Limpopo
50	GANYESA	26S36 12	24E16 00	546	30	30	H	SPA	DTT1	North West
51	GARIES	30S18 52	18E04 43	738	54	25	H	SPA	DTT1	Northern Cape
52	GEORGE	33S55 38	22E27 03	818	64	34	H	SPA	DTT1	Western Cape
53	GLENCOE	28S09 04	29E56 51	690	48	10	H	SPA	DTT1	Kwa-Zulu Natal

NO	STATION NAME	GEO. CO-ORDINATES		TRANSMITTER		ANTENNA		ADMINISTRATIVE		
		LAT	LONG	FREQ (MHZ)	CH	ERP (KW)	POL	STAT	CAT	PROVINCE
54	GRAAFF-REINET	32S04 48	24E27 00	562	32	20	H	SPA	DTT1	Eastern Cape
55	GRABOUW	34S06 07	18E58 00	610	38	0.5	V	SPA	DTT1	Western Cape
56	GRAHAMSTOWN	33S17 15	26E42 31	706	50	20	H	SPA	DTT1	Eastern Cape
57	GREYTOWN	29S00 46	30E32 10	770	58	10	H	SPA	DTT1	Kwa-Zulu Natal
58	GREYTOWNDORP	29S02 08	30E36 49	770	58	0.0303	V	SPA	DTT1	Kwa-Zulu Natal
59	GROOT BRAKRIVIER	34S01 55	22E12 57	554	31	0.25	V	SPA	DTT1	Western Cape
60	GROOT MARICO	25S37 11	26E26 08	682	47	0.2	V	SPA	DTT1	North West
61	HAENERTSBURG	23S59 54	29E56 48	490	23	20	H	SPA	DTT1	Limpopo
62	HANKEY	33S49 52	24E52 12	642	42	0.004	V	SPA	DTT1	Eastern Cape
63	HARRISMITH	28S16 13	29E12 47	626	40	50	V	SPA	DTT1	Free State
64	HECTORSPRUIT	25S28 47	31E36 20	546	30	0.631	V	SPA	DTT1	Mpumalanga
65	HERMANUS	34S24 48	19E13 18	546	30	0.6	V	SPA	DTT1	Western Cape
66	HEIDELBERG	26S29 19	28E20 48	642	42	0.1	V	OPE	DTT1	Gauteng
67	HELDERKRUIJN	26S06 05	27E51 27	738	54	1	V	OPE	DTT1	Gauteng
68	HEXRIVIER	33S30 54	19E39 23	634	41	0.1	V	SPA	DTT1	Western Cape
69	HOEDSPRUIT	24S32 30	30E52 08	474	21	5	H	SPA	DTT1	Limpopo
70	HOLY CROSS	31S08 25	29E29 27	802	62	30	V	SPA	DTT1	Eastern Cape
71	HOUT BAY	34S00 46	18E20 51	610	38	2.5	V	SPA	DTT1	Western Cape
72	HOWICK	29S30 13	30E13 52	674	46	0.008	V	SPA	DTT1	Kwa-Zulu Natal
73	JOHANNESBURG	26S11 31	28E00 26	738	54	50	H	OPE	DTT1	Gauteng
74	KAREEDOUW	34S01 29	24E25 48	626	40	1	H	SPA	DTT1	Eastern Cape
75	KIMBERLEY	28S51 15	24E54 17	530	28	10	H	SPA	DTT1	Northern Cape
76	KING WILLIAMS TOWN	32S40 44	27E15 36	698	49	18	H	SPA	DTT1	Eastern Cape
77	KIRKWOOD	33S23 22	25E26 51	514	26	0.02	V	SPA	DTT1	Eastern Cape
78	KLEINMOND	34S23 22	19E08 28	546	30	0.8	V	SPA	DTT1	Western Cape
79	KLERKSDORP	26S45 15	26E24 28	754	56	10	H	SPA	DTT1	North West
80	KNYSNA	34S04 17	23E02 31	498	24	0.5	V	SPA	DTT1	Western Cape
81	KOKSTAD	30S36 42	29E29 24	514	26	0.4	V	SPA	DTT1	Kwa-Zulu Natal
82	KROONSTAD	27S25 17	27E11 07	506	25	20	H	SPA	DTT1	Free State
83	KURUMAN	27S21 05	23E18 49	490	23	5	H	SPA	DTT1	Northern Cape
84	KURUMAN HILLS	27S53 13	23E33 38	490	23	20	H	SPA	DTT1	Northern Cape

NO	STATION NAME	GEO. CO-ORDINATES		TRANSMITTER		ANTENNA		ADMINISTRATIVE		
		LAT	LONG	FREQ (MHZ)	CH	ERP (KW)	POL	STAT	CAT	PROVINCE
85	LADISMITH (CAPE)	33S37 55	21E25 18	546	30	10	H	SPA	DTT1	Western Cape
86	LADYBRAND	29S10 18	27E22 42	562	32	1	H	SPA	DTT1	Free State
87	LADYSMITH	28S35 23	29E47 19	610	38	1	V	SPA	DTT1	Kwa-Zulu Natal
88	LINMEYER	26S16 08	28E04 16	738	54	0.004	H	SPA	DTT1	Gauteng
89	LOSKOP	28S39 41	29E12 42	682	47	1.413	V	SPA	DTT1	Kwa-Zulu Natal
90	LOUIS TRICHARDT	23S00 02	29E45 26	514	26	23	V	SPA	DTT1	Limpopo
91	LOUWSBURG	27S33 44	31E16 32	674	46	14.12	V	SPA	DTT1	Kwa-Zulu Natal
92	LYDENBURG	25S06 20	30E26 03	514	26	0.04	V	SPA	DTT1	Mpumalanga
93	MADIBOGO	26S27 28	25E15 14	778	59	4	H	SPA	DTT1	North West
94	MALAMBA	22S53 56	30E15 09	594	36	0.08	V	SPA	DTT1	Limpopo
95	MATATIELE	30S23 45	28E49 19	674	46	10	H	SPA	DTT1	Eastern Cape
96	MATJIESFONTEIN	33S16 52	20E30 20	682	47	10	H	SPA	DTT1	Western Cape
97	MBUZINI	25S52 26	31E54 53	802	62	2	V	SPA	DTT1	Mpumalanga
98	MENLO PARK	25S46 16	28E16 05	738	54	0.04	V	OPE	DTT1	Gauteng
99	MIDDELBURG	25S49 04	29E23 24	786	60	50	H	SPA	DTT1	Mpumalanga
100	MIER	26S45 50	20E20 26	730	53	0.1	V	SPA	DTT1	Northern Cape
101	MOLEMA	23S18 38	30E02 40	770	58	0.2	V	SPA	DTT1	Limpopo
102	MONDEOR	26S16 54	27E59 37	738	54	0.02	V	OPE	DTT1	Gauteng
103	MONTAGU	33S47 16	20E08 35	514	26	0.05	V	SPA	DTT1	Western Cape
104	MOOI RIVER	29S11 07	29E52 04	682	47	10	H	SPA	DTT1	Kwa-Zulu Natal
105	MOTSWEDI	25S16 55	25E52 18	738	54	7	V	SPA	DTT1	North West
106	MOUNT AYLIF	30S50 11	29E23 41	802	62	10	H	SPA	DTT1	Eastern Cape
107	MULBARTON	26S17 38	28E03 56	738	54	0.03	V	OPE	DTT1	Gauteng
108	NAPIER	34S31 46	19E53 32	642	42	1	H	SPA	DTT1	Western Cape
109	NELSPRUIT	25S30 57	30E46 33	738	54	10	H	SPA	DTT1	Mpumalanga
110	NEWCASTLE	27S43 07	29E57 12	602	37	1	V	SPA	DTT1	Kwa-Zulu Natal
111	NGANGELIZWE	31S37 15	28E48 31	634	41	0.02	H	SPA	DTT1	Eastern Cape
112	NGQELENI	31S45 57	29E07 34	634	41	10	V	SPA	DTT1	Eastern Cape
113	NOENIEPUT	27S48 50	20E08 35	546	30	0.01	V	SPA	DTT1	Northern Cape
114	NONGOMA	27S54 18	31E39 27	570	33	10	H	SPA	DTT1	Kwa-Zulu Natal
115	NOUPOORT	31S18 14	24E56 01	570	33	1	H	SPA	DTT1	Eastern Cape

NO	STATION NAME	GEO. CO-ORDINATES		TRANSMITTER		ANTENNA		ADMINISTRATIVE		
		LAT	LONG	FREQ (MHZ)	CH	ERP (KW)	POL	STAT	CAT	PROVINCE
116	NQUTU	28S15 43	30E40 42	810	63	15.1	V	SPA	DTT1	Kwa-Zulu Natal
117	NYLSTROOM	24S47 58	28E25 59	482	22	1	V	SPA	DTT1	Limpopo
118	OUUDSHOORN	33S40 17	22E16 01	626	40	60	H	SPA	DTT1	Western Cape
119	OVERPORT	29S50 12	30E59 44	674	46	1.3	V	SPA	DTT1	Kwa-Zulu Natal
120	PAARL	33S42 51	18E56 23	610	38	2.5	V	SPA	DTT1	Western Cape
121	PATENSIE	33S45 35	24E49 42	690	48	0.01	V	SPA	DTT1	Eastern Cape
122	PAUL SAUER DAM	33S45 13	24E33 43	586	35	0.02	V	SPA	DTT1	Eastern Cape
123	PETRUS STEYN	27S31 09	28E19 06	594	36	10	H	SPA	DTT1	Free State
124	PIET PLESSIS	26S14 56	24E49 55	674	46	10	H	SPA	DTT1	North West
125	PIET RETIEF	27S01 11	30E41 03	754	56	10	V	SPA	DTT1	Mpumalanga
126	PIETERMARITZBURG	29S34 47	30E19 49	674	46	1	V	SPA	DTT1	Kwa-Zulu Natal
127	PIKETBERG	32S49 09	18E44 17	538	29	56	H	SPA	DTT1	Western Cape
128	PLETTENBERG BAY	34S03 34	23E22 25	682	47	0.125	V	SPA	DTT1	Western Cape
129	POFADDER	29S14 31	18E56 22	746	55	10	H	SPA	DTT1	Northern Cape
130	POMFRET	25S49 52	23E34 44	626	40	1	V	SPA	DTT1	North West
131	PONGOLA	27S31 34	31E39 00	618	39	0.2	V	SPA	DTT1	Kwa-Zulu Natal
132	PORT ELIZABETH	33S56 10	25E26 27	666	45	72	H	SPA	DTT1	Eastern Cape
133	PORT ELIZABETH CITY	33S55 28	25E35 29	666	45	2	V	SPA	DTT1	Eastern Cape
134	PORT SHEPSTONE	30S44 08	30E17 18	626	40	10	H	SPA	DTT1	Kwa-Zulu Natal
135	PORT ST JOHNS	31S36 39	29E31 39	634	41	2	H	SPA	DTT1	Eastern Cape
136	POTGIETERSRUS	24S09 24	29E14 10	690	48	10	H	SPA	DTT1	Limpopo
137	PRETORIA	25S41 21	27E59 02	738	54	70	H	OPE	DTT1	Gauteng
138	PRETORIA NORTH	25S41 29	28E10 02	738	54	0.02	V	OPE	DTT1	Gauteng
139	PRIESKA	29S40 52	22E36 57	482	22	20	H	SPA	DTT1	Northern Cape
140	PUNDA MARIA	22S43 28	30E59 19	562	32	10	H	SPA	DTT1	Limpopo
141	QUDENI	28S38 03	30E51 59	786	60	15.1	V	SPA	DTT1	Kwa-Zulu Natal
142	QUEENSTOWN	31S43 56	26E47 05	514	26	50	H	SPA	DTT1	Eastern Cape
143	RIVERSDALE	34S01 08	21E07 39	562	32	41	H	SPA	DTT1	Western Cape
144	RUSTENBURG	25S36 59	27E07 05	666	45	5	H	SPA	DTT1	North West
145	SABIE	25S07 46	30E45 35	490	23	0.1	V	SPA	DTT1	Mpumalanga
146	SCHWEIZER RENEKE	27S08 13	25E13 07	658	44	50	H	SPA	DTT1	North West

NO	STATION NAME	GEO. CO-ORDINATES		TRANSMITTER		ANTENNA		ADMINISTRATIVE		
		LAT	LONG	FREQ (MHZ)	CH	ERP (KW)	POL	STAT	CAT	PROVINCE
147	SEA POINT	33S54 33	18E23 51	610	38	0.3	V	SPA	DTT1	Western Cape
148	SENEKAL	28S15 19	27E30 26	706	50	10	H	SPA	DTT1	Free State
149	SIBASA	22S56 57	30E26 54	594	36	8	V	SPA	DTT1	Limpopo
150	SIMONSTOWN	34S11 55	18E25 36	610	38	0.2	V	SPA	DTT1	Western Cape
151	SOMERSET EAST	32S42 45	25E34 41	794	61	0.05	V	SPA	DTT1	Eastern Cape
152	SPRINGBOK	29S35 04	17E48 27	474	21	10	H	SPA	DTT1	Northern Cape
153	SPRINGFONTEIN	30S16 14	25E46 08	642	42	10	H	SPA	DTT1	Northern Cape
154	STANDERTON	26S57 37	29E12 51	642	42	0.1	V	SPA	DTT1	Mpumalanga
155	STELLENBOSCH	33S54 59	18E52 10	610	38	0.5	V	SPA	DTT1	Western Cape
156	STERKSPRUIT	30S41 44	27E16 14	666	45	20	V	SPA	DTT1	Eastern Cape
157	STRAALHOEK	30S20 49	29E50 53	714	51	10	V	SPA	DTT1	Eastern Cape
158	SUIDRAND (KROONSTAD)	27S41 18	27E14 16	506	25	0.25	V	SPA	DTT1	Free State
159	SUNNYSIDE	25S45 58	28E12 21	738	54	1	V	OPE	DTT1	Gauteng
160	SUPINGSTAD	24S47 24	26E01 35	818	64	2	V	SPA	DTT1	North West
161	SUURBERG	33S14 55	25E34 27	610	38	5	H	SPA	DTT1	Eastern Cape
162	SWARTRUGGENS	25S40 59	26E48 09	682	47	0.5	V	SPA	DTT1	North West
163	TABLE MOUNTAIN	33S57 26	18E24 11	610	38	0.2	V	SPA	DTT1	Western Cape
164	TAUNG	27S31 47	24E37 26	618	39	18	H	SPA	DTT1	North West
165	THABAZIMBI	24S27 59	27E36 51	674	46	10	H	SPA	DTT1	Limpopo
166	THE BLUFF	29S54 42	31E00 44	674	46	1.3	V	SPA	DTT1	Kwa-Zulu Natal
167	THEUNISSEN	28S11 55	26E34 50	546	30	10	H	SPA	DTT1	Free State
168	TOLWE	23S04 59	28E27 29	682	47	16	V	SPA	DTT1	Limpopo
169	TOUWSRIVIER	33S20 59	20E01 12	562	32	0.02	V	SPA	DTT1	Western Cape
170	TSHAMAVUDZI	22S39 15	30E31 42	594	36	0.25	V	SPA	DTT1	Limpopo
171	TYGERBERG	33S52 31	18E35 44	610	38	2	V	SPA	DTT1	Western Cape
172	TZANEEN	23S47 06	30E00 17	770	58	20	H	SPA	DTT1	Limpopo
173	UBOMBO	27S33 42	32E04 52	730	53	10	H	SPA	DTT1	Kwa-Zulu Natal
174	UGIE	31S11 28	27E58 26	618	39	0.5	V	SPA	DTT1	Eastern Cape
175	ULUNDI	28S27 00	31E23 38	786	60	10	H	SPA	DTT1	Kwa-Zulu Natal
176	UMTATA	31S35 48	28E44 36	634	41	10	H	SPA	DTT1	Eastern Cape
177	UNIONDALE	33S43 24	23E03 02	746	55	2.5	V	SPA	DTT1	Western Cape

NO	STATION NAME	GEO. CO-ORDINATES		TRANSMITTER		ANTENNA		ADMINISTRATIVE		
		LAT	LONG	FREQ (MHZ)	CH	ERP (KW)	POL	STAT	CAT	PROVINCE
178	UNIONDALE TOWN	33S38 49	23E07 34	594	36	0.005	V	SPA	DTT1	Western Cape
179	UPINGTON	28S52 58	21E44 11	570	33	50	H	SPA	DTT1	Northern Cape
180	UPINGTON TOWN	28S30 25	21E12 00	570	33	0.38	V	SPA	DTT1	Northern Cape
181	VANRHYNSDORP	31S45 17	18E41 22	690	48	50	H	SPA	DTT1	Western Cape
182	VERULAM	29S38 25	31E02 19	554	31	0.01	V	SPA	DTT1	Kwa-Zulu Natal
183	VICTORIA WEST	31S41 15	23E13 50	650	43	0.5	H	SPA	DTT1	Northern Cape
184	VILLIERSDORP	33S58 10	19E30 22	730	53	10	H	SPA	DTT1	Western Cape
185	VOLKSRUST	27S18 33	29E53 15	770	58	10	H	SPA	DTT1	Mpumalanga
186	VRYHEID	27S44 27	30E47 38	514	26	10	H	SPA	DTT1	Kwa-Zulu Natal
187	WILLISTON	31S19 30	20E55 04	610	38	1	H	SPA	DTT1	Northern Cape
188	WELVERDIEND	26S26 48	27E14 53	490	23	10	H	OPE	DTT1	North West
189	WILLOWMORE	33S14 05	23E27 36	618	39	1	H	SPA	DTT1	Eastern Cape
190	WITSIESHOEK	28S31 04	28E50 49	578	34	0.25	V	SPA	DTT1	Free State
191	ZEERUST	25S51 37	26E02 51	618	39	20	H	SPA	DTT1	North West

SCHEDULE K:

DIGITAL TERRESTRIAL TELEVISION FREQUENCY NETWORK MUX1**ANNEXURE J OF TBFP****DIGITAL TERRESTRIAL TELEVISION FREQUENCY ASSIGNMENTS POST
THE ANALOGUE SWITCH OFF**

NO	STATION NAME	GEO. CO-ORDINATES		EXISTING				POST ASO				MUX
		LAT	LONG	FREQ (MHZ)	CH	ERP (KW)	POL	FREQ (MHZ)	CH	ERP (KW)	POL	
1	ALEXANDER BAY	28S36 39	16E29 55	522	27	0.1	V	490	23	0.1	V	NC
2	ALI WAL NORTH	30S47 05	26E34 00	474	21	10	H	490	23	50	H	EC
3	AMANDA GLEN	33S51 19	18E40 34	610	38	0.02	V	474	21	0.2	V	WP
4	ANDRIESKRAAL	33S46 42	24E42 35	594	36	0.01	V	490	23	0.1	V	EC
5	AURORA	33S49 39	18E38 29	610	38	0.001	V	474	21	0.25	V	WP
6	BARKLY EAST	30S51 30	27E26 00	522	27	0.35	V	490	23	0.5	V	EC
7	BEAUFORT WEST	32S15 30	22E30 23	634	41	56.1	H	474	21	60	H	WP
8	BEDFORD	32S37 57	26E02 57	474	21	10	H	490	23	10	H	EC
9	BETHLEHEM	28S14 10	28E29 58	586	35	10	H	474	21	50	H	FS
10	BEZ VALLEY	26S11 41	28E05 00	738	54	0.07	V	498	24	0.5	V	GP
11	BLOEMFONTEIN	29S06 04	26E13 44	722	52	71	H	474	21	100	H	FS
12	BOESMANSKOP	30S00 29	27E12 53	586	35	10	H	474	21	10	H	FS
13	BURGERSDORP	31S00 02	26E20 21	682	47	0.1	V	490	23	0.25	V	EC
14	BURGERSFORT	24S33 46	30E15 47	570	33	50	H	490	23	50	H	MP
15	BUTTERWORTH	32S16 35	28E12 24	490	23	10	H	490	23	10	H	EC
16	CALA	31S33 15	27E45 02	674	46	10	V	490	23	20	V	EC
17	CALVINIA	31S23 03	19E46 56	498	24	10	H	490	23	10	H	NC
18	CAPE TOWN	34S03 18	18E23 11	610	38	20	H	474	21	50	V	WP
19	CAROLINA	26S10 37	30E37 57	818	64	10	H	490	23	10	H	MP
20	CERES	33S15 10	19E27 32	506	25	11	V	474	21	11	V	WP
21	CHRISTIANA	27S53 03	24E55 50	754	56	1	H	482	22	10	H	NW
22	CLIFTON	33S56 31	18E22 36	522	27	0.02	H	474	21	0.1	H	WP
23	CRADOCK	32S18 01	25E32 27	658	44	10	H	490	23	20	H	EC
24	DAVEL	26S27 30	29E37 26	626	40	50	H	490	23	50	H	MP
25	DESPATCH	33S45 53	25E25 29	666	45	0.2	V	490	23	2	V	EC
26	DONNYBROOK	29S54 56	29E51 19	818	64	10	H	482	22	60	H	KZN
27	DOUGLAS	29S04 09	23E31 43	746	55	10	H	490	23	10	H	NC
28	DULLSTROOM	25S34 21	30E11 17	762	57	5	H	490	23	10	H	MP
29	DURBAN	29S46 12	30E43 00	674	46	62	H	482	22	100	H	KZN
30	DURBAN NORTH	29S45 52	31E02 24	674	46	1	H	482	22	1	V	KZN
31	DZAMBA	22S49 05	30E18 41	594	36	0.5	V	482	22	1	V	NC
32	EAST LONDON	32S56 20	27E48 56	770	58	50	H	490	23	63	H	EC
33	ELANDS HEIGHT	30S47 44	28E07 10	682	47	10	V	490	23	10	H	EC
34	EMPANGENI	28S44 38	31E53 31	786	60	0.05	V	482	22	0.25	V	KZN
35	ENGCOBO	31S39 20	28E00 34	658	44	10	V	490	23	10	V	EC
36	ENTSHATSHONGO	32S08 39	28E40 10	490	23	50	V	490	23	50	V	EC
37	ENZELSBERG	25S25 07	26E13 16	738	54	1	H	482	22	2	H	NW
38	ESHOWE	28S51 29	31E17 37	786	60	10	H	482	22	63	H	KZN
39	ESTCOURT	29S00 55	29E51 56	482	22	0.05	V	482	22	0.1	V	KZN
40	FICKSBURG TOWN	28S52 38	27E51 25	634	41	0.05	V	474	21	0.1	V	FS
41	FISHHOEK	34S08 59	18E26 08	610	38	0.05	V	474	21	0.1	V	WP

NO	STATION NAME	GEO. CO-ORDINATES		EXISTING				POST ASO				MUX
		LAT	LONG	FREQ (MHZ)	CH	ERP (KW)	POL	FREQ (MHZ)	CH	ERP (KW)	POL	
42	FRANSCHHOEK	33S54 26	19E04 23	610	38	1	V	474	21	2	V	WP
43	GABA	22S47 02	30E42 25	594	36	4	V	482	22	8	V	NC
44	GANYESA	26S36 12	24E16 00	546	30	30	H	482	22	61	H	NW
45	GARIES	30S18 52	18E04 43	738	54	25	H	490	23	50	H	NC
46	GEORGE	33S55 38	22E27 03	818	64	34	H	474	21	112	H	WP
47	GLENCOE	28S09 04	29E56 51	690	48	10	H	482	22	50	H	KZN
48	GRAAFF-REINET	32S04 48	24E27 00	562	32	20	H	490	23	28	H	EC
49	GRABOUW	34S06 07	18E58 00	610	38	0.5	V	474	21	1	V	WP
50	GRAHAMSTOWN	33S17 15	26E42 31	706	50	20	H	490	23	65	H	EC
51	GREYTOWN	29S00 46	30E32 10	770	58	10	H	482	22	10	H	KZN
52	GREYTOWNDORP	29S02 08	30E36 49	770	58	0.03	V	482	22	1	V	KZN
53	GROOT BRAKRIVIER	34S01 55	22E12 57	554	31	0.25	V	474	21	0.25	V	WP
54	GROOT MARICO	25S37 11	26E26 08	682	47	0.2	V	482	22	0.2	V	NW
55	HANKEY	33S49 52	24E52 12	642	42	0.004	V	490	23	0.1	V	EC
56	HARRISMITH	28S16 13	29E12 47	626	40	50	V	474	21	50	V	FS
57	HECTORSPRUIT	25S28 47	31E36 20	546	30	0.631	V	490	23	0.631	V	MP
58	HEIDELBERG	26S29 19	28E20 48	642	42	0.1	V	498	24	1	V	GP
59	HELDERKRUIN	26S06 05	27E51 27	738	54	1	V	498	24	20	V	GP
60	HERMANUS	34S24 48	19E13 18	546	30	0.6	V	474	21	0.6	V	WP
61	HEXRIVIER	33S30 54	19E39 23	634	41	0.1	V	474	21	0.1	V	WP
62	HOEDSPRUIT	24S32 30	30E52 08	474	21	5	H	490	23	10	H	MP
63	HOLY CROSS	31S08 25	29E29 27	802	62	30	V	490	23	30	V	EC
64	HOUT BAY	34S00 46	18E20 51	610	38	2.5	V	474	21	4	V	WP
65	HOWICK	29S30 13	30E13 52	674	46	0.008	V	482	22	0.1	V	KZN
66	JOHANNESBURG	26S11 31	28E00 26	738	54	50	H	498	24	120	H	GP
67	KAREEDOUW	34S01 29	24E25 48	626	40	1	H	490	23	5	H	EC
68	KIMBERLEY	28S51 15	24E54 17	530	28	10	H	474	21	68	H	FS
69	KING WILLIAMS TOWN	32S40 44	27E15 36	698	49	18	H	490	23	20	H	EC
70	KIRKWOOD	33S23 22	25E26 51	514	26	0.02	V	490	23	0.1	V	EC
71	KLEINMOND	34S23 22	19E08 28	546	30	0.8	V	474	21	2	V	WP
72	KLERKSDORP	26S45 15	26E24 28	754	56	10	H	482	22	50	H	NW
73	KNYSNA	34S04 17	23E02 31	498	24	0.5	V	474	21	1	V	WP
74	KOKSTAD	30S36 42	29E29 24	514	26	0.4	V	482	22	0.4	V	KZN
75	KROONSTAD	27S25 17	27E11 07	506	25	20	H	474	21	50	H	FS
76	KURUMAN	27S21 05	23E18 49	490	23	5	H	482	22	5	H	NW
77	KURUMAN HILLS	27S53 13	23E33 38	490	23	20	H	490	23	80	H	NC
78	LADISMITH (CAPE)	33S37 55	21E25 18	546	30	10	H	474	21	10	H	WP
79	LADYBRAND	29S10 18	27E22 42	562	32	1	H	474	21	10	H	FS
80	LADYSMITH	28S35 23	29E47 19	610	38	1	V	482	22	1	V	KZN
81	LINMEYER	26S16 08	28E04 16	738	54	0.004	H	498	24	0.1	V	GP
82	LOSKOP	28S39 41	29E12 42	682	47	1.413	V	482	22	1.5	V	KZN
83	LOUIS TRICHARDT	23S00 02	29E45 26	514	26	23	V	482	22	100	V	NC
84	LOUWSBURG	27S33 44	31E16 32	674	46	14.12	V	482	22	15	V	KZN
85	LYDENBURG	25S06 20	30E26 03	514	26	0.04	V	490	23	0.1	V	MP
86	MADIBOGO	26S27 28	25E15 14	778	59	4	H	482	22	4	H	NW
87	MALAMBA	22S53 56	30E15 09	594	36	0.08	V	482	22	0.2	V	NC
88	MATATIELE	30S23 45	28E49 19	674	46	10	H	482	22	10	H	KZN
89	MATJIESFONTEIN	33S16 52	20E30 20	682	47	10	H	474	21	20	H	WP
90	MBUZINI	25S52 26	31E54 53	802	62	2	V	490	23	20	V	MP

NO	STATION NAME	GEO. CO-ORDINATES		EXISTING				POST ASO				MUX
		LAT	LONG	FREQ (MHZ)	CH	ERP (KW)	POL	FREQ (MHZ)	CH	ERP (KW)	POL	
91	MENLO PARK	25S46 16	28E16 05	738	54	0.04	V	498	24	0.2	V	GP
92	MIDDELBURG	25S49 04	29E23 24	786	60	50	H	490	23	50	H	MP
93	MONDEOR	26S16 54	27E59 37	738	54	0.02	V	498	24	0.5	V	GP
94	MONTAGU	33S47 16	20E08 35	514	26	0.05	V	474	21	0.2	V	WP
95	MOOI RIVER	29S11 07	29E52 04	682	47	10	H	482	22	10	H	KZN
96	MOUNT AYLIFF	30S50 11	29E23 41	802	62	10	H	490	23	50	H	EC
97	MULBARTON	26S17 38	28E03 56	738	54	0.03	V	498	24	0.3	V	GP
98	NAPIER	34S31 46	19E53 32	642	42	1	H	474	21	16	H	WP
99	NELSPRUIT	25S30 57	30E46 33	738	54	10	H	490	23	76	H	MP
100	NEWCASTLE	27S43 07	29E57 12	602	37	1	V	482	22	1	V	KZN
101	NGANGELIZWE	31S37 15	28E48 31	634	41	0.02	H	490	23	0.2	H	EC
102	NGQELENI	31S45 57	29E07 34	634	41	10	V	490	23	10	V	EC
103	NONGOMA	27S54 18	31E39 27	570	33	10	H	482	22	10	H	KZN
104	NOUPOORT	31S18 14	24E56 01	570	33	1	H	490	23	10	H	EC
105	NQUTU	28S15 43	30E40 42	810	63	15.1	V	482	22	15.1	V	KZN
106	ODTSHOORN	33S40 17	22E16 01	626	40	60	H	474	21	100	H	WP
107	OVERPORT	29S50 12	30E59 44	674	46	1.3	V	482	22	26	V	KZN
108	PAARL	33S42 51	18E56 23	610	38	2.5	V	474	21	20	V	WP
109	PATENSIE	33S45 35	24E49 42	690	48	0.01	V	490	23	0.1	V	EC
110	PAUL SAUER DAM	33S45 13	24E33 43	586	35	0.02	V	490	23	0.1	V	EC
111	PETRUS STEYN	27S31 09	28E19 06	594	36	10	H	474	21	20	H	FS
112	PIET PLESSIS	26S14 56	24E49 55	674	46	10	H	482	22	10	H	NW
113	PIET RETIEF	27S01 11	30E41 03	754	56	10	V	490	23	76	H	MP
114	PIETERMARITZBURG	29S34 47	30E19 49	674	46	1	V	482	22	20	V	KZN
115	PIKETBERG	32S49 09	18E44 17	538	29	56	H	474	21	120	H	WP
116	PLETTENBERG BAY	34S03 34	23E22 25	682	47	0.125	V	474	21	0.25	V	WP
117	POFADDER	29S14 31	18E56 22	746	55	10	H	490	23	30	H	NC
118	POMFRET	25S49 52	23E34 44	626	40	1	V	482	22	20	V	NW
119	PONGOLA	27S31 34	31E39 00	618	39	0.2	V	482	22	1.5	V	KZN
120	PORT ELIZABETH	33S56 10	25E26 27	666	45	72	H	490	23	112	H	EC
121	PORT ELIZABETH CITY	33S55 28	25E35 29	666	45	2	V	490	23	2	V	EC
122	PORT SHEPSTONE	30S44 08	30E17 18	626	40	10	H	482	22	74	H	KZN
123	PORT ST JOHNS	31S36 39	29E31 39	634	41	2	H	490	23	10	H	EC
124	POTGIETERSRUS	24S09 24	29E14 10	690	48	10	H	482	22	62	H	NC
125	PRETORIA	25S41 21	27E59 02	738	54	70	H	498	24	100	H	GP
126	PRETORIA NORTH	25S41 29	28E10 02	738	54	0.02	V	498	24	0.65	V	GP
127	PRIESKA	29S40 52	22E36 57	482	22	20	H	490	23	50	H	NC
128	QUDENI	28S38 03	30E51 59	786	60	15.1	V	482	22	75	V	KZN
129	QUEENSTOWN	31S43 56	26E47 05	514	26	50	H	490	23	58	H	EC
130	RIVERSDALE	34S01 08	21E07 39	562	32	41	H	474	21	16	H	WP
131	RUSTENBURG	25S36 59	27E07 05	666	45	5	H	482	22	32	H	NW
132	SABIE	25S07 46	30E45 35	490	23	0.1	V	490	23	0.1	V	MP
133	SCHWEIZER RENEKE	27S08 13	25E13 07	658	44	50	H	482	22	100	H	NW
134	SEA POINT	33S54 33	18E23 51	610	38	0.3	V	474	21	0.4	V	WP
135	SENEKAL	28S15 19	27E30 26	706	50	10	H	474	21	10	H	FS
136	SIBASA	22S56 57	30E26 54	594	36	8	V	482	22	16	V	NC
137	SIMONSTOWN	34S11 55	18E25 36	610	38	0.2	V	474	21	2.1	V	WP
138	SOMERSET EAST	32S42 45	25E34 41	794	61	0.05	V	490	23	0.2	V	EC
139	SPRINGBOK	29S35 04	17E48 27	474	21	10	H	490	23	10	H	NC

NO	STATION NAME	GEO. CO-ORDINATES		EXISTING				POST ASO				MUX
		LAT	LONG	FREQ (MHZ)	CH	ERP (KW)	POL	FREQ (MHZ)	CH	ERP (KW)	POL	
140	SPRINGFONTEIN	30S16 14	25E46 08	642	42	10	H	474	21	20	H	FS
141	STANDERTON	26S57 37	29E12 51	642	42	0.1	V	490	23	0.25	V	MP
142	STELLENBOSCH	33S54 59	18E52 10	610	38	0.5	V	474	21	0.8	V	WP
143	STERKSPRUIT	30S41 44	27E16 14	666	45	20	V	490	23	20	V	EC
144	STRAALHOEK	30S20 49	29E50 53	714	51	10	V	482	22	10	V	KZN
145	SUIDRAND (KROONSTAD)	27S41 18	27E14 16	506	25	0.25	V	474	21	0.25	V	FS
146	SUNNYSIDE	25S45 58	28E12 21	738	54	1	V	498	24	20	V	GP
147	SUURBERG	33S14 55	25E34 27	610	38	5	H	490	23	40	H	EC
148	SWARTRUGGENS	25S40 59	26E48 09	682	47	0.5	V	482	22	1	V	NW
149	TABLE MOUNTAIN	33S57 26	18E24 11	610	38	0.2	V	474	21	0.6	V	WP
150	TAUNG	27S31 47	24E37 26	618	39	18	H	482	22	18	H	NW
151	THE BLUFF	29S54 42	31E00 44	674	46	1.3	V	482	22	2.5	V	KZN
152	THEUNISSEN	28S11 55	26E34 50	546	30	10	H	474	21	35	H	FS
153	TOLWE	23S04 59	28E27 29	682	47	16	V	482	22	16	V	NC
154	TOUWSRIVIER	33S20 59	20E01 12	562	32	0.02	V	474	21	0.1	V	WP
155	TSHAMAVUDZI	22S39 15	30E31 42	594	36	0.25	V	482	22	5	V	NC
156	TYGERBERG	33S52 31	18E35 44	610	38	2	V	474	21	50	V	WP
157	TZANEEN	23S47 06	30E00 17	770	58	20	H	482	22	80	H	NC
158	UBOMBO	27S33 42	32E04 52	730	53	10	H	482	22	10	H	KZN
159	UGIE	31S11 28	27E58 26	618	39	0.5	V	490	23	0.75	V	EC
160	ULUNDI	28S27 00	31E23 38	786	60	10	H	482	22	50	V	KZN
161	UMTATA	31S35 48	28E44 36	634	41	10	H	490	23	10	H	EC
162	UNIONDALE	33S43 24	23E03 02	746	55	2.5	V	474	21	2.5	V	WP
163	UNIONDALE TOWN	33S38 49	23E07 34	594	36	0.005	V	474	21	1	V	WP
164	UPINGTON	28S52 58	21E44 11	570	33	50	H	490	23	50	H	NC
165	UPINGTON TOWN	28S30 25	21E12 00	570	33	0.38	V	490	23	0.4	V	NC
166	VANRHYNSDORP	31S45 17	18E41 22	690	48	50	H	474	21	50	H	WP
167	VERULAM	29S38 25	31E02 19	554	31	0.01	V	482	22	0.1	V	KZN
168	VILLIERSDORP	33S58 10	19E30 22	730	53	10	H	474	21	60	H	WP
169	VOLKSRUST	27S18 33	29E53 15	770	58	10	H	490	23	15	H	MP
170	VRYHEID	27S44 27	30E47 38	514	26	10	H	482	22	10	H	KZN
171	WELVERDIEND	26S26 48	27E14 53	490	23	10	H	498	24	90	H	GP
172	WILLISTON	31S19 30	20E55 04	610	38	1	H	490	23	10	H	NC
173	WILLOWMORE	33S14 05	23E27 36	618	39	1	H	490	23	1	H	EC
174	WITSIESHOEK	28S31 04	28E50 49	578	34	0.25	V	474	21	10	V	FS
175	ZEERUST	25S51 37	26E02 51	618	39	20	H	482	22	20	H	NW

SCHEDULE L:

GUIDELINES FOR CONFIDENTIALITY REQUEST
IN TERMS OF SECTION 4D OF THE ICASA ACT

PREAMBLE

WHEREAS, the Independent Communications Authority of South Africa (ICASA/ Authority) is mandated in terms of section 192 of the Constitution of the Republic of South Africa, 1996 to regulate broadcasting in the public interest;

WHEREAS, ICASA is further mandated in terms of section 2 of the Independent Communications Authority of South Africa Act, 2000 (Act No. 13 of 2000), as amended ("ICASA Act"), to regulate broadcasting, electronic communications services and postal matters in the public interest; and

WHEREAS, section 4D of the ICASA Act empowers ICASA to make determinations relating to confidentiality on information provided to ICASA by stakeholders.

WHEREAS, section 9(4)(c) of the Electronic Communications Act, 2005 (Act No. 36 of 2005), as amended ("ECA") permits the Authority to grant confidentiality on information submitted by an applicant at the request of an applicant.

1. Introduction

1.1 The guidelines on requests for confidentiality, are intended to provide a practical application of section 4D of the ICASA Act and section 9(4)(c) and (d) of the ECA. The guidelines will further explain the process to be followed by ICASA when dealing with confidentiality of information a licensee may submit to the Authority. A template for requesting confidentiality from ICASA is further provided in these guidelines, in Appendices A and B.

1.2 This document provides guidance to ICASA staff and informs the public of ICASA's policies and procedures. These guidelines are not regulations. They are not legally enforceable and do not create any legal rights or

impose any legally binding requirements or obligations on ICASA or the public.

1.3 Section 4D provides as follows:

"4D. Confidential information

(1)

- (a) When a person submits information to the Authority, such person may request that specific information be treated as confidential information.*
- (b) The request for confidentiality must be accompanied by a written statement explaining why the specific information should be treated as confidential.*

(2) Within 14 days of receiving a request for confidentiality, the Authority must make a determination whether or not confidentiality will be granted and provide the person contemplated in subsection (1) with written reasons for such determination.

(3) Should the Authority determine that a request for confidentiality cannot be acceded to, the party providing the information must be given an opportunity to withdraw the information that is the subject of the confidentiality request.

(4) When considering a request contemplated in subsection (1), the Authority must treat the following information, as confidential information, namely-

- (a) trade secrets of such person;*
- (b) financial, commercial, scientific or technical information, other than trade secrets, the disclosure of which is likely to cause harm to the commercial or financial interests of such person;*

- (c) *information of which the disclosure could reasonably be expected-*
 - (i) *to put the person at a disadvantage in contractual or other negotiations; or*
 - (ii) *to prejudice the person in commercial competition;*
 - (d) *the names of prospective employees; and*
 - (e) *business plans of a licensee.*
- (5) *A determination of confidentiality may not be made in respect of a document or information that is in the public domain or is required to be disclosed by operation of law or a court order” (our emphasis).*

1.4 In addition, section 9(4) of the ECA provides as follows:

“(4)

- (a) *Applications, representations, responses and other documents relating to an application which are submitted to the Authority are, subject to this subsection, open to public inspection during the normal office hours of the Authority.*
- (b) *The Authority must, at the request of any person and on payment of such fee as may be prescribed, furnish him or her with copies of documents requested by such person.*
- (c)
 - (i) *The Authority may, at the request of an applicant or person who has submitted representations or responses, decide that –*
 - (aa) *any document or information that is commercially sensitive; or*
 - (bb) *any other matter reasonably justifying confidentiality, is not open to public inspection, if such document or*

information can be separated from the application, representations or other documents in question.

(ii) for the purposes of this subsection, commercially sensitive document, information or other matter reasonably justifying confidentiality, excludes documents or information that should, as a matter of law be generally available to the public.

(d) If the Authority refuses a request referred to in paragraph (c)(i), the applicant or person concerned may withdraw the document or information in question" (our emphasis).

2. Information required to accompany a request for confidentiality

2.1 The provision in the ICASA Act cited above expressly states that "(t)he request for confidentiality must be accompanied by a written statement explaining why the specific information should be treated as confidential" (our emphasis).

2.2 This requires more than just stating a category of confidentiality under section 4D (4) of the ICASA Act.

2.3 When requesting confidentiality, the applicant is therefore required to:

2.3.1 identify the confidential information; and

2.3.2 provide a written statement or explanation justifying why the Authority should treat the identified information as confidential.

3. Categories of information that the Authority is required to treat as confidential

3.1 Section 4D (4) of the ICASA Act identifies the following categories:

3.1.1 ***Trade secrets of such person***

Any trade secret must be treated as confidential by the Authority if confidentiality is requested thereon. Unless if apparent to the Authority, the onus is on the applicant to prove that the document is a trade secret.

Trade secrets includes formula, practice, process, design, instrument, pattern, commercial method, or compilation of information not generally known or reasonably ascertainable by others by which a business can obtain an economic advantage over competitors or customers.

3.1.2 *Financial, commercial, scientific or technical information, other than trade secrets, the disclosure of which is likely to cause harm to the commercial or financial interests of such person;*

In line with section 4D (1) (b) of the ICASA Act, this category requires the applicant, to substantiate and demonstrate that if certain financial, commercial, scientific or technical information were to be in the public domain, it is likely to suffer commercially or financially.

3.1.3 *Information of which the disclosure could reasonably be expected to put the person at a disadvantage in contractual or other negotiations; or to prejudice the person in commercial competition;*

In line with section 4D (1) (b) of the ICASA Act, this category requires the applicant to substantiate and demonstrate that the specific/concerned information will prejudice or disadvantage the applicant in commercial competition if it is not treated as confidential.

The information under this category may include the names of third parties with which the applicant has contracted, the value of such contractual agreements and selling prices.

3.1.4 ***The names of prospective employees***

This category refers to prospective employees of the applicant or licensee or any person who submits confidential information to the Authority. Names of prospective employees must be treated as confidential by the Authority if confidentiality is requested thereon.

Unless if apparent to the Authority, the onus is on the applicant to prove that the names, in relation to those confidentiality is requested, are those of prospective employees, not of those individuals already employed by the applicant.

3.1.5 ***Business plans of a licensee***

Any business plan must be treated as confidential by the Authority if confidentiality is requested thereon. Unless if apparent to the Authority, the onus is on the applicant to prove that the document is a business plan.

In each category above, the onus falls on the applicant to demonstrate and substantiate that such information would be fall within any of the above categories. The written statement that accompanies each information should provide such substantiation.

It is worth noting that all the categories mentioned above are subject to the information not being available in the public domain, the operation of law and an order of court.

It is also worth noting that an applicant can request confidentiality on any information not listed in section 4D (4) of the ICASA Act provided that such information is not in the public domain and the applicant provides reasons as to why specific information must be treated as confidential.

3.2 **Withdrawal of information by the applicant**

3.2.1 If the applicant's request for confidentiality is refused, the Authority is required to grant the applicant an opportunity to withdraw the

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information. Failure of the applicant to withdraw such information within a stipulated time will result in the Authority not treating the information as confidential.

- 3.2.2 Should the applicant withdraw the information, the Authority may continue with whatever process the information was required for, without reference to or relying on the withdrawn information.

3.3 Reasons for refusal of confidentiality by the Authority

- 3.3.1 Section 4D (4) prohibits the Authority from making a determination of confidentiality over any document that is in the public domain or required to be disclosed by law or court order.

- 3.3.2 The Authority must provide the applicant with reasons for making a determination to refuse confidentiality as contemplated in section 4D (2).

3.4 Review of the Authority's decision on the request for confidentiality

- 3.4.1 The Authority's decision concerning the request for confidentiality is final and binding on the Applicant. An applicant may, in terms of section 3(5) of the ICASA Act, take the Authority's decision on a request for confidentiality on review, to a court with competent jurisdiction.

Authority's process for dealing with confidentiality claims

STAGE 1

1. The applicant completes in full the confidentiality form.
2. The applicant must submit the confidentiality form along with the documents which are the subject of the confidentiality request.

STAGE 2

1. The Authority assesses the confidentiality application on its merits, considering the reasons put forward by the applicant.
2. The Authority must communicate its decision to the applicant in writing on the issue of confidentiality within fourteen (14) business days. The Authority will advise the applicant of its determination and the reasons thereto.

What happens when the Authority agrees on confidential information?

3. The Authority will proceed to disclose all the information that is not confidential and protect information granted confidentiality by keeping it from the public domain.

What happens when the Authority is not satisfied with the reasons provided by the applicant to treat information as confidential?

4. Where the Authority is not convinced of the reasons given by the applicant, it will inform the applicant of this decision in writing and afford the applicant an opportunity to withdraw the information.

**FORM TO REQUEST FOR CONFIDENTIALITY
IN TERMS OF SECTION 4D of the ICASA Act**

N.B.: When making the request for confidentiality, submit the FORM ONLY. Do Not submit or attach the GUIDELINES. Only read those carefully to complete the FORM.

Appendix A**REQUEST FOR CONFIDENTIALITY FORM**

Any applicant or other person submitting information to ICASA may request that such information be treated as confidential in terms of section 4D of the ICASA Act and/or section 9(4)(c)(i) (aa) and (bb) of the EC Act.

FORM INSTRUCTIONS: Please fill out all parts of this Form to the best of your knowledge and attach any relevant supporting documents.

ICASA will:

1. Decide whether the information is confidential.
2. Take all reasonable steps to treat the confidential information as such.
3. Notify the party when the information ceases to be confidential at any stage during the proceedings/processes for which the confidentiality was sought and granted.

I. MATTER:

Application/ Regulatory process:

Applicant/ Licensee name:

II. DOCUMENT(S) CONTAINING CONFIDENTIAL INFORMATION:

Please fill out the items below for each document containing confidential information:

1. Name and other details of the document containing confidential information:

[illegible][illegible]

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Vol./Page No./Par./line No.	Specific Information	Reasons for Requesting Confidentiality

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4. Relevant category in section 4D (4) of the ICASA Act (where applicable):

5. If the applicant would like to list additional documents containing confidential information, the applicant may attach extra sheets (see appendix B), to this form and identify all the pages, paragraphs and line numbers where confidential information appears, reasons why the document/information is confidential and the relevant category in section 4D (4).

III. CONFIDENTIALITY STATEMENT:

I, declare that the information supplied by me to ICASA in this Form is true and accurate to the best of my knowledge.

Print Name:

Designation:

Company:

Signature: _____

Date: _____

Office Use Only

Received By -

Print Name: _____

Signature: _____

Date Received: _____

Reference Number: _____

Division/Department/Unit: _____

Appendix B

Vol./Page No./Par./line No.	Specific Information	Reasons for Requesting Confidentiality

Vol./Page No./Par./line No.	Specific Information	Reasons for Requesting Confidentiality

SCHEDULE M:

ITP-R CHECKLIST

Kindly tick the checklist below to confirm that you have attached all the required documents and information as per the criteria of this ITP-R.

No	Please Tick	Requirement/Attachment	Appendix Reference
1		Pre-registration notice and RFS licence application submitted on or before the closing date?	N/A
2		Pre-registration notice and application for RFS submitted in the prescribed manner (Schedule A; H; and I)?	N/A
3		Proof of payment of administration fee?	Appendix 14
Community Sound Broadcasting Regulations, 2019			
4		Registered as a non-profit entity at least 2 years prior to lodging this pre-registration notice?	Appendix 20
5		Have demonstrated community participation, development, and empowerment within the intended coverage area?	Appendix 21
6		Founding documents such as Constitution, Memorandum of Incorporation (MoI), or Deed of Trust is attached (must be Lodged with CIPC/Department of Social Development/Master of the High court)?	Appendix 22 A
7		Does the submitted Constitution/MoI/Deed of Trust speak to the Radio station and Community?	N/A
8		Curriculum Vitae of Board Members and Management?	Appendix 22 B
9		Disclosure of interest of Board Members and Management?	Appendix 22 C
10		Programming plan?	Appendix 22 D
11		Business plan comprising a 3 – 5 years' financial plan?	Appendix 22 E
12		Tax Clearance Certificate or Tax status Pin?	Appendix 22 F
13		Demand, Need, Support including profiled community broadcasters in the coverage area and programming format?	Appendix 22 G
14		Project reporting on management, governance, and finances?	Appendix 22 H

No	Please Tick	Requirement/Attachment	Appendix Reference
15		Corporate governance and operational policies?	Appendix 22 I
Form B: Registration for a Class Licence to Provide a CSBS			
16		Certified copies of the certificate of registration accompanied by an approved MoI, a constitution, or Deed of Trust which has been signed by founding members/Board (must be Lodged with CIPC/ Department of Social Development/Master of the High court)?	Appendix 2.3.1
17		Provision for a minimum of 51% quorum for annual general meeting? (NB. Not 50% +1)	N/A
18		Provision for membership and an appeals mechanism in case of rejection upon application?	N/A
19		Clear separation of powers between Management and Board of directors?	N/A
20		Details of the geographically founded community or community of common interest?	Appendix 4.2 or Appendix 4.3
21		A description of the service to be provided?	Appendix 5.1
22		Programming schedule, programming format and content to be provided including news provision, current affairs and programming in line with ICASA Regulations on South Africa Local Television Content, 2016?	Appendix 5.4
23		Proof of support by members of the community e.g., letters of support from NGO's, business and so forth and signatures of support from members of the community/prospective listeners etc?	Appendix 7
24		Commitment of funding and details of the manner in which the proposed service is to be funded (e.g. sponsorship, donations etc.)?	Appendix 8.1
25		Details of the anticipated capital expenditure and operating expenditure during the first year of operation?	Appendix 8.2
26		Business plan?	Appendix 8.3
27		Details of board members and senior management with organogram?	Appendix 9.1
28		Ownership interest of foreign citizen(s)?	Appendix 9.2
29		Resolution of Authority signed by a majority of the members of the Board of directors or trustees?	Appendix 11.5

No	Please Tick	Requirement/Attachment	Appendix Reference
30		Form B completed in full and signed by a Commissioner of Oaths?	N/A
Application Form: Radio Frequency Spectrum Licence for Mux 1 Frequencies			
31		Frequencies applied for are in-line with frequencies stipulated in Schedule J of this ITP-R?	N/A
32		All frequencies listed in the identified province where it intends to provide its broadcasting services is applied for/selected?	N/A
33		Frequencies applied for/selected are within the intended service area?	N/A
34		Has committed to transitional arrangements of frequencies stipulated in Schedule K (Annexure J) of the TBFP?	Appendix 26
35		Technical profile and particulars of technical experience?	Appendix 2.1
36		Technical details and frequencies applied for as stipulated in Schedule J (Annexure G) of this ITP-R?	Appendix 2.2
37		Letter of Support or agreement from Signal distributor who distributes 85% of Mux 1?	Appendix 2.3
38		RFS licence application completed in full and signed by a Commissioner of Oaths?	N/A

NB: This checklist is not exhaustive; pre-registrants are encouraged to familiarise themselves with all the necessary regulations and requirements of this ITP-R.

SCHEDULE N:

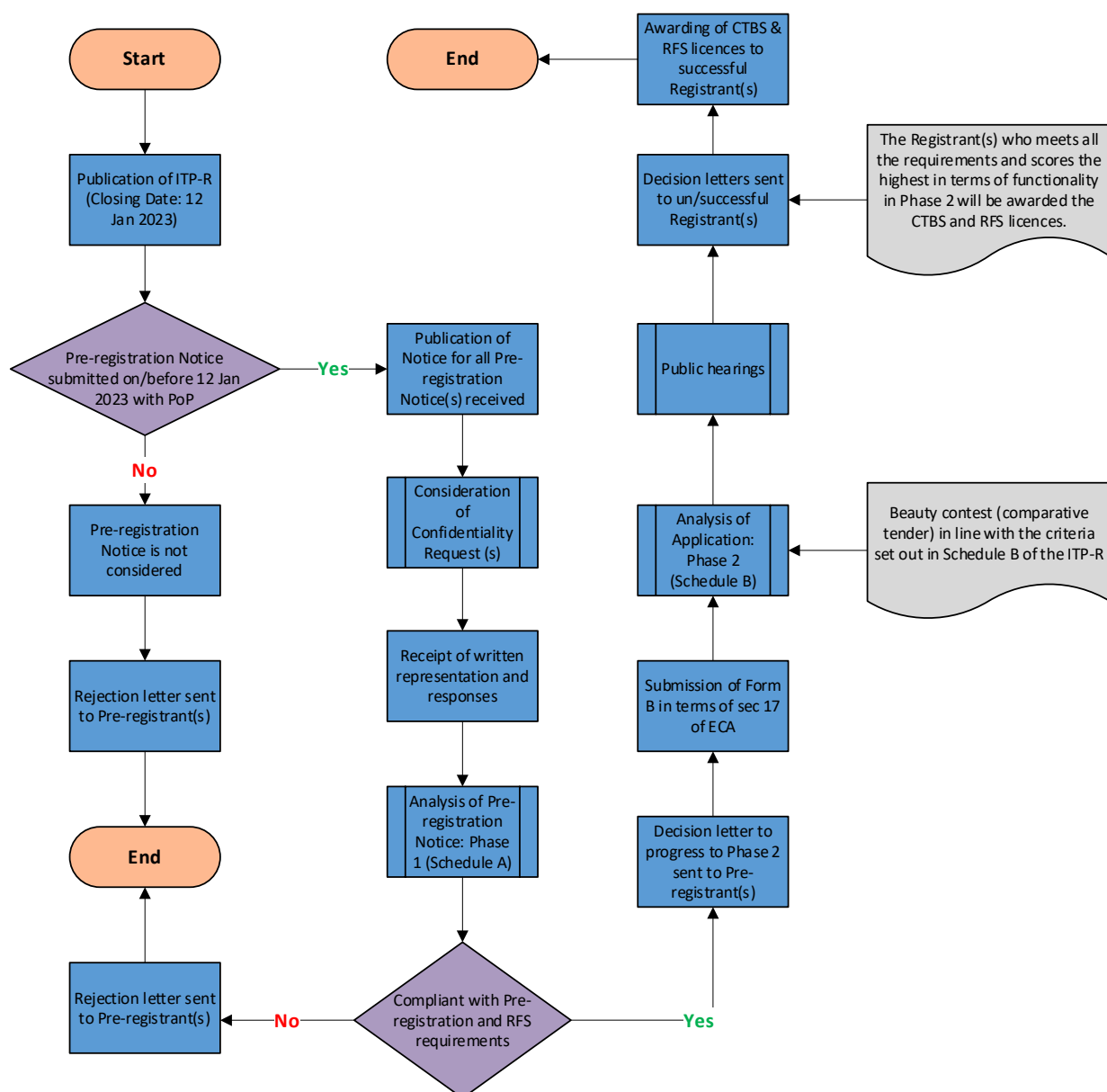
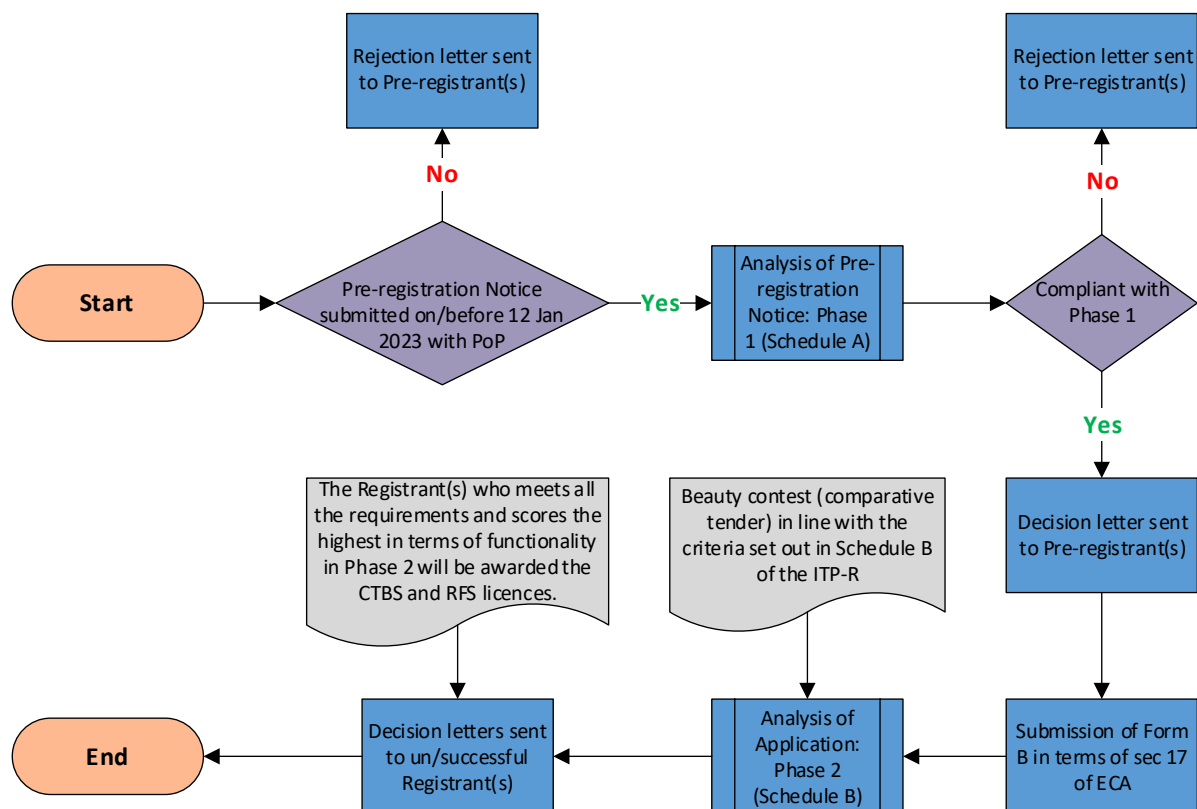
LICENSING PROCESS FLOW CHARTS**Figure 1: Detailed licensing process flow chart**

Figure 2: High-level licensing process flow chart**... END**

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