



Independent Communications Authority of South Africa

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Ref No: 17/3/3/1/4-2018

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Dear Sirs

**IN THE MATTER BETWEEN THE BROADCASTING COMPLIANCE AND
CONSUMER AFFAIRS DIVISION OF THE INDEPENDENT COMMUNICATIONS
AUTHORITY OF SOUTH AFRICA ("ICASA") AND KARABO FM
CASE NUMBER: 308/2018**

The above matter has reference.

This is to advise the parties in the matter between the broadcasting Compliance and Consumer Affairs Division of the Independent Communications Authority of South Africa and Karabo FM that on 06 November 2018, the Council of the Independent

Communications Authority of South Africa approved the recommendation of the Complaints and Compliance Committee.

1. Karabo FM has a history of repeated non-compliance with the orders of the CCC as approved by the Council of ICASA. In a period of approximately 18 months, Karabo FM has appeared before the CCC as a respondent at three hearings held on 17 March 2017 (Case number 213/2016), 24 January 2018 (Case number 265/2017) and 21 September 2018 (Case number 308/2018).
2. The Broadcasting Compliance and Consumer Affairs Division of ICASA alleged that Karabo FM has failed to meet compliance with the aforementioned orders and has repeatedly failed to comply with all the Authority's orders handed down in terms of Section 17E of the Independent Communications Act of South Africa ("ICASA") Act 13 of 2000.
3. At the hearing the CCC on 21 September 2018, the CCC reached a conclusion that there the two community factions representing Karabo FM would never work together to serve the needs of the community's interest. The threats of disruption and violation have become an imminent problem within this community radio station. Given the history and the numerous attempts by the CCC Coordinator, Broadcasting Compliance and Consumer Affairs Division to meet compliance with the two orders of ICASA, Karabo FM remains non-compliant. Therefore, the CCC is of the view that Karabo FM has no potential future as a community broadcaster.
4. On 06 November 2018, the CCC tabled its recommendations to the Council of ICASA for ratification in terms of section 17D of the ICASA Act no.13 of 2000.
5. The Council of ICASA, in terms of section 17E of the ICASA Act approved the recommendations of the CCC in its entirety as expressed hereunder:

"Given the apparently inimical relationship between at least two identifiable leadership groups, who held Board election meetings, the CCC has, with the full realization of the importance of a radio station for the community which it serves, decided that it has only one solution to the matter: to advise Council to revoke the license of Karabo FM with immediate effect.

In this regard it is advised that an arrangement be made with Sentech (and/or any other similar service provider, if it is providing a service to Karabo FM), that its service to Karabo FM cease simultaneously with the revocation notice to Karabo FM."

The judgment as issued by the Office of the CCC on 24 October 2018, is applicable and is attached hereto and marked Annexure "A" for ease of reference.

Yours Sincerely,

A handwritten signature in black ink, appearing to read 'Rubben Mohlaloga', written over a horizontal line.

Rubben Mohlaloga
Chairperson

Date: 07/11 /2018