



RADIO 2000 ANNUAL COMPLIANCE REPORT

MARCH 2023

2021/2022 ANNUAL COMPLIANCE REPORT

RADIO 2000

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 Constitution¹, the Independent Communications Authority of South Africa Act (ICASA Act²), the Electronic Communications Act³ (ECA) and the Broadcasting Act⁴ 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.

The purpose of the report is to give an account of Radio 2000's compliance with the terms and conditions as set out in its licence for the 2021/2022 financial year. Aspects of compliance that are measured include Format, Local Content Obligations, General Programming Obligations and Training and Skills Development.

Additionally, the report will measure compliance with Regulations that include South African Music Content, Standard Terms and Conditions for Individual Licensees, Universal Service and Access Fund, General Licence Fee and the Code of Conduct for Broadcasters.

2. BACKGROUND

Radio 2000 is an Individual Sound Broadcasting Service Licensee of the South African Broadcasting Corporation (SABC). The radio station's mandate is to provide a full

¹ The Constitution of the Republic of South Africa, No 108 of 1996

² Act No. 13 of 2000, as amended

³ Act No. 36 of 2005

⁴ Act No. 4 of 1999

radio spectrum service across South Africa. The radio station is located at SABC Headquarters of Auckland Park in Johannesburg, Gauteng Province.

For the period 2021/2022 the listenership figures for the reporting period was 1 723 000⁵.

3. COMPLIANCE ASSESSMENT

3.1 Ownership and Control

Clause 1 of the licence stipulates that:

- 1.1 Name of company/entity: The South African Broadcasting Corporation*
- 1.2 Shareholders: The State shall hold one hundred (100%) percent of the shares of the Corporation*
- 1.3 Ownership by persons from historically disadvantaged groups: N/A*

For the period under review, there were no changes in the name and shareholding of the Licensee. Radio 2000 forms part of the public service division of the SABC and continues to be fully owned by the State.

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

3.2 Geographic Coverage Area

Clause 3 of the schedule to the licence states that:

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

The radio frequency spectrum licence indicates the radio station's coverage area to be one of a national footprint. For the period under review, there were no complaints

⁵ <https://brcsa.org.za/rams-amplify-radio-listenership-report-oct21-sep22/>

that were lodged against the Licensee regarding its coverage area. The Licensee maintains that its coverage area is as defined in the frequency spectrum licence.

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

3.3 Language(s)

Clause 4 of the Schedule to the service licence states that the language of broadcast is as follows:

"The principal language is a balanced range of official languages".

The Authority's monitoring exercise found English to be the principal language of broadcast, with a balanced use of other official languages in between the various shows. This is evident during listener call-ins and voice messages.

The Licensee complies with clause 4 of the Schedule to its licence

3.4 Format

Clause 5.1 of the Schedule to the licence states that:

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

Radio 2000 forms part of the public service stations of the SABC and offers a full-spectrum service to its audience as outlined in the licence. Further, the principle of editorial independence is entrenched in the SABC's revised Editorial Code, which states that *"The scope of the public service mandate means that the SABC has to provide consistent, relevant, useful and high-quality content, including information and analysis"*.

The Licensee is consistent in providing up-to-date news and information that is delivered in an unbiased manner, whilst providing a platform for the public to participate and air their different views.

Clause 5.2 of the schedule to the licence states that:

"The licensed service shall be a facility service in a balanced range of genres (including education, sports, religious programming and music) broadcast in a balanced range of official languages".

The monitoring exercise found that the Licensee is consistent in its provision of content that covers a diversity of listeners from various backgrounds. This is evident in its broad selection of programmes as well as the music selection.

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

3.5 Local Content Obligations

Clause 6 of the schedule to the licence stipulates that:

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

Clause 6.1 different genres; and

Clause 6.2 South African Music Content in programme material broadcast in the licensed service during that quarter, in each instance, distinguishing between 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 relevant details both as an aggregate in minutes and as a percentage of the total of all such programming material".

The SABC's Radio 2000 submitted its quarterly reports for the period under review. The submission was verified during the Authority's monitoring exercise.

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

3.5.1 General Programming Obligations

Clause 7.1.1 of the schedule to its licence states that:

"The licensee shall ensure that its programming adequately reflects the diversity of South Africa's Religions".

The SABC's editorial policy⁶ stipulates that:

"Religious programmes should take account of regional factors, target audiences, language and cultural preferences, and the devotional needs of specific groups".

The Licensee's revised Editorial Policy states, on clause 9.2.8 under matters of Policy on Religious Content as follows:

'The content should take account of regional factors, target audiences, language and cultural preferences, and the devotional needs of specific groups.

The monitoring exercise found that a certain amount of consideration of the regional demographics of the radio station, as well all editorial provisions were catered for in providing religious content that is unbiased and in keeping with licensee's public mandate.

The Licensee complied with clause 7.1 above.

Clause 7.1.2 of the licence stipulates that:

"The Licensee shall take responsible steps to provide programming that reflects the cultural and tradition needs of the audience".

The monitoring exercise found that a certain amount of consideration of the national footprint of the radio station, as well all editorial provisions were catered for in providing diverse content that is unbiased and appealing to the public at large.

The Licensee complied with clause 7.1.2 above.

Clause 7.1.3 of the licence stipulates that:

"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

⁶ An extract from the Licensee's Editorial Policy

society and shall provide programming on health-related issues, gender issues relevant to all age groups”.

The monitoring exercise found that Radio 2000 broadcasts matters of national, regional, and international significance such as the latest developments related to the pandemic.

The Licensee complied with clause 7.1.3 above.

3.6 Programming for People Living with Disabilities

Clause 8 of the licence stipulates that:

“The licensee shall in the provision of the licensed service, ensure that people with disabilities regularly feature and participate in its programme material in accordance with the Integrated Disability Strategy”.

The SABC established the SABC 360 Disability Project in 2016 with the aim to have a 360° approach to Disability. The project is implemented through the SABC’s various broadcasting platforms including Radio 2000. The Licensee reports that through the Project, contact details of persons and organisations dealing with disabilities are shared with producers of shows to ensure that disability related content is aired. The Licensee further submits that disability content is also carried through imaging in between inserts of songs, advertisements, and related content. During each month of the period under review, the Licensee carried various content in line with the theme of each month, and further enhanced issues affecting persons with disabilities.

The Licensee complies with clause 7 of its licence conditions.

3.6 Training and Skills developments Obligations

Clause 9 of the Schedule to Radio 2000’s licence stipulates that:

“9.1 The Licensee must adopt and implement equal opportunity employment Practice.

9.2 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 the historically disadvantaged persons.

9.3 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*

9.4 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.”

The Licensee revised its Employment Equity and Transformation plan during the 2021/22 financial year and submitted the updated plan and its Training and Skills Development that provides a detailed breakdown of its compliance with the above requirements to the Authority for the period under review within 30 days of the end of the financial year.

These reports indicate that the Licensee has adopted and implemented equal opportunity employment Practices and showed that the Licensee has remained committed to diversity and inclusion in the workplace. The SABC employment equity profile remains healthy, and all groups are well represented in the organisation. The SABC`s employment practices and non-discriminatory environment promote reasonable progress towards a fair and equitable representation from both a gender and race perspective at all occupational levels and in decision-making positions. This is confirmed by the following statistics:

- Females represent 51.5% of the entire workforce and at Skilled level 53.18% of the workforce are females. At a Professional Qualified, Experience Specialist and Middle Management level females represent 50.33%; and

- Employees living with disabilities represent 2.35% of the entire workforce. These employees are employed across the organisation on different occupational levels and in all SABC provinces.

Further, the SABC is well represented in Black Executive Managers and Black Senior Managers as well as Female Black Middle Managers.

In terms of training and skills development, the SABC delivered 967 training interventions for 810 employees during the reporting period. This is despite of challenges resulting from its section 189 process, procuring suitable service providers and COVID-19. Statistically, the 810 employees who received training were 84.44% African, 6.81% Coloured, 4.24% Indian and 4.51% White employees. Further, 56% of the employees who were trained were women and 2% were employees living with disabilities.

The Licensee complies with the entirety of clause 9 of the Schedule of its Licence.

3.7 Provision of Audited Financial statements to the Authority

Clause 8 of the licence stipulates 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 extension".

The Licensee submitted its audited financial statements within the prescribed timeframes.

The Licensee complied with clause 8 of its licence.

4. REGULATIONS

4.1. ICASA South African Music Content Regulations

Regulation 3 (1) of the South African Music Content⁷ as published on 23 March 2016 stipulates that:

"A holder of a public sound broadcasting service licence must ensure that after eighteen (18) months from the date of gazetting of these Regulations, a minimum of 60% increasing to 70% in the following year, of the musical works broadcast in the performance period, consist of South African music and that South African music is spread evenly throughout the performance period."

For the period under review, the monitoring exercise reflects adherence to the 70% minimum requirements of the South African Music Content. The Licensee's playlist is a balanced mix of almost all genres related to African pop, kwaito, house, jazz, gospel and blues music. Artists found on the playlist include *Sydney Ace Mnisi; Zim Ngqawana; Dollar Brand and Abdullah Ibrahim; Stimela; Ammunition; Judith Sephuma* and many others.

The Licensee complies with regulation 3.2 of the South African Music Content Regulations

4.3 Regulations regarding Standard Terms and Conditions for individual Licences

Regulation 11 (3) of the standard terms and conditions⁸ stipulates that:

"A station must clearly identify itself at intervals of not more than thirty (30) minutes."

There were no incidents of non-compliance with the Standard Terms and Conditions for Individual Licences committed by the licensee during the period under review.

The Licensee complied with the Standard Terms and Conditions for Individual Licences

⁷ South African Music Content Regulations

⁸ Regulations regarding the Standard Terms and Conditions for Individual Licensee's

4.4 Universal Service and Access Fund Regulations

Regulation 3 of the USAF Regulations⁹ stipulates 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 BS 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".*

A confirmation of the Licensee's annual contribution to the MDDA was received from the Licensee within the prescribed timeframes.

The Licensee complied with the regulations in respect of Universal Service and Access Fund

4.4 Complaints

Form 12A: Complaints Report of the Compliance Procedure Manual Regulations read with the Code of Conduct for Broadcasters requires that broadcasters complete the form bi-annually in accordance with the Licensees' Financial Year.

The Licensee is affiliated to the National Association of Broadcasters ("NAB"), and as such, any complaints related to this Licensee is administered through the

⁹ Universal Service and Access Fund Regulations

Broadcasting Complaints Commission of South Africa ("BCCSA"). However, for the period under review, there were no complaints escalated to the Authority.

5. CONCLUSION

The Licensee generally complied with its licence terms and conditions and related Regulations for public broadcasting during the period under review.

4. TERMS OF REFERENCE

Annexure A : Radio 2000's Broadcasting Service Licence

Annexure B : Radio 2000's Frequency Spectrum Licence

Annexure C : Extract from the Licensee's Revised Editorial Policy (2020)

Annexure D : Training & Skills Development Report

Annexure E : Regulations regarding the standard terms and condition

Annexure F : Universal Service and Access Fund Regulations

Annexure G : Proof of SABC's Contribution to USAF

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