



Independent Communications Authority of South Africa
Pinmill Farm, 164 Katherine Street, Sandton
Private Bag X10002, Sandton, 2146

Ref: CNL/0060/2012/INL/0060/2012

REUNERT LIMITED
COMPLIANCE REPORT – 2011/2012

1. INTRODUCTION

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

2. BACKGROUND

On 10 August 2011, the Authority issued Reunert with the following converted Licences:

- Individual Electronic Communications Network Services (I-ECNS) Licence with licence number 0023/IECNS/JAN/09; and
- Individual Electronic Communications Services (I-ECS) Licence with licence number 0023/IECS/JAN/09.

This Annual Compliance Report assesses Reunert's compliance with the General Licence Fees Regulations ("ALF"), the Universal Service and Access Fund ("USAF"), Form 1 Standard Terms and Conditions. Reunert Financial year end is **30 September**. Below is an analysis of compliance with the abovementioned regulations.

3. DISCUSSION

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

The Compliance Procedure Manual Regulations which contains; Form 1 "Standard Terms and Conditions for ECS, ECNS and BS" were published on 15 December 2011. The purpose of these Regulations is to assist the Authority to proactively monitor compliance and to ensure that information is obtained in a consistent format. These Regulations apply to all licensees issued with a licence in terms of chapter 3 and 9 of the Act and in terms of the Postal Services Act, 1998 (Act 124 of 1998).

Assessment

Reunert Limited did not furnish the Authority with Form 1, of Standard Terms and Conditions for ECNS, ECN licences.

3.2. LICENCE TERMS AND CONDITIONS

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

3.2.1 Network Coverage

Geographically Coverage

Reunert services are provided in all Metro cities in South Africa.

Population Coverage

Reunert has points of presence in Johannesburg, Tshwane, Cape Town, Durban, Port Elizabeth, Bloemfontein and Polokwane.

3.2.2 Network Type / Infrastructure

Reunert Limited has established its own infrastructure comprised of their own infrastructure and infrastructure leased from other Licences.

3.2.3. Services offered

- Reunert Limited provides Voice calls;
- Internet access;
- Value added services such as fax to email;
- Email to fax; and
- Teleconferencing.

3.4. GENERAL LICENSE FEES REGULATIONS, 2009; FORM 2

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

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

3.3.2. Regulatory Requirements – Schedule 3 of Regulation 1 (4): states: *“In respect of Annual Payments, such:*
(a) are due annually based on the licensee’s financial year;
(b) are due and payable within 6 months from the end of the licensee’s financial year end.”

Compliance Assessment

01 November 2011 to 31 October 2012

Reunert has complied with this regulation, in that Reunert made its payment on 01 March 2013, Reunert has furnished the Authority with its annual financial statements for 2011-2012 financial year as per prescribed Regulations. Reunert annual general licence fees payment was made within six (6) months of its financial year end.

3.4. UNIVERSAL SERVICES AND ACCESS FUND REGULATIONS, 2011

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

3.4.1. Regulatory Requirements - Regulation 3 (1): requires requires
"Every holder of a licence granted in terms of Chapter 3, 4 and/or 9 or converted in terms of Chapter 15 of the Act, must pay an annual contribution of 0.2% of its Annual Turnover to the Fund".

3.4.2. Regulatory Requirements - Regulation 4(2): requires that

"Payments in respect of contributions to the Fund:

(a) are due annually based on the licensee's financial year;

(b) are payable within 6 months from the end of the licensee's financial year end.

Compliance Assessment

01 November 2011 to 31 October 2012

Reunert has complied with this regulation, in that Reunert made its payment on 01 March 2013, Reunert has furnished the Authority with its annual financial statements for 2011-2012 financial year as per prescribed Regulations. Reunert USAF payment was made within six (6) months of its financial year end.

4. CONCLUSION AND SUMMARY OF PERFORMANCE

4.1. General Licence Fees Regulations, 2009

Reunert has complied with the Licence Fees Regulations.

4.2. Universal Service and Access Fund Regulations, 2008

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

4.3. Compliance Procedure Manual Regulations, 2011 ; Form 1 Standard Terms and Conditions For ECS, ECNS

Reunert did not furnish the Authority with Form 1 of Standard Terms and Conditions for ECS and ECNS.

4.4. National coverage – License terms and conditions

Reunert has complied with this Regulation.