



# Presentation To ICASA On Draft Frequency Migration Regulations And Frequency Migration Plan


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# Smile Team

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# Agenda

-  Introduction
-  General Comments
-  Specific Comments
-  Proposal
-  Conclusion

# Introduction




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- 🌐 Smile is a new player who intends to offer affordable communications services to the masses in South Africa by:
  - using innovative technologies; and
  - business modelswhich will result in lowering prices and pass on the savings to end-users
- 🌐 The publication of the Draft regulations and FMP is a step in the right direction as it will assist in expediting the long awaited spectrum allocation which holds the potential to contribute to the growth of our economy.

**We will leverage our experience gained in other markets to fast track our roll-out to bring forward the availability of a better alternative to the South African consumers**

# Specific Comments on the Draft Documents

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-  Smile generally supports the exercise of reviewing the relevant portions of the frequency spectrum to implement the various developments that have emerged since the finalization of the NRFP 2010.
-  We encourage the Authority to ensure transparency in the process to enhance stakeholder buy-in. However, factually correct information must be used to ensure regulatory certainty.
-  Request ICASA to clarify relationship or possible harmonization with other regulatory Processes – Specifically GG 34872 of 15 December 2011 - ITA for 800MHz&2.6Ghz Spectrum

# Specific Comments on the Draft Documents

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- The FMP must also ensure efficient usage over and above efficient planning – inclusion of a “**Use it OR Lose It**” provision in the final regulations.
  
- The commitment on timeframes for the conclusion of the migration process should not limit ICASA’s ability to award usable spectrum earlier.
  - Licensing can commence shortly after the conclusion of this process, taking into account ministerial policy.
  - Assignments can be made on an unprotected basis and only be switched to primary status at the end of the migration period.

# Proposal – Way Forward

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- Change in approach – more inclusive consultation
- Workshop with industry
  - Larger collective of experts
  - Greater level of accuracy of information to be used
  - Possibility to reach consensus faster on a wider variety of issues including terms used and the interpretation of ITU Resolutions
- ICASA to publish a revised draft with shorter comment period
- Ensures a regulation with significantly greater buy-in and accuracy

# Conclusion



- Smile is thankful to ICASA for being afforded the opportunity to present its views on the draft documents
- Smile generally supports the draft regulations as they facilitate progress towards earlier spectrum availability and consequently, licensing.
- Smile is mindful of the impending Ministerial Policy on Spectrum
- Reiterate suggestion for an Industry Workshop as the most beneficial consultation in light of nature of the discussion
- Wish ICASA well in its deliberations.





**Thank You  
Baie Dankie  
Ngiyabonga  
Re a leboga  
Ndi a livhuha  
Ndiyabulela  
Enkosi**

