



Independent Communications Authority of South Africa
Pinmill Farm, 164 Katherine Street, Sandton
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MEMO TO COUNCIL

TO : COUNCIL

FROM : COMPLAINTS AND COMPLIANCE COMMITTEE

REFERENCE : CASE NUMBER 197/2016

DATE : 29 AUGUST 2016

SUBJECT : RECOMMENDATION BY CCC TO COUNCIL IN THE MATTER BETWEEN THE BROADCASTING COMPLIANCE DIVISION OF ICASA AND SOSHANGUVE FM

PURPOSE

The purpose of this memo is to table the recommendation of the CCC in the matter between Broadcasting Compliance Division of ICASA and Soshanguve FM.

BACKGROUND

Soshanguve Community Radio is a licensed community broadcaster in terms of the Electronic Communications Act 2005 ("ECA").

The Broadcasting Compliance Unit at ICASA referred allegations of contravention of section 56 read with section 58 to the Complaints and Compliance Committee for adjudication. It alleged that Soshanguve Community Radio broadcast political advertisements of the Economic Freedom Fighters. These advertisements were

broadcast before the commencement of the election period in contravention of the 2016 Elections Broadcasting Regulations.

RECOMMENDATION TO COUNCIL:

The CCC recommends the following order to Council:

1. A fine of R2000 and must be paid to ICASA within 30 days from the date that this judgment is issued by the Council of ICASA.
2. The radio station must broadcast twice, as its first item, on its news service the following statement, "ICASA e fitlhetse gore seteishene se, se nnile botlhaswa ka go sa obamele melao ya ditlhopo. Re gasitse di papatso tsa se polotiki tse some le bongwe pele ga nako ya ditlhopo e begiwa ke tonakgolo ya kgoro ya tirisano mmogo le merero ya setso (Corporative Governance Minister). Seteishene se, se kopa maitshwarelo go baretsi le ICASA ka tlolo molao e" between 07:00 and 21:00 within seven days of being notified by ICASA of this judgment.

A copy of the broadcast must be sent to the Coordinator of the Complaints and Compliance Committee by electronic mail within 48 hours

Prepared by:	Approved by:
..... Lindisa Mabulu CCC: Coordinator Date: __/__/__ Cllr Nomvuyiso Batyi Complaints and Compliance Committee Date: __/__/__