



**INDEGENOUS
BROADCASTING AND
ENTERTAINMENT**

as

**WORCESTER 92.6 ANNUAL
COMPLIANCE REPORT**

MARCH 2025

2023/24 BROADCASTING COMPLIANCE ANNUAL REPORT

INDEGENOUS BROADCASTING AND ENTERTAINMENT (PTY) LTD

BROADCASTING AS WORCESTER 92.6

Licence Period: 24 February 2020 – 23 February 2025

1. PREFACE

The Independent Communications Authority of South Africa (“Authority”) has a statutory mandate in terms of the Constitution, the Independent Communications Authority of South Africa Act¹ (“ICASA Act”) and the Electronic Communications Act² (“ECA”) to regulate broadcasting activities in South Africa in the public interest. Among the responsibilities of the Authority is the task to ensure compliance by broadcasters with the terms and conditions of their licence³, the Electronic Communications Act (“ECA”), the ICASA Act and any relevant legislation or regulation.

This report will give a detailed compliance account of Worcester FM 92.6, a commercial Low Power Licensee, compliance with the terms and conditions, as set out in its license, in the financial year that ended March 2024. In addition, this report will measure the Licensee’s compliance with all applicable regulations for the year under review.

2. BACKGROUND

It started with a dream to have a local radio station for the purpose of promoting tourism and local music in Worcester. With this licence, the dream culminated in a low power radio station which would be known as Worcester FM, and which would broadcast from Mountain Mill Mall in

¹ The ICASA Act No, 13 of 2000.

² Act No, 36 of 2005.

³ Indigenous Broadcasting and Entertainment Service License.

Worcester. The town lies some hundred and twenty (120) kilometres on the Northeast of Cape Town. Worcester 92.6 FM was first licensed in 2015 and granted its renewal in February 2020.

3. COMPLIANCE ASSESSMENT

3.1 Licensee

Clause 1 of Worcester 92.6 FM service licence⁴ provides that:

“The Licence is issued to:

- 1.1 Name of Entity: Indegenous Broadcasting and Entertainment (Pty) Ltd*
- 1.2 Name of the Station: Worcester 92.6 FM*
- 1.3 Control of the Licensee: Control shall vest in the Board of Directors of a Private Company known as Indegenous Broadcasting and Entertainment (Pty) Ltd.”*

The Authority received no submission indicating changes to the Licensee’s controlling structure and company name in the year under review.

The Licensee complies with clauses 1.1, 1.2 and 1.3 of its licence.

3.2 Licence Period

Clause 2.1 of Worcester FM’s Service Licence mentions that the Licence is valid for a period of five (5) years from the signature date. Worcester FM Broadcasting Licence was signed on the 24th day of February 2020 and is in its year of expiry. The Licensee was reminded of the eminent renewal that is due from them.

3.3 Licence Area

Clause 3 of the licence prescribes as follows:

⁴ Worcester FM Frequency Spectrum Licence.

"The Licensee shall provide a commercial low power broadcasting service to Mount Mill Mall, Worcester in the Western Cape Province as set out in the Licensee's radio frequency spectrum licence."

In the year under review, the Authority received no reports or complaints indicating that the radio station has interfered in areas that are outside its coverage area. The last technical inspection carried out, on Worcester FM, by the ICASA's Cape Town Region picked up no concerns.

Worcester FM complied with clause 3 of its licence.

3.4 Programming

Clause 4.1 of the licence provides as follows:

"The Licensee shall provide programming as follows:

4.1.1 South African Music Content: 40%

Worcester FM identifies as a Class Broadcasting Service Licensee according to ICASA classifications and as such is subjected to quotas that speak to Class Licensees. In terms of the South African Music Content Regulations, Worcester FM's local music output is supposed to be at eighty percent (80%).

The details and findings regarding the Licensee's South African music content output are discussed under 4.1 below.

4.1.2 Format: 20% talk and 80% music

The Authority's monitoring exercise found very little talk on Worcester 92.6 FM. It became clear, through the monitoring exercise, that the Licensee's format is a "more music less talk" format. The little talk found during monitoring spoke to tourism events within the area, promoting local music and any other tourist attraction events taking place in Worcester and surroundings.

Music dominates Worcester FM's programming profile. The Licensee's programming profile is characterised by "*triple play and back-to-back triple play*" music offerings, which leaves little to no time at all for talk.

The Licensee complies with clause 4.1.2 of the licence.

4.1.3 Language(s) of broadcast: Afrikaans 80% and English 20%

Worcester 89.2 FM is a proudly Afrikaans music radio station with some English observed on a fair enough scale. The bulk of the Licensee's programming profile is in Afrikaans and interaction with the listeners is mostly in Afrikaans.

"*Worcester 89.2 FM die beste uit die 80s, 90 en nou*" is the Licensee tag line and it sums up what the Licensee stands for.

The Licensee complies with clause 4.1.3 of its Licence.

Clause 4.2 of Worcester 92.6 FM's service licence provides that:

"The Licensee shall keep a log of programmes broadcast which must be submitted on a monthly basis to the Authority. A proforma of the log to be kept will be supplied by the Authority.

The Licensee does not keep a log of programmes broadcast. The Compliance Department will workshop the Licensee on compliance processes and requirements, in the next fiscal year, to avoid future non-compliance.

The Licensee does not comply with clause 4.2 of its licence.

4. REGULATIONS

4.1 ICASA South African Music Content Regulations

Regulation 3 of the ICASA South African Music Content Regulations 2016⁵ stipulates that:

"A holder of a community sound broadcasting service licence must ensure that after eighteen (18) months from the date of gazetting of this regulation, a minimum of 60%, increasing by 10% annually to reach 80% of the musical works broadcast in the performance period, consist of South African music and that such South African music is spread evenly throughout the performance period."

Last year's reporting found that the Licensee's local content output falls below the prescribed quota. This finding was based on programme recordings that had chunks of information missing. In the year under review, the Authority's findings are that the Licensee still carries less than 80% South African Music in its music scheduling. While South African Music was found to be dominating the Licensee's playlist, the Authority's measurement of the music content fell short of the regulated quota.

The Authority's music monitoring looked into three hourly portions of programming and measured Worcester FM's output every three hours. Out of every ten (10) musical items found during monitoring, at least six (6), on average, would be South African Music.

Worcester 92.6 FM is a music radio station with music making up the bulk of the Licensee's programming profile.

The Licensee's efforts in promoting and preserving Afrikaans music is commendable. The likes of Steve Hofmeyer, Kurt Darren, Bok van Blek and

⁵ Appendix B: ICASA South African Music Content Regulations.

some Afrikaans music groups were identified as enjoying airplay at Worcester FM.

Worcester FM does not comply fully with the South African Music quotas.

4.2 Regulations Regarding Standard Terms and Conditions for Class Licensees

Regulation 2 (1) (d) of the Regulations Regarding Standard Terms and Conditions for Class Licensees⁶ provides two fundamental regulations that are constantly and continuously used to measure a Licensee's compliance. The two regulations are Regulation 2(1) and the sub-clauses, along with Regulation 9 in its entirety.

In terms of the provisions made by Regulation 2(1) of the Regulations Regarding Standard Terms and Conditions for Class Licensees; Worcester FM 92.6 has had no reported changes to its Licensee details and information in the year that is currently under review.

The Licensee submitted all the information that was required of it for the purposes of compiling this report. Compliance with this clause is measured based on the trends in the licensee's information submission.

The Licensee complies with Regulations 2(1) and 9 of the Standard Terms and Conditions for Class Licensees.

5. CONCLUSION

The monitoring exercise carried out for the year under review found an increase of around twenty-two percent (22%) in the Licensee's South African music output measured against the last reporting year.

⁶ Appendix C: Regulations regarding the Standard Terms and Conditions

The increase demonstrated the Licensee's efforts to comply with the South African Music quotas, although still falling short of the eighty percent (80%) requirement. This report should point to the Licensee, to look more into its music scheduling and what areas must be attended to and improved upon. The Broadcasting Compliance Unit will monitor the Licensee on its South African Music content output for another financial year, to ensure full compliance. Therefore, the Licensee will not be referred to the Complaints and Compliance Committee (CCC), at this stage.

6. TERMS OF REFERENCE

Appendix A: Worcester 92.6 FM Broadcasting Service Licence.

Appendix B: Worcester 92.6 FM Form 1.

Appendix C: Regulations on South African Music Content.

Appendix D: Regulations regarding the Standard Terms and Conditions.