**APPLICATION TO ICASA FROM MZANSI FM 105.5 MHZ**

**ABAQULUSI LOCAL MUNICIPALITY - KZN**

**APPLICANT: MZANSI FM**

**To: The Licensing Department – ICASA**

**Eco Park Estate**

**Centurion**

**From: Mzansi FM**

**Thursday, 30 April 2020**

**PRE-REGISTRATION FOR COMMUNITY SOUND BROADCASTING AND RADIO FREQUENCY SPECTRUM LICENCES – MZANSI FM 105.5**

To whom it may concern

We hereby wish to register for the application of a Community Radio license for the Abaqulusi Local Municipality in the Zululand District of KZN.

We are submitting this application for the published frequency in our are of 105.5FM. Due to the difficulty of the lockdown situation we are not able to conclude the technical feasibility study as required, but we were able to secure the services of a company that is willing to conduct this study after the lockdown because they couldn’t start the research due to the restrictions, we therefore appeal to ICASA to consider our application and humbly give us the opportunity to complete and submit the study once the lockdown is lifted.

We are hoping that with the level 4 restrictions we will be able to go out on the field with the company to conduct the study as required.

Our community is within the AbaQulusi Local Municipality which is located in the Northern part of KwaZulu-Natal Province and forms part of the Zululand District Municipality. It is named after the AbaQulusi, a Zulu clan whose descendants live in the vicinities of Vryheid, Utrecht, eDumbe and eNgoje.

Abaqulusi Municipality comprises of many settlements, both rural and urban, with Vryheid being its main urban settlement/town. Other areas of interest that fall within the boundaries of AbaQulusi also include Louwsburg, eMondlo, Hlobane, Corronation and Bhekuzulu. The municipality is split into 22 Wards and its geographical cover is estimated at 4185km2 in extent making it one of the spatially largest municipality’s in the province, occupied by a population of approximately 243 795 people, according to the Community Survey 2016.

The population of AbaQulusi has been growing steadily since 2011, moving from 211060 to 243 795 people, recording and increase of 32 735 people over a 5-year period. At present, AbaQulusi Municipality constitutes approximately 27% of the Zululand District Municipality making it the largest populated local municipality compared to the other local municipalities within the District.

The 4 other local municipalities that make up the Zululand Family include eDumbe, uPhongolo, Nongoma and Ulundi. The municipality is also characterised as the main hub for the district and is also very strategically positioned, sharing its border with all 4 local municipalities within the district, as well as with Amajuba and Umzinyathi District families.

The Locality Map below spatially depicts the AbaQulusi Municipality’s location within the Zululand District Municipality and the KwaZulu-Natal Province.

Through this station we hope to develop our community and help promote social cohesion and unity in our municipality

Regards

**FORM B**

**REGISTRATION FOR A CLASS LICENCE TO PROVIDE A COMMUNITY BROADCASTING SERVICE**

**(Regulation 7 (2))**

**INDEPENDENT COMMUNICATIONS AUTHORITY OF SOUTH AFRICA**

*Note:*

1. *Registrants must refer to the Electronic Communications Act, 2005 (Act No. 36 of 2005) (“the Act”) and any regulations published under that Act with regard to the requirements to be fulfilled by registrants. Registrants are referred, in particular, to the Community Sound Broadcasting Regulations, 2006 (published under GN755 in Government Gazette 28919 of 6 June 2006) and the Community Sound Broadcasting Licence: Criteria to Measure Community Support Regulations, 1997 (published under GN R1388 in Government Gazette 18380 of 17 October 1997).*
2. *Information required in terms of this Form which does not fit into the space provided may be included in an appendix attached to the Form. Each appendix must be numbered with reference to the relevant part of the Form.*
3. *Where any information in this Form does not apply to the registrant, the registrant must indicate that the relevant information is not applicable.*

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| * + - 1. **PARTICULARS OF REGISTRANT** | |
| * 1. Full name of registrant: | **MZANSI FM** |
| * 1. Designated contact person: | **Bonginkosi Mkhonza** |
| * 1. Registrant’s street address: | **2 Marmer street, Vryheid** |
| * 1. Registrant’s principal place of business (if different from street address): | **2 Marmer street Vryheid** |
| * 1. Registrant’s postal address: | **N/A** |
| * 1. Registrant’s telephone number/s: | **N/A** |
| * 1. Registrant’s telefax number/s: | **N/A** |
| * 1. Registrant’s mobile number/s: | **079 925 1366** |
| * 1. E-mail address of designated contact person: | **bonginkosimkhonza6@gmail.com** |

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| 1. **LEGAL FORM OF REGISTRANT** | |
| * 1. If the registrant is a juristic person: **YES** | |
| * + 1. Indicate the legal form of the registrant (e.g. Non-Profit entity incorporated in terms of the Companies Act, 1973): **Non-Profit Organisation** | |
| * + 1. Registration number of the registrant: | **142-422 NPO** |
| * + 1. Attach certified copies of the registrant’s certificate of registration and memorandum and articles of association together with constitutive documents of the registrant (e.g. memorandum of incorporation, association agreement, constitution) marked clearly as **Appendix 2.1.3** of **FORM B**, indicating the applicant’s compliance with the requirements of section 5(8) (b) of the Act. **See Attached Appendix 2.1.3** | |
| * 1. If the registrant is not a juristic person but intends to operate as one if the licence that is the subject of this registration is granted: **N/A** | |
| * + 1. Provide a written undertaking that the registrant will comply with section 5(8) (b) of the Act marked clearly as **Appendix 2.2.1** of **FORM B**. | |
| * + 1. Indicate when and how the registrant will comply with section 5(8) (b) of the Act. | |
| **The Registrant is registered with the Department of Social Development in terms of the Non-Profit Organisations (NPO) Act (Act No 71 of 1997)** | |

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| 1. **NON-PROFIT STATUS OF REGISTRANT** | |
| Provide details of the registrant’s non-profit status. The following documents must be submitted with the registration: the certificate of registration accompanied by either an approved memorandum of incorporation, a constitution etc. from the relevant department/s. The founding documents must have provision for the following, 51% quorum for the annual general meeting, provision for membership and an appeals mechanism in case of rejection upon application and clear separation of powers between management and board of directors. Should the registrant fail to submit these documents, the registration will not be considered. | |
| 1. **See attached Constitution of the Registrant** 2. **See attached Constitution of the Radio Station** | |
| 1. **COMMUNITY** | |
| * 1. Indicate whether the community to be served by the proposed broadcasting service is: | |
| * + 1. geographically founded community; or | **Geographically Founded** |
| * + 1. group of persons or sector of the public with a specific, ascertainable common interest. |  |
| * 1. Where the community to be served by the registrant is a geographically founded community, provide details of the community to be served, including:  1. whether the community is urban, peri-urban or rural 2. the number of people in the community 3. gender, language, income and demographic statistics in relation to the community. **(Attach as Appendix 4.2)** | |
| **See Appendix 4.2** | |
| * 1. Where the community to be served by the registrant is a community of common interest, provide details of the community to be served, including:  1. the nature of the common interest; 2. the size of the community in the geographic area in which the service is proposed to be provided; and 3. gender, language, income and demographic statistics in relation to the community. **(Attach as Appendix 4.3)** | |
| **Geographic Community** | |

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| 1. **NATURE OF SERVICES TO BE LICENSED** |
| * 1. Provide a description of the service to be provided: **Attach as Appendix 5.1** |
| **See Appendix 5.1** |
| * 1. Indicate the geographic area in which the service is to be provided: |
| **Abaqulusi Local Municipality in the Zululand District of KZN Province** |
| * 1. Provide details of the languages in which the broadcasting service is to be provided. Where it is proposed that the service will be provided in more than one language, provide a breakdown of the number of hours of programming which will be broadcast in each language. |
| See Appendix |
| * 1. Provide the registrant’s proposed programming schedule. Further provide the proposed programming format and content to be provided, and also indicate when your peak time will be, the extent to which output would be locally originated and extent to which it will be externally sourced. Further indicate the proposed minutes of news to be broadcast on a daily basis and provide a percentage split in terms of local, national and international news content. Indicate the duration and scheduling of current affairs programme/s and provide the percentage split in terms of local, national and international content and indicate source as well. The Authority’s South African music regulations on local content require class community sound broadcast licenses to broadcast the prescribed percentage of local music. Indicate your proposed percentage of local music to be broadcast. **Attach as Appendix 5.4 of FORM B.** |

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| 1. **SERVING THE COMMUNITY’S INTERESTS** |
| * 1. Provide proof of how the registrant proposes to serve the community’s interests: |
| 1. By providing quality sound broadcasting services to suit their needs 2. Providing a platform to engage on issues that affects them; 3. Be the watchdog on behalf of the community to the government and leaders in the area; 4. Provide employment and training opportunities for the youth within the coverage area; 5. Uplift local talent and musicians 6. Provide educational and entertainment content 7. Assisting in community development, bring about a sense of cohesion and Ubuntu |
| * 1. Provide proof of how the registrant proposes to encourage members of the community it serves, or persons associated with the promotion of the community’s interests, to participate in the selection and production of programming to be provided by the registrant: |
| 1. **The station holds AGM’s to consult with the community** 2. **The station will also have programming workshops with different sections of the community for them to state what their interests are so that we can develop programs to meet their needs** 3. **We will also have community meetings to listen to our communities about what they want to change in the station** |

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| 1. **SUPPORT** |
| Provide proof of support by members of the registrant’s community or of persons associated with the registrant’s community or of persons who promote the interests of the registrant’s community. Kindly submit letters of support from NGO, business and so forth and signatures of support from members of the community/prospective listeners etc. **See Attached** |
| **See Attached** |

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| 1. **FINANCES** |
| * 1. Submit commitment of funding, which includes the amount from financial institutions or any other entity for start-up costs and provide details of the manner in which the proposed service is to be funded (e.g. sponsorship, donations etc.) **See attached** |
| **See Attached** |
| * 1. Provide details of the registrant’s anticipated:   2. capital expenditure necessary for the commencement of the provision of services; and   3. operating expenditure during the registrant’s first year of operation. **See Attached** |
| **See Attached** |
| * 1. Provide details of the registrant’s business plan: **Attached** |
| **See Attached** |

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| 1. **CONTROL AND MANAGEMENT** |
| * 1. Provide details (including name, nationality, identification or passport number, position and address) of each member of the registrant’s. Confirm if the individuals below reside within the proposed coverage area **Attach as Appendix 9.1**  1. board of directors or similar body 2. senior management 3. Attach the proposed organogram |
| * 1. Provide details of all ownership interests in the registrant: **Attach as Appendix 9.2**      1. Provide details of any persons in a position of control of the registrant who is a foreign citizen or an entity registered or incorporated in any country other than South Africa: |
| **Not applicable.** |
| * 1. Indicate whether there is anyone in the position of control of the registrant who is in the position of control in another licensee issued in terms of the Act. |
| **No one in the station is in the position to control another Licensee.** |
| * 1. Provide details of how the registrant complies with the 30% requirement of ownership interest held by historically disadvantaged persons or groups. **Attached** |
| **Not applicable** |
| 1. **RADIO FREQUENCY SPECTRUM** |
| * 1. Indicate if the registrant has submitted or intends to submit an application for a radio frequency spectrum licence for the provision of the services to which this registration relates. The registrant must indicate, from the frequencies provided by the Authority, which frequency band it seeks to utilise to provide the service |
| **Radio Frequency Spectrum application is attached** |

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| 1. **GENERAL** | |
| * 1. Indicate whether the registrant is a member of the Advertising Standards Authority or intends to become a member: | **NO** |
| * 1. Indicate whether the registrant is a member of a body contemplated in section 54(3) of the Act or intends to become a member: | **We are not members of any organisation but we intend on joining the NCRF** |
| * 1. Where the registrant proposes to provide a subscription community broadcasting service, indicate the percentage of its annual revenue which is proposed to be drawn from: | |
| * + 1. Advertising | 30% |
| * + 1. Sponsorships | 20% |
| * + 1. Subscriptions | - |
| * + 1. Donations | 10% |
| * + 1. Grants | 30% |
| * + 1. membership fees | - |
| * 1. Indicate whether the registrant is a party, movement, organisation, body or alliance which is of a party-political nature. | **We have no affiliation to any political party** |
| * 1. Indicate whether the registrant has ever been convicted of an offence in terms of the Act or the related legislation, as defined in the Act. If so, provide details of such conviction. | **NO** |
| * 1. Provide details of other matters or undertakings which, in the registrant’s view, the Authority should be consider: | |
| * + - 1. We would as part of our promise of performance provide two (2) students from the Local Institution of higher learning with an internship/learnership programme for the youth in media industry.       2. Hold Intrapreneurial workshop/seminar for the development of young entrepreneurs in the are annually; and       3. Provide funding to the value of R 10 000 annually starting on our third year of operation to youth development centres within our coverage area. | |
| * 1. Attach a resolution authorising the person (s) not more than two signing this registration and liaising with the Authority during the registration process. The resolution must be marked clearly as **Appendix 11.9 of FORM B.** | |

The person signing the registration on behalf of the registrant must acknowledge as follows:

I acknowledge that the Authority reserves the right to have any licence issued pursuant to this registration set aside should any material statement made herein, at any time, be found to be false.

Signed ………………………………………………………………………….

(REGISTRANT)

I certify that this declaration was signed and sworn to before me at …………………………. on the …………… day of ……………………… 20…, by the deponent who acknowledged that he/she:

1. knows and understands the contents hereof;
2. has no objection to taking the prescribed oath or affirmation; and
3. considers this oath or affirmation to be truthful and binding on his/her conscience.

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**COMMISSIONER OF OATHS**

Name:

Address:

(…end of substitution)”