

INDEPENDENT COMMUNICATIONS AUTHORITY OF SOUTH AFRICA

NOTICE 230 OF 2021



ELECTRONIC COMMUNICATIONS ACT, 2005 AS AMENDED (ACT NO. 36 OF 2005)

**APPLICATION FOR AMENDMENT OF AN INDIVIDUAL COMMERCIAL SOUND
BROADCASTING SERVICE LICENCE BY NORTH WEST FM (PTY) LTD
TRADING AS YOU FM**

1. The Independent Communications Authority of South Africa ("the Authority") hereby gives notice that it has received an application from North West FM (Pty) Ltd ("You FM"), for an amendment of its Individual Commercial Sound Broadcasting Service ("I-CSBS") Licence lodged in terms of section 10 of the Electronic Communications Act No. 36 of 2005 as amended ("the EC Act"). Read with regulation 9 of the Licensing Processes and Procedure Regulations for Individual Licences and Special Temporary Authorizations, 2010 published in Government Gazette No. 33293 of 14 June 2010, as amended by the Amendment Individual Processes and Procedures Regulations 2015 published in Government Gazette No.39871 of 30 March 2016 ("Processes and Procedures Regulations").
2. You FM seeks the approval from the Authority to amend Clauses 4.1, 4.2, 5.1, 5.3.1 and 5.3.2 of I-CSBS as follows:
 - 2.1 Clause 4.1 reads as follows: "Principal Language of broadcast shall be 80% Setswana." You FM, however, seeks Clause 4.1 to read as follows: "Principal Language of broadcast shall be 70% English."

- 2.2 Clause 4.2 reads as follows: "Other languages (including English) is 20%." You FM, however, seeks Clause 4.2 to read as follows: *"30% Setswana and other languages"*.
- 2.3 Clause 5.1 reads as follows: *"The Licensee shall have a programming format of predominantly of inspirational and gospel music."* You FM, however, seeks Clause 5.1 to read as follows: *"The Licensee shall broadcast Adult Contemporary Music\various genres informed by changing needs."*
- 2.4 Clause 5.3.1 reads as follows: "The Licensee shall broadcast a minimum of fifty (50) minutes of news per day, of which 80% will be broadcast in Setswana and 20% in other official languages." You FM, however, seeks Clause 5.3.1 to read as follows: *"The Licensee shall broadcast news in English. News bulletin to be broadcast from 05H00 to 20H00. News headlines be broadcast at the bottom of the hour from 06H00 to 09H00 and resume at the bottom of the hour from 15H00 to 18H00."*
- 2.5 Clause 5.3.2 reads as follows: "The Licensee shall broadcast current affairs programme during weekdays within the performance period. The current affairs programme will be conducted 80% in Setswana and 20% in other languages." You FM, however, seeks Clause 5.3.2 to read as follows: *"The Licensee shall broadcast current affairs during weekdays within the performance period. The current affairs programme will be conducted in English."*
- 2.6 The application, relevant schedule and any representations received pursuant to this notice, would be made available to interested parties on the Authority's website.
3. Interested parties are invited to lodge written representations in relation to the application within fourteen (14) working days of the date of publication of this notice in the *Government Gazette*. Persons who lodge representations must also indicate whether they wish to make oral submissions should the Authority decide to hold a public hearing in respect of the application.

4. All written representations, responses and other correspondence in terms hereof must be sent by email to Ms Ndondo Dube, on PNdube@icasa.org.za
5. Persons who lodge representations in terms hereof, shall at the time of lodgement furnish proof to the satisfaction of the Authority that a copy of the representation has been emailed to Mr Tebogo Pooe at this email: Pooet@icloud.com
6. You FM shall be entitled to respond in writing to written representations made by interested persons on the amendment application, and such written response must be lodged with the Authority within twenty-one (21) working days of the date of publication of this notice in the *Government Gazette*. You FM must, at the time of lodging such written response, furnish proof to the Authority's satisfaction that it has delivered a copy of such response by registered mail or by facsimile or by email to the relevant person having made such written representations.
7. A copy of the amendment application will be posted on the Authority's website.



DR KEABETSWE MODIMOENG

CHAIRPERSON

Date: 23/04/2021