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## GENERAL NOTICES • ALGEMENE KENNISGEWINGS

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### INDEPENDENT COMMUNICATIONS AUTHORITY OF SOUTH AFRICA

#### GENERAL NOTICE 1243 OF 2022



#### ELECTRONIC COMMUNICATIONS ACT, 2005 (ACT NO 36 OF 2005)

#### APPLICATION FOR THE TRANSFER OF OWNERSHIP OF INDIVIDUAL ELECTRONIC COMMUNICATIONS NETWORK SERVICE ("I-ECNS") LICENCE FROM ZOMERLUST SYSTEMS DESIGN CC TO WORKONLINE COMMUNICATIONS ZA OPERATIONS (PTY) LTD

1. The Independent Communications Authority of South Africa ("the Authority") hereby gives notice that it has received application from Zomerlust Systems Design cc for the transfer of ownership of its Individual Electronic Communications Network Service ("I-ECNS") licence.
2. The application was submitted in terms of Regulation 11 of the Processes and Procedures Regulations for Individual Licences, 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"), read with section 13 of the Electronic Communications Act No 36 of 2005, as amended ("the ECA").
3. The transfer application seeks approval from the Authority to transfer the I-ECNS licence from Zomerlust Systems Design cc ("the Applicant") to Workonline Communications ZA Operations (Pty) Ltd

("the Transferee"), and will be evaluated on the basis of the following criteria:

- a. promotion of competition in the ICT sector;
  - b. interests of consumers; and
  - c. equity ownership by Historically Disadvantaged Persons ("HDPs").
4. The Applicant submits that 30% of the Transferee's equity shareholding is held by HDPs.
  5. The application, relevant schedule, and any representations received pursuant to this notice will be made available and open for inspection by any interested party on the Authority's website and in its library, during the Authority's office hours.
  6. Interested parties are invited to lodge written representations to the application within fourteen (14) working days from the date of publication of this notice in the Government Gazette.
  7. Any person who makes written representations must indicate whether they require an opportunity to make oral representations in the event that the Authority decides to hold public hearings.
  8. All written representations, responses and other correspondence in terms of this notice must be directed to Mr Peter Mailula by e-mail at [PMailula@icasa.org.za](mailto:PMailula@icasa.org.za) **OR** at ECNS, ECS and Postal Services Licensing Unit, Licensing Division, Block B, 350 Witch-Hazel Avenue, Eco Point Office Park, Eco Park, Centurion **OR** via Private Bag X10, Highveld Park, 0169.
  9. Any person/s who may lodge representations in terms of this notice, must also furnish proof that a copy of the representation has been delivered to Mr Ian Forbes, either by e-mail to [iforbes@zsd.co.za](mailto:iforbes@zsd.co.za), **OR**

by hand to at Zomerlust Systems Design cc, located at Unit D11, Clareview Business Park, 236 Lansdowne Road, Claremont, 8000.

10. Zomerlust Systems Design cc has the right to respond in writing to written representations made by any interested person/s on the transfer application. The written responses must be lodged with the Authority within twenty-one (21) working days from the date of publication of this notice in the Government Gazette.
11. Zomerlust Systems Design cc must, at the time of lodging the written response, furnish proof to the Authority's satisfaction that it has delivered a copy of the response by e-mail to the relevant person/s having made the written representations, **OR** by hand.



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**DR CHARLES LEWIS**

**ACTING CHAIRPERSON**

**DATE: 23 / 8 / 2022**