
GENERAL NOTICE

NOTICE 1445 OF 2009



INDEPENDENT COMMUNICATIONS AUTHORITY OF SOUTH AFRICA DRAFT REGULATIONS CONCERNING PROCEDURES FOR ICASA INSPECTORS

- (1) The Independent Communications Authority of South Africa ("the Authority") hereby gives notice, in terms of sections 4(3)(j) and 17F(6) of the ICASA Act, of its intention to prescribe Regulations concerning Procedures for ICASA Inspectors.
- (2) A copy of the Draft Regulations is attached hereto.
- (3) Interested persons are invited to submit written comments or written representations with regard to the proposed regulations, to be received **by no later than 16h00 on the 27th of November 2009** by post, hand delivery, facsimile transmission, or electronically by e-mail (in Microsoft Word) for the attention of :

Izak Redelinghuys

Project Leader

Independent Communications Authority of South Africa

Private Bag X10002

Sandton

2146

Delivery address: ICASA, Block B,
Pinmill Farm,
164 Katherine Street,
Sandton.

Contact details: iredelinghuys@icasa.org.za.

Telephone: 011-566-3035

Facsimile: 011-566-3036

- (4) All written representations submitted to ICASA pursuant to this notice will be made available for inspection by interested persons at the ICASA library and copies of such representations will be obtainable on the payment of the prescribed fee.
- (5) At the request of any person who submits written representations pursuant to this notice, ICASA may determine that such representations or any portion thereof is confidential in terms of section 4D of the ICASA Act 13 of 2000, as amended. If the request for confidentiality is refused, the person making the request will be allowed to withdraw such representations or portion thereof.
- (6) The final regulations will be published in the Government Gazette



PARIS MASHILE
CHAIRPERSON

Date: 26/08/2009

INDEPENDENT COMMUNICATIONS AUTHORITY OF SOUTH AFRICA**DRAFT REGULATIONS CONCERNING PROCEDURES
FOR ICASA INSPECTORS**

Under the powers conferred on the Authority in terms of sections 4(3)(j) and 17F(6) of the Independent Communications Authority of South Africa Act, 2000 (Act No. 13 of 2000), the Authority adopts the **Draft** Regulations set out in the Schedule -

SCHEDULE**1. Definitions**

In these Regulations, unless stated otherwise or unless the context indicates otherwise, any word or expression defined in the Act or the ECA has the meaning assigned to it by the Act or the ECA, and -

“the Act” means the Independent Communications Authority of South Africa Act, 2000 (Act No. 13 of 2000);

“CEO” means the chief executive officer of the Authority appointed by the Council in terms of section 14 of the Act and, where applicable -

- (a) the person to whom the powers conferred on the Authority by section 32 of the ECA are delegated; or
- (b) the person to whom the power conferred on the Authority to monitor the electronic communications sector and postal sector for offences in terms of the underlying statutes in terms of section 4(3)(b) of the Act is delegated, in terms of section 4(4)(a)(iii) of the Act;

“the ECA” means the Electronic Communications Act, 2005 (Act No. 36 of 2005);

“inspector” means a person appointed by the Authority in terms of section 17F of the Act and who is, where applicable -

- (a) authorised by the CEO to exercise the power conferred on the Authority to monitor the electronic communications sector and/or the postal sector for compliance with the