
GOVERNMENT NOTICE

DEPARTMENT OF COMMUNICATIONS

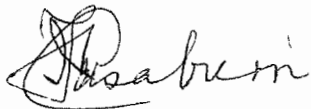
No. 12

9 January 2009

MINISTER OF COMMUNICATIONS ELECTRONIC COMMUNICATIONS ACT, 2005 (ACT NO. 36 OF 2005)

POLICY DIRECTION ON INDIVIDUAL ELECTRONIC COMMUNICATIONS NETWORK SERVICE LICENSES

I, Dr. Ivy Matsepe-Casaburri, the Minister of Communications hereby issue the Policy Direction contained in the Schedule, in terms of section 3(2) read with section 5(6) of the Electronic Communications Act, 2005 (Act No. 36 of 2005).



Dr. Ivy Matsepe-Casaburri
Minister of Communications

SCHEDULE

POLICY DIRECTION ON INDIVIDUAL ELECTRONIC COMMUNICATIONS NETWORK SERVICE

1. On 7 July 2008, I issued through the government gazette, in accordance with section 3(2) read with section 5 (6) of the ECA, 2005 a notice inviting comments on the proposed Policy Directive on Individual Electronic Communications Network Service licence for the provisioning broadcasting services through satellite infrastructure. When the period of accepting comments closed on 15 August 2008, a total of 17 written submissions had been received from the following: the Independent Communications Authority (ICASA) hereafter referred to as the Authority, YAHSAT, ODM, APS, Vodacom, Telkom Media, Morai Telcoms, WOW, Telfree and Neotel.
2. The submissions raised a number of issues relating to the notice, particularly the following:
 - a) Technological specificity of the licence in view of the technological neutral environment advocated by the ECA;
 - b) Limitations of the proposed licence, and;
 - c) The requirements to be met by the applicants vis-a-vis the provisions of the ECA.
3. ***Taking into account*** that the notice on the policy directive on the Individual ECNS was issued amid
 - a) the directive issued to ICASA on 17 September 2007 regarding the continuation of the World Space service in the country;
 - b) the request by ODM to the Department regarding its ability to self-provide its own signal distribution service, and;