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GENERAL NOTICE

Independent Communications Authority of South Africa

General Notice

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GENERAL NOTICE

NOTICE 881 OF 2005



Independent Communications Authority of South Africa
Pinmill Farm, 164 Katherine Street, Sandton
Private Bag X10002, Sandton, 2146

AMENDMENT OF BROADCASTING LICENCE: ELECTRONIC MEDIA NETWORK LIMITED

The Independent Communications Authority of South Africa ("the Authority") here by gives notice, in terms of section 52(6) of the Independent Broadcasting Authority Act, Act No 153 of 1993 ("the Act") that it has decided to amend the subscription television service licence of Electronic Media Network Limited ("M-Net") in terms of section 52(1)(d) of the Act. The proposed amendments to M-Net's licence are as set out in Schedule A to this notice.

The Authority has decided that the amendments to M-Net's licence are to take effect on 1 April 2007.

Copies of the Authority's Ruling and Reasons Document in respect of the amendments to M-Net's licence are available on the Authority's website: www.icasa.org.za and also in the Authority's library, Block D, Pinmill Farm, 164 Katherine Street, Sandton.

The Authority hereby gives notice to any person whose rights or legitimate expectations have been materially and adversely affected by the Authority's decisions in regard to the amendment of M-Net's licence of the right of judicial review that is available in terms of section 6 of the Promotion of Administrative Justice Act, 2000.

MANDLA LANGA
CHAIRPERSON
ICASA

SCHEDULE A

[] Words in bold type in square brackets indicate omissions from the existing licence conditions.

_____ Words underlined with a solid line indicate insertions in the existing licence conditions.

Clause 1.9

["Open Window" means the period between 17h00 and 19h00 each day during which time the broadcast signal on the M-Net Channel is unencoded;]

Clause 5.1

[Subject to paragraph 6.1, the] The licensee may televise its programmes in encoded form only, for reception by persons who subscribe to its service.

Clause 6

[6. THE OPEN WINDOW

6.1 The licensee may broadcast an unencoded signal on its M-Net Channel only during the period 17h00 to 19h00 each day.

6.2 During the broadcasting of the unencoded signal on its M-Net Channel, the licensee must comply with following programming requirements:

6.2.1 Generally, the Open Window must reflect at least three genres of the programming broadcast during encoded time. Compliance with this condition will be measured annually.

6.2.2 The licensee must ensure that a weekly average of 35% of its programming consists of South African television content. Compliance with this condition will be measured annually.

6.2.3 The licensee must ensure that a weekly average of 20% of its programming consists of South African drama. Compliance with this condition will be measured annually.]

Clause 14.3

[The licensee must use no more than an average of eight minutes per hour of the Open Window for the televising of advertisements subject to the provisions of 14.4. This average will be measured over a year.]

Clause 14.4

[Advertising must not exceed a maximum of twelve minutes in any one hour during the Open Window.]

Clause 20.1

The licensee must submit to the Authority, on a quarterly basis, records of South African content, including South African Drama, broadcast **[in both the Open Window and encoded time]** during the previous quarter.