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GENERAL NOTICES • ALGEMENE KENNISGEWINGS

INDEPENDENT COMMUNICATIONS AUTHORITY OF SOUTH AFRICA

NOTICE 262 OF 2018

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

APPLICATION FOR TRANSFER OF AN INDIVIDUAL ELECTRONIC COMMUNICATIONS SERVICE LICENCE FROM SKYGISTICS (PTY) LTD TO YABROO (PTY) LTD

1. The Independent Communications Authority of South Africa ("the Authority") hereby gives notice that it has received applications from Skygistics (Pty) Ltd for the transfer of its Individual Electronic Communications Service ("I-ECS") licence. The application was lodged in terms of regulation 11 of the Processes and Procedures Regulations for Individual Licences published in Government Gazette No.39871 of 30 March 2016, read with sections 13(1), (2) and (6) of the Electronic Communications Act 2005, as amended.

2. The transfer application seeks approval from the Authority to transfer the I-ECS licence held Skygistics (Pty) Ltd ("the Applicant") to Yabroo (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 HDP'S.

3. The Applicant submits that the Transferee meets the legislative requirement of 30% of equity being held by Historically Disadvantaged Persons (HDPs) as required in terms of section 9 (2) (b).

4. The application, relevant schedule and any representations received pursuant thereto will be made available and open for inspection by any interested party in the Authority's library, during the Authority's office hours.

5. Any interested party is invited to lodge written representations to the applications within fourteen (14) working days from the date of publication of this notice in the Government Gazette.

6. 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.

7. All written representations, responses and other correspondence in terms hereof must be directed to Mr Peter Mailula at ECNS, ECS and Postal Licensing Unit, Licensing Division, at Block A, Pinmill Farm, 164 Katherine Street, Sandton, Johannesburg **OR** Private Bag X10002 Sandton, 2146 **OR** by fax no. (011) 566 3658 **OR** by e-mail: PMailula@icasa.org.za

8. Any person who may lodge representations in terms hereof, must also furnish proof to the satisfaction of the Authority that a copy of the representation has been delivered by hand to Frik van Staden at Skygistics (Pty) Ltd located at Suites 8 & 9, 1st Floor, Waterfall View, Mahai close, Waterfall Park, Midrand, **OR** sent by facsimile no: (086) 685 1099, **OR** sent by e-mail to frik.vanstaden @skygistics.com

9. Skygistics (Pty) Ltd has the right to respond in writing to written representations made by any interested person 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.

10. Skygistics (Pty) Ltd 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 hand, **OR** has sent a copy thereof by facsimile **OR** by e-mail to the relevant person having made the written representations.

RUBBEN MOHLALOGA
CHAIRPERSON