



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

INDIVIDUAL BROADCASTING SERVICE LICENCE

No. 003/PBS/TV/SEPT/08

GRANTED AND ISSUED

TO

THE SOUTH AFRICAN BROADCASTING CORPORATION LIMITED

FOR THE PROVISION OF

A COMMERCIAL TELEVISION BROADCASTING SERVICE

**SIGNED FOR AND ON BEHALF OF THE INDEPENDENT COMMUNICATIONS
AUTHORITY OF SOUTH AFRICA**

EFFECTIVE FROM 18th DECEMBER 2008

A handwritten signature in black ink, appearing to be 'Dr SS Mncube', written over a horizontal line. The signature is stylized and includes a large loop at the end.

Dr SS Mncube
Chairperson

Amended Date: 13/12/2010

1 LICENSEE

The Licence is issued to:

- 1.1 Name of Company/Entity: The South African Broadcasting Corporation
- 1.2 Shareholders: The State: 100%
- 1.3 Ownership held by persons from historically disadvantaged groups: N/A

2 CONTACT DETAILS

2.1 The contact person for the Licensee shall be:

- 2.1.1 Name: Philly Moilwa
- 2.1.2 Tel: (011) 714 3708
- 2.1.3 Fax: (011) 714 4816
- 2.1.4 Cell: 082 903 2544
- 2.1.5 Email: pmoilwa@sabc.co.za

2.2 Should the Licensee propose to replace the person so designated, the Licensee shall notify the Authority in writing within seven (7) days after appointing the new designate person.

3 NOTICES AND ADDRESSES

The Licensee chooses the following addresses as its principal addresses:

- 3.1 Postal Address: Private Bag x1
Auckland Park
2006
- 3.2 Physical Address: Radio Park
Henley Road
Auckland Park
2006

SCHEDULE 1

1. Service Name:

SABC

2. Geographic coverage area

The Licensee shall provide its television broadcasting services nationally and as defined in the radio frequency spectrum licence attached.

3. Language(s)

The Licensee shall broadcast in languages indicated in the schedule for existing television channel and/or in the channel authorisation certificate/s.

4. Format

4.1 The service authorised by this licence forms part of the commercial service division of the Licensee.

4.2 The licensed service shall provide mix of informative, educational and entertaining material.

5. Training and skills development obligations

5.1 The Licensee must adopt and implement equal opportunity employment practices.

5.2 The Licensee must ensure that its management and staff are representative of South African society and that its human resource policies take into account the development of managerial, production, technical and other skills and expertise, particularly with regard to the historically disadvantaged persons.

5.3 The licensee shall endeavour to achieve fair and reasonable participation by historically disadvantaged persons with respect to:

(a) its management and control structures;

(b) skills development;

(c) enterprise development; and

(d) procurement.

5.4 The Licensee must, within thirty (30) days of the end of each financial year, provide the Authority with written information regarding its compliance with the above requirements.

6. Provision of audited financial statements to the Authority:

The Licensee shall provide the Authority with the audited annual financial statements of the licensed service within four (4) months of the end of the Licensee's financial year, provided that the Licensee may on good ground shown apply to the Authority for extension.

SCHEDULE 2

Existing Television Channel

The conditions contained herein are applicable to the SABC 3 channel only:

1. **Channel Name:**

SABC 3

2. **Language(s)**

Prime time in this clause means the period between 18h00 and 22h00 daily. The Licensee shall ensure in respect of the licensed service, that its programme material is provided predominantly in English provided that in each financial year as set out below the licensee shall broadcast at least the following percentage per week of its programme material in official languages of the Republic other than English:

	2007/8	2008/9	2009/10	2010 onwards
Total percentage per week of official languages other than English	Eight percent (8%)	Eight percent (8%)	Eight percent (8%)	Ten percent (10%)

3. **Local content obligations**

In each licence year, the Licensee shall, within 30 days of end of the quarter, submit to the Authority written records indicating the extent of:

- (1) the different genres;
- (2) the South African Television Content,
- (3) the use of each official languages,

in programme material broadcast on the licensed service during that quarter, in each instance, distinguishing between genres, providing the relevant details in relation to prime time and the South African television broadcast period and expressing the relevant details both as an aggregate in minutes and as a percentage of the total of all such programming material.

4. Programming obligations

4.1 General:

4.1.1. To the extent that the Licensee provides programming of a religious nature, it shall ensure that such programming adequately reflects the diversity of South Africa's religions.

4.1.2 The Licensee shall take reasonable steps to provide a wide range of programming in the official languages of the Republic; and provide programming that reflects both the unity and the diverse cultural and multi-lingual nature of the Republic and all of its cultures and regions to audiences.

4.2 The Licensee shall, during the South African television performance period, provide programme material that caters and has due regard for the interests of all sectors of South African society and shall provide programming on and relevant to health related issues; gender issues; and all age groups.

4.3 The Licensee shall ensure that reasonable provision is made for sign language translation to be provided during news bulletins transmitted in prime time and during other programme genres broadcasting throughout the day.

4.4 Programme Content per Genre:

The Licensee shall, in each financial year set out below, broadcast at least the following number of hours of programme material in the following genres during the South African television performance period:

	2008/9	2009 onwards
News	Seven (7) hours per week. Three (3) hours and thirty (30) minutes in prime time. Thirty (30) minutes packaged as a single programme daily	Seven (7) hours per week. Three (3) hours and thirty (30) minutes in prime time. Thirty (30) minutes packaged as a single programme daily
Current Affairs	Five (5) hours a week, One (1) hour in prime time.	Five (5) hours a week, One (1) hour in prime time.

UK

Informal Knowledge Building	Twelve (11) hours a week, Two (2) hours in prime time.	Twelve (12) hours a week, Two (2) hours in prime time.
Documentary	Four (4) hours a week, One (1) hour in prime time.	Five (5) hours a week, Two (2) hours in prime time.
Drama	Twenty four (24) hours per week. Eight (8) hours in prime time, of which four (4) hours must be South African television content.	Twenty four (24) hours per week. Eight (8) hours in prime time, of which four (4) hours must be South African television content.
Children's Programming	Seven (7) hours per week.	Twenty (12) hours per week.

4.5 **Measurements and repeat broadcasts:**

The Licensee's compliance with the programming requirements set out in sub-clause (2) above shall be measured as a weekly average over a period of one year, provided that repeat broadcasts of programme material shall count towards the Licensee's compliance with the above-mentioned requirements and provided further that repeat broadcasts of South African television content will continue to be governed by the television content regulations.

4.6 **Events of National Interest:**

4.6.1 The Authority may, on written application by the Licensee, grant the Licensee exemption in writing, on such terms and conditions as the Authority deems necessary in the circumstances, from compliance with some or all of the programming obligations set out in this Licence, for a specified period, in the event that the Licensee satisfies the Authority that it is unable to comply with such obligations as a result of the broadcast of any event of national interest.

4.6.2 The Licensee's written application for exemption contemplated in sub-clause 4.6.1 above, must be submitted to the Authority before the commencement of the broadcast of the relevant event of national interest, provided that, in exceptional circumstances, the Authority will accept and consider an application for such exemption after the commencement of such broadcast, provided further that the application is submitted to the Authority as soon as is reasonably practicable after such commencement.

4.6.3 The Licensee's written application for exemption contemplated in sub-clause 4.6.1 above must specify:

- (i) the nature of the event of national interest concerned;
- (ii) the likely duration of the broadcast; and
- (iii) the basis on which the Licensee contends that the event is of national interest and that it will be unable to comply with some or all of its programming obligations if the broadcast were to take place.

4.7 **News and Current Affairs:**

The licensee shall in the production of its news and current affairs programming:

- (a) exercise full editorial control in respect of the contents of such programming;
- (b) include matters of international, national, regional and where appropriate, local significance;
- (c) meet the highest standards of journalistic professionalism;
- (d) provide fair, unbiased, impartial and balanced coverage independent from governmental, commercial or other interference; and
- (e) provide a reasonable opportunity for the public to receive a variety of points of view on matters of public concern.

4.8 **Programming targeted at Children:**

In the production and presentation of its children's programming, the Licensee shall ensure that such children's programming is:

- (a) broadcast at times of the day when children are available to watch;
- (b) targeted at and appropriate for children between the ages of nought (0) to six (6) years and seven (7) to twelve (12) years respectively; and
- (c) educational and is made from children's point of view.

5. **Limitations on Advertising and Provision of advertising-related Information:**

5.1 The Licensee may not:

- 5.1.1. broadcast more than an average of ten (10) minutes of advertisements per hour on the licensed service during any licence year; and
- 5.1.2 broadcast advertisements in excess of twelve (12) minutes in any one hour.
- 5.2 The Licensee shall, within 30 days of the end of each quarter, submit to the Authority written records indicating the extent of advertisements broadcast on the licensed service during that quarter, including:
 - 5.2.1 the extent, expressed as a number of minutes, to which advertisements were broadcast in every hour during that quarter, and
 - 5.2.2 the extent, expressed as an average number of minutes per hour, to which advertisements were broadcast during that quarter.

