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GENERAL NOTICE

NOTICE 196 OF 2014



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

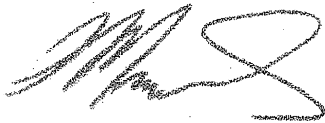
APPLICATION FOR AN AMENDMENT OF AN INDIVIDUAL COMMERCIAL SOUND BROADCASTING SERVICE LICENCE BY RADIO HEART 104.9 (Pty) Ltd

1. The Independent Communications Authority of South Africa (“the Authority”) hereby gives notice that it has received an application from Radio Heart 104.9 (Pty) Ltd broadcasting as Heart 104.9 FM (“the applicant”), for an amendment of its Individual Commercial Sound Broadcasting Service Licence. This application is lodged in terms of regulation 9 of the Processes and Procedures Regulations for Individual Licences and Special Temporary Authorisations of 2010 read with section 10 of the EC Act provides for the processes to amend the individual licence. In terms of section 10(2) read with section 9(2)(a) of the EC Act, the Authority is required to give notice of the application in the *Gazette* and invite interested person to submit written representations in relation to the application.

2. The amendment application seeks the approval from the Authority to amend certain clauses within its licence terms and conditions which are as follows:
 - 2.1 Clause 5.3 which reads as follows: ***“The Licensee shall broadcast news for an average of six (6) minutes every half an hour on all weekday mornings”***. Radio Heart 104.9 (Pty) Ltd seeks the approval of the Authority to amend clause 5.3 to provide that ***“The Licensee shall broadcast news for an average of six (6) minutes every hour between 06h00 and 09h00 on all weekday mornings”***.

- 2.2 Clause 6.2 which reads as follows: ***“The Licensee shall establish an employee training programme and shall spend a minimum of one million one hundred and sixteen thousand rand (R1 116 000.00) annually over the licence period”***. Radio Heart 104.9 (Pty) Ltd seeks the approval of the Authority to amend clause 6.2 to provide that ***“The Licensee shall establish an employee training programme and shall spend a minimum of R1 116 000 (one million one hundred and sixteen thousand rand) over the licence period”***.
3. The application, relevant schedule and any representations received pursuant thereto would be made available and open for inspection by interested parties in the Authority’s library during the Authority’s normal office hours.
4. Interested parties are invited to lodge written representations in relation to the application within twenty one (21) working days of the date of publication of this notice in the *Government Gazette*.
5. All written representations, responses and other correspondence in terms hereof must be directed to Ms Ndondo Dube at Broadcasting Service Licensing, Licensing and Compliance Programme, at Block D, Pinmill Farm, 164 Katherine Street, Sandton, Johannesburg **OR** Private Bag X10002 Sandton, 2146 **OR** by fax no. (011) 566 3200 **OR** by e-mail: PNDUBE@icasa.org.za
6. Persons who lodge representations in terms hereof, shall at the time of lodgement furnish proof to the satisfaction of the Authority that a copy of the representation has been delivered by hand to Mr Gary Petersen at 3rd Floor, Satbel Building, Cnr Sommerset Road and De Smit Street, Greenpoint **OR** sent by registered post to P O Box 211, Greenpoint, 8051 **OR** by fax to 021 406 8940 **OR** by email: garypetersen@1049.fm

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7. Radio Heart 104.9 (Pty) Ltd shall be entitled to respond in writing to written representations made by interested persons on the amendment application, and such written response must be lodged with the Authority within forty two (42) working days of the date of publication of this notice in the *Government Gazette*. Radio Heart 104.9 (Pty) Ltd must, at the time of lodging such written response, furnish proof to the Authority's satisfaction that it has delivered a copy of such response by hand, **OR** has sent a copy of such response by registered mail, **OR** email **OR** by facsimile to the relevant person having made such written representations.



DR STEPHEN MNCUBE
CHAIRPERSON

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