

Government Gazette

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GENERAL NOTICE

NOTICE 1572 OF 2005



APPLICATION FOR CHANGE IN THE CONTROL OF A **\$IGNAL** DISTRIBUTION LICENCEE: ORBICOM (PTY) LTD

- 1. The independent Communications Authority of South Africa ("the Authority") hereby gives notice that it is has received an application from Orbicom (Pty) Ltd for prior approval to change its shareholding structure, resulting in a change of control as per the attached schedule.
- 2. This application is available for inspection by any interested persons during the Authority's normal office hours.
- 3. Interested persons are hereby invited to make written representations on the proposed amendment to the Authority by 09 September 2005
- 4. Orbicom (Pty) Ltd shall be entitled to respond in writing to the written representations made by interested persons on the proposed, amendments., and. any such written: response must be submitted to the Authority within sixty (60) days, of the date of publication of this notice in the Government Gazette. Orbicom must, at the time of submitting its 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 of the response by registered mail or by facsimile, to the relevant persons having made written representations.
- 5. All written representations, responses and other correspondence regarding the proposed, change in control must be directed to Mr. Ngoako Malatji. The Licensing Unit, at Block D, Pinmill Farm, 164 Katherine Street, Sandton, Johannesburgor Private Bag X10002, Sandton, 2146 or by fax (011) 448 2186
- 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 sent by registered post or delivered or faxed to Ms Z. Dasoo or Mr. P. Grealy at Webber Wentzel Bowens Inc., at 10 Fricker Road Illovo Boulevard, Johannesburg, 2196 or by fax (011) 530 6284.

PARIS MASHILE CHAIRPERSON ICASA

SCHEDULE

- 1. According to the application, Orbicom (Pty) Ltd, MTN Group (Pty) Ltd and MultiChoice Africa (Pty) Ltd entered into in an agreement in terms of which MultiChoice is to purchase the entire shares of MTN in Orbicom.
- 2. In terms of the application Orbicom's current shareholding structure is as follows:

MTN Group (Pty) Ltd

 $= \mathcal{M}_{\frac{1}{2}} \cdot \cdots \cdot \mathcal{A}^{\frac{1}{2}} \cdot \mathcal{A}^{-1}$

100%

3. Should this application be approved the new shareholding structure of Orbicomwill be as follows:

MultiChoice Africa (Pty) Ltd 100%

According to the application, the proposed change in the control .of Orbicom will result in the passage of the shareholding of Orbicom from MTN to MultiChoice, but Orbicom will femain the broadcasting signal distribution licensee.

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