
GENERAL NOTICES • ALGEMENE KENNISGEWINGS

INDEPENDENT COMMUNICATIONS AUTHORITY OF SOUTH AFRICA**NOTICE 510 OF 2019****CONSUMER ADVISORY PANEL AMENDMENT REGULATIONS, 2019**

I, Dr. Keabetswe Modimoeng, Acting Chairperson of the Independent Communications Authority of South Africa, hereby publish the Consumer Advisory Panel Amendment Regulations, 2019 in terms of section 4 (7) read with section 71 (1) and (2) of the Electronic Communications Act No. 36 of 2005 (“the ECA”), as amended.

A handwritten signature in black ink, appearing to read 'Keabetswe Modimoeng', written over a horizontal line.

Dr. Keabetswe Modimoeng
Acting Chairperson

THE INDEPENDENT COMMUNICATIONS AUTHORITY OF SOUTH AFRICA

The Independent Communications Authority of South Africa has under section 4 (7) read with section 71 (1) and (2) of the Electronic Communications Act, 2005 (Act No. 36 of 2005), made the regulations in the schedule.

SCHEDULE**1. Definitions**

In these regulations “the Regulations” means the regulations published by Government Notice No. 241 in Government Gazette 40725 of 28 March 2017.

2. Amendment of regulation 5 of the Regulations

Regulation 5 of the Regulations is hereby amended by the deletion of paragraph (d) of sub-regulation 5.1.

3. Short title and commencement

These regulations are called the Consumer Advisory Panel Amendment Regulations, 2019 and will come into operation upon publication in the Government Gazette.



INDEPENDENT COMMUNICATIONS AUTHORITY OF SOUTH AFRICA

EXPLANATORY MEMORANDUM ON THE AMENDMENT OF REGULATION 5 OF THE CONSUMER ADVISORY PANEL REGULATIONS, 2017

1. Introduction and Background

- 1.1 The Independent Communications Authority of South Africa (“the Authority”) has amended regulation 5.1 (d) of the Consumer Advisory Panel Regulations, 2017 (“Regulations”) in terms of section 4 (7) read with section 71(1) and (2) of the Electronic Communications Act No. 36 of 2005, as amended.
- 1.2 Regulation 5.1 (d) of the Regulations required the Chairperson of the Consumer Advisory Panel (“Panel”) to manage the budget of the Panel. However, the implementation of regulation 5.1(d) had proven to be impractical and unnecessary.
- 1.3 Regulation 4.5 of the Regulations provides that one of the functions of the Panel includes “*preparing an annual plan and budget for the Panel for approval by the Authority*”. The Panel therefore prepares the budget, which is ultimately approved by the Authority. It is therefore not necessary for the Chairperson of the Panel to manage the budget of the Panel. Such function falls within the Authority as it approves any budget made by the Panel.

2. Conclusion

It is on the above basis that the Authority is amending the Regulations by deletion of regulation 5.1 (d) of the Regulations.