

**INDEPENDENT COMMUNICATIONS AUTHORITY OF SOUTH AFRICA**  
**NOTICE 165 OF 2020**



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

**APPLICATIONS FOR THE TRANSFER OF CONTROL OF INDIVIDUAL ELECTRONIC COMMUNICATIONS SERVICE AND INDIVIDUAL ELECTRONIC COMMUNICATIONS NETWORK SERVICE LICENCES BY SIMIGENIX (PTY) LTD**

1. The Independent Communications Authority of South Africa ("the Authority") hereby gives notice that it has received applications from Simigenix (Pty) Ltd for the transfer of control of its Individual Electronic Communications Service ("I-ECS") and Individual Electronic Communications Network Service ("I-ECNS") licences. The applications were submitted in terms of Regulation 11 of the Processes and Procedures Regulations for Individual Licences, 2010 published in Government Gazette No. 33293 of 14 June 2010, as amended by the Amendment Individual Processes and Procedures Regulations 2015 published in Government Gazette No.39871 of 30 March 2016 ("Processes and Procedures Regulations") read with section 13 of the Electronic Communications Act No. 36 of 2005, as amended ("the ECA").
2. The transfer applications seek approval from the Authority to transfer control of I-ECNS and I-ECS licences from Blue Label Telecoms Limited (BLT) a shareholder in Simigenix (Pty) Ltd ("the Applicant") to DNI-4PL Contracts (Pty) Ltd the proposed new shareholder in Simigenix (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 Historically Disadvantaged Persons ("HDPs").
3. The Applicant indicated that it will have 49.58% equity shareholding held by HDPs post conclusion of the transfer.

4. The applications, relevant schedule and any representations received pursuant to this notice 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 of this notice must be directed to Mr Peter Mailula at ECNS, ECS and Postal Licensing Unit, Licensing Division, at Block B, 350 Witch – Hazel Avenue, Eco Point Office Park, Eco Park, Centurion **OR** Private Bag X10, Highveld Park, 0169 **OR** by facsimile no. (012) 568 3658 **OR** by e-mail: [PMailula@icasa.org.za](mailto:PMailula@icasa.org.za)
8. Any person who may lodge representations in terms of this notice, must also furnish proof that a copy of the representation has been delivered by hand to Mr Niel Barnard at Simigenix (Pty) Ltd located at 300 Witch – Hazel Avenue, Centurion, 0149, **OR** sent by facsimile no: (011) 550 7770 **OR** sent by e-mail to [Niel.Barnard@cellfind.co.za](mailto:Niel.Barnard@cellfind.co.za)
9. Simigenix (Pty) Ltd has the right to respond in writing to written representations made by any interested person on the transfer applications. 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. Simigenix (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.



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**DR. KEABETSWÉ MODIMOENG**  
**ACTING CHAIRPERSON**