

GENERAL NOTICES • ALGEMENE KENNISGEWINGS

INDEPENDENT COMMUNICATIONS AUTHORITY OF SOUTH AFRICA**NOTICE 1675 OF 2023****ELECTRONIC COMMUNICATIONS ACT, 2005 (ACT NO 36 OF 2005)****APPLICATION FOR THE TRANSFER OF OWNERSHIP OF THE INDIVIDUAL ELECTRONIC COMMUNICATIONS SERVICE ("I-ECS") LICENCE FROM YABROO (PTY) LTD TO NET4 TELECOMS (PTY) LTD**

1. The Independent Communications Authority of South Africa ("the Authority") hereby gives notice that it has received an application from Yabroo (Pty) Ltd for the transfer of ownership of its Individual Electronic Communications Service ("I-ECS") licence.
2. The application was 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").
3. In terms of section 13(6), read with section 9(2), of the ECA, the Authority is required to publish a notice in the Government Gazette inviting interested parties to submit written representations on the transfer application.

4. The transfer application seeks approval from the Authority to transfer the I-ECS licence from Yabroo ("the Applicant") to Net4 Telecoms (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").
5. The Applicant submits that 30% of the Transferee's equity shareholding is held by HDPs.
6. 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.
7. The application, relevant schedule, and any representations received pursuant to this notice will be made available for public review on its website: www.icasa.org.za. They will also be open for inspection by any interested party in the Authority's library, during the Authority's office hours.
8. 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.
9. All written representations, responses, and other correspondence in terms of this notice must be directed to 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 e-mail: Licensing@icasa.org.za.
10. Any person who lodges representations in terms of this notice, must also furnish proof that a copy of the representation has been delivered by hand to Mr Nic Mentis at Yabroo (Pty) Ltd located at 8 Mentis Road, Bedfordview, 2008 **OR** delivered by e-mail to mentis.nic@gmail.com.

11. The applicant has the right to respond in writing to the written representations made by any interested person/s on the transfer application. The written responses must be lodged with the Authority within twenty-eight (28) working days from the date of publication of this notice in the Government Gazette.
12. The applicant 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** by e-mail to the relevant person/s having made the written representations.



DR CHARLES LEWIS
ACTING CHAIRPERSON

DATE: ¹³____/ 03 /2023