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**GENERAL NOTICES • ALGEMENE KENNISGEWINGS**

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**INDEPENDENT COMMUNICATIONS AUTHORITY OF SOUTH AFRICA****NOTICE 345 OF 2021****ELECTRONIC COMMUNICATIONS ACT, 2005 (ACT NO. 36 OF 2005)****APPLICATION FOR THE AMENDMENT OF AN INDIVIDUAL COMMERCIAL  
SOUND BROADCASTING SERVICE AND A RADIO FREQUENCY SPECTRUM  
LICENCE BY CAPE TOWN RADIO (PTY) LTD t/a SMILE 90.4 FM.**

1. The Independent Communications Authority of South Africa ("the Authority") hereby gives notice that it has received an application to amend Cape Town Radio FM (Pty) Ltd. t/a Smile 90.4 FM's ("the Applicant") Individual Commercial Sound Broadcasting Service ("I-CSBS") and Radio Frequency Spectrum ("RFS") Licences, lodged in terms of section 10 of the Electronic Communications Act No. 36 of 2005 as amended ("the EC Act") read with regulation 9 of the Licensing Processes and Procedure Regulations for Individual Licences and Special Temporary Authorizations, 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").
2. The Applicant seeks approval from the Authority to amend Clauses 4.1.1 and 4.1.2.1.1 of its I-CSBS licence as follows:
  - 2.1 Clause 4.1.1 reads as follows:

*"The Licensee shall have a programming format of 60% music and 40% talk, providing entertainment, informative and educational programmes by means of features on lifestyle issues and talk in the form of phone-in's and other forms of programming. The music to be broadcast will include, amongst other genres, South African Pop, South African Afrikaans Music, international pop and international gold."*

2.2 The Applicant seeks to amend Clause 4.1.1 to read as follows:  
*"The Licensee shall have a programming format of music and talk, providing entertainment, informative and educational programmes by means of features on lifestyle issues and talk in the form of phone-in's and other forms of programming. The music to be broadcast will include, amongst other genres, South African pop, South African Afrikaans Music, International pop and international gold."*

2.3 Clause 4.1.2.1.1 reads as follows:  
*"The Licensee shall adhere to the following, namely: broadcast 50% South African music during its daily programming, the percentage will be sustained by the playlisting of between seven (7) to nine (9) tracks an hour."*

2.4 The Applicant seeks to amend clause 4.1.2.1.1 to read as follows:  
*"The Licensee shall adhere to the following, namely: broadcast 40% South African content during its daily programming. "*

3. The Applicant seeks approval from the Authority to add the following transmitter sites in terms of Section 31(4)(d) of the ECA to its RFS Licence as Table 1:

**Table 1: Proposed Technical Specification Amendments**

Site Name	Longitude	Latitude	Spare Frequency (MHz)	Effective Radiated Power (kW)
Grabouw	18E58 00	34S06 07	95.9	0.01
Hermanus	19E13 18	34S24 48	87.7	0.1
Cape Town 1	18E27 45	33S57 30	104.5	0.02
Stellenbosch	18E52 10	33S54 59	90	0.02
Fish Hoek	18E26 08	34S08.59	99	0.02
Franschhoek	19E04 23	33S54 26	87.6 or 89.8	0.02
Paarl	18E56 24/3	33S42 53/1	106	0.15
Hout Bay	18E20 56/1	34S00 44/6	105.3	0.02
Khayelitsha	18E40 36	34S02 34	98.2	0.01
Villiersdorp	19E30 25/22	33S58 09/10	106.5	10
Worcester	19E28 09	33S37 30	92.6	0.1

Talana Farm/ Malmesbury	18E44.33	33S28.41	97.3	0.5
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4. Interested parties are invited to lodge written representations in relation to the application within fourteen (14) working days of the date of publication of this notice in the *Government Gazette*. Persons who lodge representations must also indicate whether they wish to make oral submissions should the Authority decide to hold a public hearing in respect of the application.
5. All written representations, responses and other correspondence in terms of this notice must be directed to Ms Katlego Seanego at Broadcasting Service Licensing Unit, Licensing Division and Mr Khomotso Motsepe at Broadcasting Frequency Coordination unit by e-mail respectively on: [KSeanego@icasa.org.za](mailto:KSeanego@icasa.org.za) and [KMotsepe@icasa.org.za](mailto:KMotsepe@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 sent by email to: [Lois@smile904.fm](mailto:Lois@smile904.fm)
7. The Applicant 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 twenty-one (21) working days of the date of publication of this notice in the *Government Gazette*. The Applicant must, at the time of lodging such written response, furnish proof to the Authority's satisfaction that it has delivered a copy of such by email to the relevant person having made such written representations.
8. A copy of the amendment application will be posted on the Authority's website.



**DR KEABETSWE MODIMOENG**  
**CHAIRPERSON**

**DATE: 08 / 06 / 2021**





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