

REPUBLIC
OF
SOUTH AFRICA



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VAN
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No. 17818

GENERAL NOTICES ALGEMENE KENNISGEWINGS

NOTICE 349 OF 1997

NOTICE OF INTENTION TO ISSUE POLICY DIRECTIONS

Notice in terms of section 5(4)(b)(ii) of the Telecommunications Act, 1996 (Act No. 103 of 1996), inviting written representations on the issuing of three policy directions by the Minister for Posts, Telecommunications and Broadcasting.

1. In terms of sections 45, 67 and 86 read with section 5(4)(a) of the Telecommunications Act, 1996 (Act No. 103 of 1996) the Minister for Posts, Telecommunications and Broadcasting (the "Minister") is given the authority to issue policy directions in relation to the manner of determining fees and charges which may be levied by a licensee in respect of the provision of a telecommunication service, on contributions to the Universal Service Fund and on contributions to the Human Resources Fund respectively.
2. The Minister intends issuing the three policy directions which are published herewith.
3. Interested parties are invited to lodge written representations in relation to the proposed policy directions [attention of Devan Naidoo at the Department of Communications, Mutual and Federal Building, 8th Floor, 220 Vermeulen Street, Pretoria or by fax (012) 319-8311] within 30 days of the date of this notice.

J Naidoo
Minister for Posts, Telecommunications and Broadcasting

**MINISTER FOR POSTS,
TELECOMMUNICATIONS AND BROADCASTING**

**MINISTERIAL POLICY DIRECTION
ON FEES AND CHARGES FOR
TELECOMMUNICATION SERVICES**

March [____], 1997

Policy Direction No.: [____]

Pursuant to Section 5(4)(a) of the Telecommunications Act, 1996 (Act No. 103 of 1996) (the "Telecommunications Act") and in furtherance of the objects set out in Section 2 of the Telecommunications Act, I hereby direct as follows:

1. Application of this Policy Direction

- (a) This Policy Direction shall be applicable to the manner of determining fees and charges pursuant to Section 45 of the Telecommunications Act for Telkom SA Limited (Telkom).
- (b) In this Policy Direction, unless the context so indicates otherwise, all terms shall have the meanings assigned to such terms in the Telecommunications Act.
- (c) This Policy Direction shall become effective on the date on which a licence (the "Licence") is issued to Telkom pursuant to Section 36 of the Telecommunications Act (the "Effective Date").

2. Price Regulation

- (a) With a view to, *inter alia*, encouraging investment and innovation in the telecommunications industry and promoting the stability of the telecommunications industry the fees and charges of Telkom that are subject to the Rate Regime (as such term is defined in the Licence) shall continue to be regulated in accordance with a price cap formula.
- (b) With a view to, *inter alia*, making progress towards the universal provision of telecommunication services, especially in relation to the provision of telecommunication services that duly take into account the needs of local areas and communities, any Rate Regime to which Telkom may be subject during the Exclusivity Period (as such term is defined in the Licence) shall not have a materially adverse impact on Telkom or on Telkom's ability to fulfil its obligations under the Licence, including, without limitation, achievement of the Roll-out Targets and the New Line Roll-out Targets (as such terms are defined in the Licence).

**MINISTER FOR POSTS,
TELECOMMUNICATIONS AND BROADCASTING**

**MINISTERIAL POLICY DIRECTION
ON CONTRIBUTIONS TO
THE UNIVERSAL SERVICE FUND**

March[], 1997

Policy Direction No. []

Pursuant to Section 5(4)(a) of the Telecommunications Act, 1996 (Act No. 103 of 1996) (the "Telecommunications Act") and in furtherance of the objects set out in Section 2 of the Telecommunications Act, I hereby direct as follows:

1. Application of this Policy Direction

- (a) This Policy Direction shall be applicable to contributions to the Universal Service Fund payable pursuant to Section 67 of the Telecommunications Act by Telkom SA Limited (Telkom)
- (b) In this Policy Direction, unless the context indicates otherwise, all terms shall have the meanings assigned to such terms in the Telecommunications Act.
- (c) This Policy Direction shall become effective on the date on which a licence is issued to Telkom pursuant to Section 36 of the Telecommunications Act (the "Effective Date").

2. Contributions to the Universal Service Fund

Of the aggregate amount to be contributed to the Universal Service Fund pursuant to Section 67 of the Telecommunications Act, Telkom shall be liable to contribute no more than R10 million per annum, with such amount to be adjusted annually for inflation by taking account of any increase in the Consumer Price Index over the immediately preceeding calendar year as published by Central Statistical Services.

**MINISTER FOR POSTS,
TELECOMMUNICATIONS AND BROADCASTING**

**MINISTERIAL POLICY DIRECTION
ON CONTRIBUTIONS TO THE HUMAN RESOURCES FUND**

March [], 1997

Policy Direction No. []

Pursuant to Section 5(4)(a) of the Telecommunications Act, 1996 (Act No. 103 of 1996) (the "Telecommunications Act") and in furtherance of the objects set out in Section 2 of the Telecommunications Act, I hereby direct as follows:

1. Application of this Policy Direction

- (a) This Policy Direction shall be applicable to contributions to the Human Resources Fund payable pursuant to Section 86 of the Telecommunications Act by Telkom SA Limited (Telkom).
- (b) In this Policy Direction, unless the context indicates otherwise, all terms shall have the meanings assigned to such terms in the Telecommunications Act.
- (c) This Policy Direction shall become effective on the date on which a licence is issued to Telkom pursuant to Section 36 of the Telecommunications Act (the "Effective Date").

2. Contributions to the Human Resources Fund

Of the aggregate amount to be contributed to the Human Resources Fund pursuant to Section 86 of the Telecommunications Act, Telkom shall be liable to contribute no more than R5 million per annum, with such amount to be adjusted annually for inflation by taking account of any increase in the Consumer Price Index over the immediately preceeding calendar year as published by the Central Statistical Services.

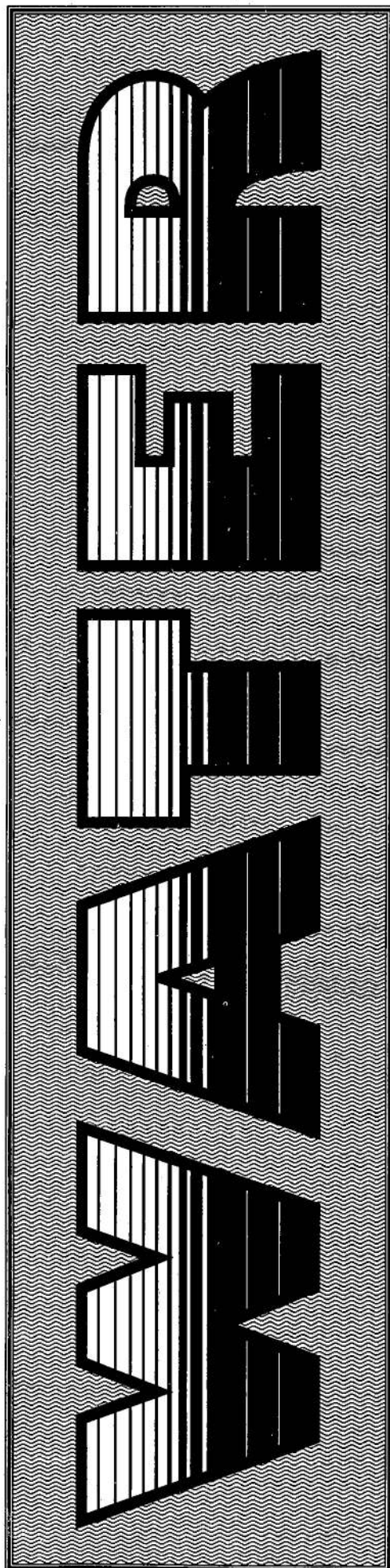
NOTICE 350 OF 1997**EXTENSION NOTICE**

NOTICE IN TERMS OF SECTION 36 (7) (a) OF THE TELECOMMUNICATIONS ACT (No. 103 OF 1996) INVITING REPRESENTATIONS IN RELATION TO TELKOM SA LIMITED'S APPLICATION TO USE RADIO FREQUENCY SPECTRUM AND RADIO STATIONS; TO PROVIDE PUBLIC SWITCHED TELECOMMUNICATIONS SERVICES AND TO PROVIDE VALUE ADDED NETWORK SERVICES IN THE REPUBLIC OF SOUTH AFRICA.

1. In terms of Government Notice No 17780 of 1997, interested parties were invited to make written submissions to the Minister for Posts, Telecommunications and Broadcasting, and to indicate to the Minister their intention to make oral representations, at the Public Hearings convened for this purpose, on 24th and 25th February at the Parktonian Hotel, Braamfontein.
2. Interested persons who have failed to meet the deadline and who still wish to make an oral representation, are cordially invited to contact the Convenor of the Public Hearings, at the Parktonian Hotel, by 12h00, Monday, 24 February 1997.
3. **AT THE SOLE DISCRETION OF THE CONVENOR OF THE PUBLIC HEARINGS, ORAL PRESENTATIONS ONLY MAY BE PERMITTED. THE CONVENOR RESERVES THE RIGHT TO ALLOCATE THE LATE PARTY AS HE/SHE DEEMS FIT.**

JAY NAIDOO

MINISTER FOR POSTS, TELECOMMUNICATION & BROADCASTING

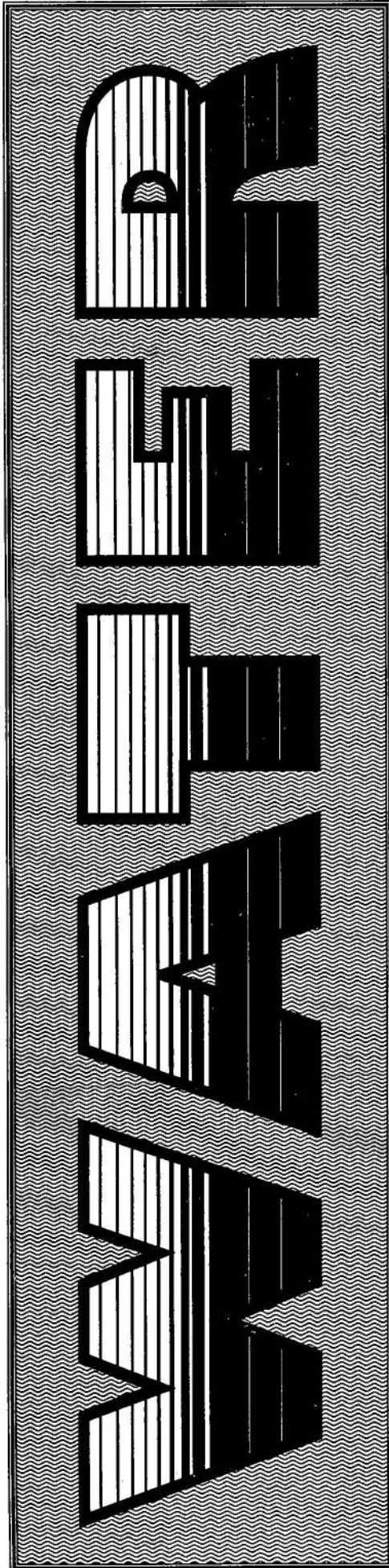


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