

## 19. Substitution of Form D of the Regulations

19.1. The following Form of Schedule 1 is hereby substituted for Form D of the Regulations:

### “FORM D

APPLICATION TO AMEND A LICENCE

### (Regulation 8 (1))

## INDEPENDENT COMMUNICATIONS AUTHORITY OF SOUTH AFRICA

*Note:*

(a) Applicants must refer to the *Electronic Communications Act, 2005 (Act No. 36 of 2005)* (“the Act”) and any regulations published under the Act with regard to the requirements to be fulfilled by applicants.

(b) Information required in terms of this Form which does not fit into the space provided must be contained in an appendix attached to the Form. Each appendix must be numbered with reference to the relevant part of the Form.

(c) Where any information in this Form does not apply to the applicant, the applicant must indicate that the relevant information in the Form is not applicable.

<b>1. PARTICULARS OF THE LICENCE</b>	
1.1. Licence number:	
1.2. Nature of services authorised to be provided in terms of the licence:	
1.3. Attach a copy of the licence that is the subject of this application marked clearly as <b>Appendix 1.3.</b> of <b>FORM D.</b>	

## 2. PARTICULARS OF THE APPLICANT (LICENSEE)

2.1. Full name of applicant:	
2.2. Designated contact persons (maximum of two):	
2.3. Applicant's principal place of business:	
2.4 Applicant's postal address:	
2.5. Applicant's telephone number/s (include mobile numbers):	
2.6. Applicant's telefax number/s:	
2.7 E-mail address of designated contact persons (maximum of two):	

<b>3. PROPOSED AMENDMENT TO THE LICENCE</b>
3.1. Set out the amendment/s (with reference to existing clauses in the licence) to the licence which is/are the subject of this application:

3.2. Set out the applicant's motivation for the proposed amendment/s to the licence, indicating the reasons for the amendment/s: If the amendment is related to programming, attach a research report informing the amendment as Appendix 3.2 of Form D.

3.3. Indicate what has since changed from the original offering. **Attach evidence to support the amendment as Appendix 3.3 of FORM D.**

3.4. Attach minutes and attendance register of the AGM/special meeting as outlined in the founding documents where a resolution was taken to amend the conditions of the licence (in case of class broadcasting service) as **Appendix 3.4 of FORM D.**

3.6. Explain the potential implications of the proposed amendment/s:

#### **4. RADIO FREQUENCY SPECTRUM**

4.1. Indicate whether the applicant holds a radio frequency spectrum licence. If so, provide details thereof and attach a copy of the radio frequency spectrum licence marked clearly as **Appendix 4.1 of FORM D.**

4.2. To the extent that an amendment to the applicant's radio frequency

spectrum licence would be necessitated if the amendment in respect of the licence that is the subject of this application is approved, provide details of such an amendment. A separate application to amend the applicant's radio frequency spectrum licence must be submitted to the Authority in this regard at the same time as this application.

## 5. GENERAL

5.1. Provide details of any other matter and undertaking which, in the applicant's view, the Authority should consider:

5.2. Attach a resolution signed by the majority of the members of the board of directors or trustees authorising the person signing this application marked clearly as **Appendix 5.2** of **FORM D**.

The person signing the application on behalf of the applicant must acknowledge

as follows:

I acknowledge that the Authority reserves the right to have any licence amended pursuant to this application set aside should any material statement made herein, at any time, be found to be false.

Signed .....

(APPLICANT)

I certify that this declaration was signed and sworn to before me at ..... on the ..... day of ..... 20..., by the deponent who acknowledged that he/she:

1. knows and understands the contents hereof;
2. has no objection to taking the prescribed oath or affirmation; and
3. considers this oath or affirmation to be truthful and binding on his/her conscience.

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**COMMISSIONER OF OATHS**

Name:

Address:

Capacity:

..." end of substitution