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GENERAL NOTICES • ALGEMENE KENNISGEWINGS

INDEPENDENT COMMUNICATIONS AUTHORITY OF SOUTH AFRICA**NOTICE 2038 OF 2023****DRAFT AMENDMENT NUMBERING PLAN REGULATIONS, 2016 UNDER CHAPTER 11 OF THE ELECTRONIC COMMUNICATIONS ACT, 2005 (NO. 36 OF 2005)**

The Independent Communications Authority of South Africa ("the Authority") hereby gives notice of its intention to amend the Numbering Plan Regulations, 2016 (Notice No. 370 of 2016) to the extent reflected in the schedule.

A copy of the draft Regulations will be made available on the Authority's website at <http://www.icasa.org.za>.

Written representations on the draft Regulations must be submitted to the Authority thirty (30) working days from the date of the publication of this notice on 02 / 11 / 2023 by e-mail to: ELetlape@icasa.org.za .

Written representations received by the Authority pursuant to this notice, will be made available for inspection by interested persons at the Authority's website.

The request for confidentiality by any person who submits written representations pursuant

to this notice, the Authority may determine that such representations or any portion thereof is to be treated as confidential in terms of section 4D of the ICASA Act. The request for confidentiality must be accompanied by a written statement explaining why the specific information should be treated as confidential in terms of section 4D 1(b) of the ICASA Act. The Authority may determine that such representations or any such portion thereof is to be treated as confidential.

Where the request for confidentiality is refused, the person who made the request will be granted an opportunity to withdraw such representations or portion(s) thereof. Persons requesting confidentiality are thus urged to acquaint themselves with the ICASA Guidelines for Confidentiality Request published in Government Gazette No. 41839 (Notice No. 849) of 17 August 2018.

Persons submitting written representations are further invited to indicate, as part of their submissions, whether they require an opportunity to make oral presentations to the Authority.

All enquiries should be directed to Mr Elias Letlape by email to eletlape@icasa.org.za or telephonically on 012 568 3323 between 09h00 and 16h00, from Monday to Friday.



Yolisa Kedama

Acting Chairperson

Date: 14/09/2023

INDEPENDENT COMMUNICATIONS AUTHORITY OF SOUTH AFRICA

NOTICE 2039 OF 2023



AMENDMENT OF THE NUMBERING PLAN REGULATIONS, 2016 IN TERMS OF SECTION 68 READ WITH SECTION 4 OF THE ELECTRONIC COMMUNICATIONS ACT, 2005 (ACT NO. 36 OF 2005)

The Independent Communications Authority of South Africa has, under section 4 read with section 68 of the Electronic Communications Act, 2005 (Act No. 36 of 2005), as amended, made the regulations in the schedule.

SCHEDULE 1**1. Definitions**

In these regulations "the Regulations" means the regulations published by Government Notice No. 370 (Government Gazette No. 39861) of 24 March 2016, as amended by Government Notice No. 245 (Government Gazette No. 43230) of 15 April 2020, ~~and~~ Government Notice No. 1719 (Government Gazette No. 48328) of 29 March 2023 and Government Notice No. 2033 (Government Gazette No. 49314) of 15 September 2023.

2. Amendment of regulation 6A in the Regulations

2.1 Regulation 6A of the Regulations is hereby amended by the insertion of the following sub-regulations before sub-regulation (5):

"(1) Churn rate must be calculated by taking the quantity of numbers that have not initiated a revenue generating activity from the services of a licensee for sixty (60) consecutive calendar days and divide this

quantity by the quantity of active numbers at the beginning of the defined timeframe.

- (2) Churned mobile numbers must be quarantined for a period one (1) month before being placed into the pool of available numbers.
- (2A) Licensees must, on request and at a cost, provide a list of numbers that have been placed into quarantine as per sub regulation (2).
- (3) Upon thirty (30) consecutive calendar days in which a subscriber has not initiated a revenue generating activity, a licensee must notify the subscriber of the intended withdrawal. The subscriber must be afforded a grace period of thirty (30) consecutive calendar days to object to the withdrawal notice by means of a revenue generating activity.
- (3A) In the event a subscriber anticipates that their assigned mobile number may be inactive for more than sixty (60) consecutive calendar days, licensees must provide an option, at a cost, for the subscriber to apply for an exemption from sub regulation (3) and retain use of the mobile number.
- (3B) The option for an exemption and retention of a mobile number, as per sub regulation (3A) must be valid for 183 consecutive days, from its date of activation.
- (3C) Sub regulation (3) does not apply to subscribers on a postpaid service plan.
- (4) Should a subscriber object to the withdrawal as per sub regulation (3), the licensee must abandon the withdrawal and subsequent deactivation of the number\.

3. SHORT TITLE AND COMMENCEMENT

These regulations are called the Numbering Plan Fourth Amendment Regulations, 2023 and will come into effect on the date of publication in the Government Gazette.