



**Independent Communications Authority of South Africa**  
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## **URGENT PUBLIC NOTICE TO ALL STAKEHOLDERS**

The Council of the Independent Communications Authority of South Africa (“the Authority”) met this morning to consider the matter pertaining to the Vodacom-Vodafone transaction. In its discussions, the Authority arrived at the following conclusions:

1. In April 2009, the Authority decided that the transaction did not require its prior approval
2. The Authority took its decision in light of the provisions of the existing Regulations in Respect of the Limitation of Ownership and Control of 2003
3. In early May 2009, the Congress of South African Trade Union (COSATU) filed Court papers asking for the decision of the Authority to be set aside
4. Whereas the Authority awaits the Court outcome on its decision, it is concerned that the Court proceedings will only commence long after the transaction has taken place
5. The Authority believes that the transaction of this nature should take place in an environment conducive to regulatory certainty
6. In view of clause 4 and 5 above, and after careful consideration thereof, the Authority has decided to rescind its previous decision
7. In the interest of transparency, the Authority finds it appropriate that a public process be followed to allow all interested parties to be heard
8. The envisaged public hearings will take place by mid-June 2009
9. A notice inviting stakeholders to make written comments will be issued in due course