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## GOVERNMENT NOTICE

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### DEPARTMENT OF COMMUNICATIONS

No. 403

17 May 2010

### MINISTER OF COMMUNICATIONS

#### ELECTRONIC COMMUNICATIONS ACT, 2005 (ACT NO. 36 OF 2005)

#### AMENDMENT OF POLICY DIRECTION ON THE LICENSING FRAMEWORK OF BROADBAND INFRACO (PROPRIETARY) LIMITED ISSUED UNDER GOVERNMENT GAZETTE NO. 31869 ON 06 FEBRUARY 2009

I, Gen (Ret) Sipiwe Nyanda, Minister of Communications, hereby amend the Schedule to the Policy Direction on the licensing framework of Broadband Infraco (Proprietary) Limited issued by the Minister in Government Gazette No. 31869 on 06 February 2009, in terms of section 3(7) of the Electronic Communications Act, 2005 (Act No. 36 of 2005), to the extent indicated below:

#### **Substitution of paragraph 2 of the Schedule to the Policy Direction**

The following paragraph is hereby substituted for paragraph 2 of the Schedule to the Policy Direction:

"2. Acknowledging that Broadband Infraco (Proprietary) Limited has been established in terms of the Broadband Infraco Act, 2007 (Act No. 33 of 2007), to expand the availability and affordability of access to electronic communications network services including but not limited to under-developed and under-serviced areas."

#### **Amendment of paragraph 3 of the Schedule to the Policy Direction**

Paragraph 3 of the Schedule to the Policy Direction is hereby amended by the insertion of the words "electronic communications network" after "to provide the".

#### **Substitution of paragraph 4 of the Schedule to the Policy Direction**

The following paragraph is hereby substituted for paragraph 4 of the Schedule to the Policy Direction:

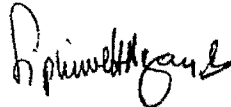
"4. I, therefore in terms of sections 3(2) and 3(1A) direct the Independent Communications Authority of South Africa (ICASA) to conduct the necessary processes to accept and consider an application for an electronic communications network service licence from Broadband Infraco (Proprietary) Limited."

**Amendment of paragraph 5 of the Schedule to the Policy Direction**

Paragraph 5 of the Schedule to the Policy Direction is hereby amended by the deletion of the letter "s" in the word "applications".

**Amendment of paragraph 6 of the Schedule to the Policy Direction**

Paragraph 6 of the Schedule to the Policy Direction is hereby amended by the deletion of the letter "s" in the word "applications" in subparagraph (b).



**GEN (RET) SIPHIWE NYANDA  
MINISTER OF COMMUNICATIONS**

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