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INDEPENDENT COMMUNICATIONS AUTHORITY OF SOUTH AFRICA

NOTICE 3309 OF 2025

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

APPLICATIONS FOR THE TRANSFER OF CONTROL OF THE INDIVIDUAL ELECTRONIC COMMUNICATIONS NETWORK SERVICE ("I-ECNS"), INDIVIDUAL ELECTRONIC COMMUNICATIONS SERVICE ("I-ECS") AND RADIO FREQUENCY SPECTRUM ("RFS") LICENCES FROM HERO TELECOMS PROPRIETARY LIMITED TO VUMATEL PROPRIETARY LIMITED

1. The Independent Communications Authority of South Africa ("the Authority") hereby gives notice that it has received applications from Hero Telecoms Proprietary Limited ("the Applicant") for the transfer of control of its Individual Electronic Communications Service ("I-ECS"), Individual Electronic Communications Network Service ("I-ECNS") and Radio Frequency Spectrum ("RFS") licences.

2. **Applications**

2.1. On 11 April 2025, the Authority received applications from the Applicant for the transfer of control of its Individual Electronic Communications Service ("I-ECS"), Individual Electronic Communications Network Service ("I-ECNS") and Radio Frequency Spectrum ("RFS") Licences to Vumatel Proprietary Limited ("the Transferee").

2.2. The Applications for transfer of control of the service licences and control of RFS licences are made in terms of sections 13 (1) and 31 (2A) of the Electronic Communications Act, 2005, as amended ("ECA") read together with:

2.2.1. Regulations 11 (Form G) of the Processes and Procedures Regulations for Individual Licences, 2010, as amended.

2.2.2. Regulation 15 of the Radio Frequency Spectrum Amendment Regulations, 2015 published on 30 April 2015 in Government Gazette No. 38754 as amended (" RFSR 2015").

2.3. Section 13 (1) of the ECA provides as follows: "*An individual licence may not be let, sub-let, assigned, ceded or in any way transferred, and the control of an individual licence may not be assigned, ceded or in any way transferred, to any other person without the prior written permission of the Authority*".

2.4. Section 31 (2A) of the ECA provides as follows "*A radio frequency spectrum licence may not be assigned, ceded or in any way transferred, and the control of a radio frequency licence may not be assigned, ceded or in way transferred, to any person without the prior written permission of the Authority*".

2.5. The Authority will also consider whether the proposed transaction would promote competition as contemplated by section 2(f) of the ECA.

2.6. The application for the transfer of control submitted to the Authority is as follows:

2.6.1. The transfer of control of the I-ECS licence number 0395/IECS/MAY/2009;

2.6.2. The transfer of control of the I-ECNS licence number 0395/IECNS/MAY/2009; and

2.6.3. The transfer of control of RFS licences for microwave links with licence numbers: 5535148-6GHz, 5571069-7GHz, 5598644-8GHz, 5536986-11GHz, 5571085-15GHz, 5575923-18GHz and 5571108-E-Band.

3. The transfer application seeks approval from the Authority to transfer control of the I-ECS and I-ECNS licences from the Applicant to the Transferee, and will be evaluated on the basis of the following criteria:

3.1. promotion of competition in the ICT sector;
3.2. interests of consumers; and
3.3. equity ownership by Historically Disadvantaged Persons ("HDPs").

4. The Applicant submits that 37,67% of the Transferee's equity shareholding is held by HDPs.

5. The application, relevant schedule and any representations received pursuant to this notice will be made available and open for inspection by any interested party in the Authority's library, during the Authority's office hours.

6. Any interested party is invited to lodge written representations to the application within fourteen (14) working days from the date of publication of this notice in the Government Gazette. The Authority will make the application received available for public review on its website: www.icasa.org.za.

7. Any person who makes written representations must indicate whether they require an opportunity to make oral representations in the event that the Authority decides to hold public hearings.

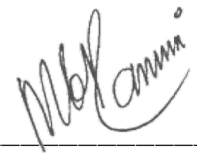
8. All written representations, responses, and other correspondence in terms of this notice must be directed to Licensing Department, at Block B, 350 Witch – Hazel Avenue, Eco Point Office Park, Eco Park, Centurion **OR** Private Bag X10, Highveld Park, 0169 **OR** by e-mail: Licensing@icasa.org.za.

9. Any person/s who lodge representations in terms of this notice, must also furnish proof that a copy of the representation has been delivered by hand to Van Zyl Botha at Hero Telecoms Proprietary Limited, 98 Dorp Street, Stellenbosch, Western Cape, 7600. **OR** delivered by e-mail to vz@herotel.com/ Humayra.Hajat@dlapiper.com.

10. The Applicant has the right to respond in writing to the written representations made by any interested person/s on the transfer application. The written responses must be lodged with the Authority within twenty-eight (28) working days from the date of publication of this notice in the Government Gazette.

11. The Applicant must, at the time of lodging the written response, furnish proof to the Authority's satisfaction that it has delivered a copy of the response by hand, **OR** by e-mail to the relevant person/s having made the written representations.

Process	Time frames
Publication of application for public comments	14 days
Applicants' responses to written submissions	14 days
Public hearings	If necessary, based on written comments



MOTHIBI G. RAMUSI
CHAIRPERSON

DATE: 11/06/2025

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