

INDEPENDENT COMMUNICATIONS AUTHORITY OF SOUTH AFRICA**GENERAL NOTICE 1335 OF 2022****ELECTRONIC COMMUNICATIONS ACT, 2005 (ACT NO 36 OF 2005)****APPLICATIONS FOR THE TRANSFER OF OWNERSHIP OF THE INDIVIDUAL ELECTRONIC COMMUNICATIONS SERVICE ("I-ECS") AND INDIVIDUAL ELECTRONIC COMMUNICATIONS NETWORK SERVICE ("I-ECNS") LICENCES FROM VICTORY PARADE TRADING 223 (PTY) LTD T/A GUERRILLA TELECOMS TO XANADU CAPITAL (PTY) LTD**

1. The Independent Communications Authority of South Africa ("the Authority") hereby gives notice that it has received applications from Victory Parade Trading 223 (Pty) Ltd for the transfer of ownership of its Individual Electronic Communications Service ("I-ECS") and Individual Electronic Communications Network Service ("I-ECNS") licences.
2. The applications were submitted in terms of Regulation 11 of the Processes and Procedures Regulations for Individual Licences, 2010, published in Government Gazette No 33293 on 14 June 2010, as amended by the Amendment Individual Processes and Procedures Regulations 2015, published in Government Gazette No 39871 on 30 March 2016 ("Processes and Procedures Regulations"), read with

section 13 of the Electronic Communications Act, 2005 (Act No 36 of 2005), as amended ("the ECA").

3. In terms of section 13(6), read with section 9(2), of the ECA, the Authority is required to publish a notice in the Government Gazette inviting interested parties to submit written representations on the transfer applications.
4. The transfer applications seek approval from the Authority to transfer the I-ECS and I-ECNS licences from Victory Parade Trading 223 (Pty) Ltd ("the Applicant") to Xanadu Capital (Pty) Ltd ("the Transferee"), and will be evaluated on the basis of the following criteria:
 - a. promotion of competition in the ICT sector;
 - b. interests of consumers; and
 - c. equity ownership by Historically Disadvantaged Persons ("HDPs").
5. The Applicant submits that 30% of the Transferee's equity shareholding is held by HDPs.
6. The applications, 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.
7. Any interested party is invited to lodge written representations to the applications within fourteen (14) working days from the date of publication of this notice in the Government Gazette. The Authority will make the applications received available for public review on its website: www.icasa.org.za.
8. 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.

9. All written representations, responses, and other correspondence in terms of this notice must be directed to the 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.
10. 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 Mr Zolani Matebese at Victory Parade Trading 223 (Pty) Ltd located at 1 Celia Avenue, Northcliff, Johannesburg, 2195 **OR** delivered by e-mail to zolani.matebese@guerillatelecoms.com.
11. The Applicant has the right to respond in writing to the written representations made by any interested person/s on the transfer application. Such 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.
12. 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.



DR CHARLES LEWIS

ACTING CHAIRPERSON

DATE: 7 / 10 / 2022

