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SUID-AFRIKAANSE UITSAAIKORPORASIE
SOUTH AFRICAN BROADCASTING CORPORATION

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Tuesday, 13 July 1993

Ms Amanda Armstrong
The Technical Committee on the
Independent Media Commission &
The Independent Telecommunications Authority
WORLD TRADE CENTRE
KEMPTON PARK
1619

Dear Ms Armstrong

INDEPENDENT BROADCASTING AUTHORITY BILL

Herewith please find the comments of Dr G SIBIYA, *Member of the SABC Board* for your kind attention. Three pages to follow after this one.

Kind regards

Ina van Schalkwyk
 Personal Assistant to the Chairperson
 SABC BOARD

IBA B71

(1)

COMMENTS: DR G S SIBIYA, Pr. Eng.

12 July 1993

1. The relationship between the SABC, as it existing in terms of the Broadcasting Act of 1976, and the proposed Act under the IBA, should be specifically dealt with in terms of a separate and distinct clause.

Inter-alia:

- (a) The issue of licenses, in terms of § 17 of the former Act, and in terms of 10 (1) (b) of the latter Act, which of the two will obtain? In particular clauses 32-39, 40-46 of the latter.
- (b) Clauses that appear to duplicate the functions of the two entities need to be looked at closer (we are not given enough time to do this).
- (c) Missing submissions should be provided for a final review and comments, eg. § 35, § 36, § 37 of the new Act.

(2)

(d) the status of the SABC should be specifically dealt with by means of a clause. The conditions for its continued existence should be ~~be~~ clearly stated, eg Clause 33 (2) as regards Senech.

(e) Clause 5: "No member of the Authority
should be a member of the SABC, et al"
- This should be added to exclude possibility of "dual" or "conflict" portfolios by persons involved.

(f) A specific clause describing WHO may apply for a broadcasting licence should be included. Clause 41 does not categorically express this.

(g) The role of the minister in the SABC-Act should be reviewed in the new Act by means of a specific clause.

more time is needed, particularly by the new SABC board, to look into what happened, for example, in other countries (particularly in Europe & the USA) as regarding state-free broadcasting. It would be informative to look at the UK, USA, Japan, France, Holland and Germany, for instance, in this regard.

3. Final submission of comments should be finalized well in advance, so that respondents have enough time to meet the dead-line dates, which has clearly not been possible in this case.

DS Sibya

DR DS SIBIYA