
GENERAL NOTICE

NOTICE 1409 OF 2009
MINISTER OF COMMUNICATIONS
ELECTRONIC COMMUNICATIONS ACT, 2005 (ACT NO. 36 OF 2005)

NOTICE INVITING COMMENTS ON
CHARTER OF THE CORPORATION

The Department hereby, in terms of section 3(1) of the Electronic Communications Act, 2005 (Act No. 36 of 2005), gazettes the Charter of the Corporation as a process to repeal the Broadcasting Act no.4 of 1999,

Interested persons are invited to furnish comments on the Charter of the Corporation within 30 days of the date of publication of this notice at any of the following addresses:

For attention: Dr. Mashilo Boloka
The Director, Broadcasting Policy
Department of Communications;

post to: Private Bag X 860
Pretoria
0001;

or deliver to: First Floor, Block A3
iParioli Office Park
399 Duncan Street
Hatfield;

or fax to: (012) 427 8059

or e-mail to: miyelani@doc.gov.za

The closing date is **7th December 2009** (Earlier submissions are encouraged to expedite the analysis). Please note that comments received after the closing date may be disregarded.



THE CHARTER OF THE CORPORATION

Department of Communications

Table of Contents

1. INCORPORATION AND PURPOSES	7
1.1. Incorporation of the Corporation	7
1.2. Term of Charter	7
1.3. The Corporation's public nature and its objects	7
1.4. How the Corporation promotes its Public Mandate	7
1.5. The independence of the Corporation	7
2. CONSTITUTION	7
2.1. Introduction	7
2.2. Relationship between the Board and the Executive Management of the Corporation	8
2.2. Guidance and best practice	8
3. THE BOARD OF THE CORPORATION	8
3.1. Legal nature of the Board	8
3.2. Composition of the Board	8
3.2. The Chairperson of the Board	9
3.3. The Deputy Chairperson of the Board	9
3.4. Length of terms	9
3.5. Termination of office	9
3.6. Disclosure of conflict of interests	11
3.7. Disqualification	11
3.8. Remuneration of members	12
3.9. Performance management system for the Board	12
3.10. How the Board Operates	13
3.10.1. Meetings of the Board	13
3.10.2. Committees of the Board	13
3.10.3. Regulations	13
3.11. GENERAL DUTIES	14
3.11.2. Functions of the Board	14
3.12. The executive Management	15
4. PUBLIC ACCOUNTABILITY	17

Department of Communications

5.	ORGANISATIONAL MATTERS.....	18
6.	GENERAL	21
7.	OVERSEAS CONCESSIONS.....	23
8.	COMPLIANCE WITH CHARTER AND OTHER LEGISLATIONS.....	23
9.	SCHEDULE: TRANSITIONAL PROVISIONS	23