



GOVERNMENT GAZETTE

OF THE

REPUBLIC OF NAMIBIA

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General Notices

COMMUNICATIONS REGULATORY AUTHORITY OF NAMIBIA

No. 510

2022

REDUCTION OF FIXED AND MOBILE TERMINATION RATES

The **Communications Regulatory Authority of Namibia**, after consultation with the relevant telecommunications licensees, hereby gives notice that mobile and fixed termination rates will be reduced, effective from 1 October 2022.

The new termination rates will be as follows:

Mobile Termination Rate (MTR)	N\$ 0.05
Fixed Termination Rate (FTR)	N\$ 0.05; and
SMS Termination	N\$ 0.01 (Unchanged)

E. NGHIKEMBUA

CHIEF EXECUTIVE OFFICER

COMMUNICATIONS REGULATORY AUTHORITY OF NAMIBIA

COMMUNICATIONS REGULATORY AUTHORITY OF NAMIBIA

No. 511

2022

NOTICE IN TERMS OF THE REGULATIONS PRESCRIBING PROCEDURES REGARDING APPLICATION FOR, AND AMENDMENT, RENEWAL, TRANSFER AND CANCELLATION OF SPECTRUM LICENSES

The Communications Regulatory Authority of Namibia, in terms of regulation 12(2) of the Regulations Prescribing Procedures Regarding Application for, and Amendment, Renewal, Transfer and Cancellation of Spectrum Licenses, published as General Notice No. 104, Government Gazette No. 6888, on 29 April 2019, herewith gives notice that the following Applicant submitted applications for spectrum licenses:

Applicant	Applicant's place of incorporation	Percentage of Stock owned by Namibian Citizens or Namibian citizens	Group of radio Frequencies applied for	Radio frequency being considered for assignment by the Authority	Maximum Output power	Geographic coverage areas	Service to be provided using frequencies applied for	Party providing Signal Distribution
Namibian College of open Learning	Namibia	100%	87.5 - 108 MHz	91.0 MHz	500 W	Windhoek, Khomas Region	BROADCASTING	Own

The public may submit comments in writing to the Authority within a period of fourteen (14) days from the date of publication of this notice in the *Gazette*.

The applicant may submit written reply comments within fourteen (14) days from the due date of the written public comments.

All written submissions must contain the name and contact details of the person making the written submissions and the name and contact details of the person for whom the written submission is made, if different, and be clear and concise.

All written submissions and reply comments must be made either physically or electronically:

- (a) By hand to the head offices of the Authority, namely Communication House, 56 Robert Mugabe Avenue, Windhoek;

- (b) By post to the head offices of the Authority, namely Private Bag 13309, Windhoek, 9000; or
- (c) By electronic mail to the following address: legal@cran.na.

E. NGHIKEMBUA
CHIEF EXECUTIVE OFFICER
COMMUNICATIONS REGULATORY AUTHORITY OF NAMIBIA

COMMUNICATIONS REGULATORY AUTHORITY OF NAMIBIA

No. 512

2022

**NOTICE IN TERMS OF THE REGULATIONS PRESCRIBING PROCEDURES
 REGARDING APPLICATION FOR, AND AMENDMENT, RENEWAL,
 TRANSFER AND CANCELLATION OF SPECTRUM LICENSES**

The Communications Regulatory Authority of Namibia, in terms of regulation 12(2) of the Regulations Prescribing Procedures Regarding Application for, and Amendment, Renewal, Transfer and Cancellation of Spectrum Licenses, published as General Notice No. 104, Government Gazette No. 6888, on 29 April 2019, herewith gives notice that the following Applicant submitted applications for spectrum licenses:

Applicant	Applicant's place of incorporation	Percentage of Stock owned by Namibian Citizens or Namibian citizens	Spectrum Licenses to be amended	Proposed Amendments	Reason for Proposed amendments	Geo-graphic coverage areas	Service to be provided using frequencies applied for
Namibia Future Media Holdings (Pty) Ltd	Namibia	75%	88.9 MHz (Radio Wave) 91.3 MHz (Fresh FM) 92 MHz (Omulunga Radio) 95.2 MHz (Nova)	Relocation of transmitters from Grootfontein Water Tower to NBC Signalberg Tower	Improved coverage area	Grootfontein Otavi Otjozondjupa Region	BROADCASTING

The public may submit comments in writing to the Authority within a period of fourteen (14) days from the date of publication of this notice in the *Gazette*.

The applicant may submit written reply comments within fourteen (14) days from the due date of the written public comments.

All written submissions must contain the name and contact details of the person making the written submissions and the name and contact details of the person for whom the written submission is made, if different, and be clear and concise.

All written submissions and reply comments must be made either physically or electronically:

- (a) By hand to the head offices of the Authority, namely Communication House, 56 Robert Mugabe Avenue, Windhoek;
- (b) By post to the head offices of the Authority, namely Private Bag 13309, Windhoek, 9000; or
- (c) By electronic mail to the following address: legal@cran.na.

E. NGHIKEMBUA

CHIEF EXECUTIVE OFFICER

COMMUNICATIONS REGULATORY AUTHORITY OF NAMIBIA

COMMUNICATIONS REGULATORY AUTHORITY OF NAMIBIA

No. 513

2022

NOTICE IN TERMS OF THE REGULATIONS PRESCRIBING THE
NATIONAL NUMBERING PLAN FOR USE IN THE PROVISION OF
TELECOMMUNICATIONS SERVICES IN THE REPUBLIC OF NAMIBIA,
NUMBERING LICENCE FEES AND PROCEDURES FOR NUMBER LICENCES:
COMMUNICATIONS ACT, 2009

The Communications Regulatory Authority of Namibia in terms of Regulation 22(1) of the Regulations regarding the National Numbering Plan for Namibia for use in the provision of Telecommunications Services in the Republic of Namibia, Numbering Licence Fees and Procedures for Number Licences as published in Government Gazette No. 5983, General Notice No. 97 dated 1 April 2016, herewith gives notice that the Applicant referred to in the Table below, submitted the following applications:

1. Application for Number License

Applicant	Applicants' place of incorporation	Percentage of Stock owned by Namibian Citizens or Namibian Companies controlled by Namibian Citizens	Number Category	Short code number applied for	Short code to be considered for assignment	Description of geographic area	Service to be provided using number applied for
Mobile Telecommunications Limited	Namibian	100%	FreeFone	0800012255	0800012255	National	FreeFone

The public may submit comments in writing to the Authority within a period of fourteen (14) days from the date of publication of this notice in the *Gazette*.

The applicant may submit written reply comments within fourteen (14) days from the due date of the written public comments.

All written submissions must contain the name and contact details of the person making the written submissions and the name and contact details of the person for whom the written submission is made, if different and be clear and concise.

All written submissions and reply comments must be made either physically or electronically –

- (1) By hand to the head offices of the Authority, namely Communication House, 56 Robert Mugabe Avenue, Windhoek;
- (2) By post to the head offices of the Authority, namely Private Bag 13309, Windhoek, 9000; or
- (3) By electronic mail to the following address: legal@cran.na.

E. NGHIKEMBUA
CHIEF EXECUTIVE OFFICER
COMMUNICATIONS REGULATORY AUTHORITY OF NAMIBIA

COMMUNICATIONS REGULATORY AUTHORITY OF NAMIBIA

No. 514

2022

NOTICE OF INTENTION TO AMEND THE REGULATIONS PRESCRIBING
THE NATIONAL NUMBERING PLAN FOR USE IN THE PROVISION OF
TELECOMMUNICATIONS SERVICES IN THE REPUBLIC OF NAMIBIA,
NUMBERING LICENCE FEES AND PROCEDURES FOR ANUMBER LICENCES:
COMMUNICATIONS ACT, 2009

The Communications Regulatory Authority of Namibia, in terms of Sections 81(5) and 129 of the Communications Act, 2009 (Act No. 8 of 2009), and the Regulations regarding Rule-Making Procedures published in Government Gazette No. 4630, General Notice No. 334 dated 17 December 2010 publishes this notice of intention to amend the “Regulations Prescribing the National Numbering Plan for Use in the Provision of Telecommunications Services in the Republic of Namibia, Numbering Licence Fees and Procedures for Number Licences”, which contains the following:

- a) A concise statement of the reasons and purpose for the proposed amendment as set out in **Schedule 1**; and
- b) The proposed amendment to the Regulations Prescribing the National Numbering Plan for Use in the Provision of Telecommunications Services in the Republic of Namibia, Numbering Licence Fees and Procedures for Number Licences as set out in **Schedule 2**.

The Authority hereby invites the public to make written representations, comments, communications and submissions (hereafter collectively called “submissions”) to the Authority within thirty (30) consecutive days from the date of publication of this notice in the *Gazette*, in the manner set out below for making written submissions.

All written submissions must -

- (a) contain the name and contact details (physical and postal address, email address and telephone or cell phone number) of the person making the written submissions and the name and similar contact details of the person or entity on whose behalf the written submissions are made, if different;

- (b) be clear and concise; and
- (c) be sent or delivered -
 - (i) By hand to the head office of CRAN, Communications House, 56 Robert Mugabe Avenue, Windhoek;
 - (ii) By post to the head office of the Authority, namely Private Bag 13309, Windhoek, Namibia; or
 - (iii) By electronic mail to the following address: legal@cran.na.

H. M. GAOMAB II
CHAIRPERSON
COMMUNICATIONS REGULATORY AUTHORITY OF NAMIBIA

SCHEDULE 1

CONCISE STATEMENT OF PURPOSE

The purpose of the proposed amendment is to -

- (a) review and set the reference value for chargeable quantity of numbers in order to reflect the value of numbers allocated in terms of these Regulations.

SCHEDULE 2

AMENDMENT OF THE REGULATIONS PRESCRIBING THE NATIONAL NUMBERING PLAN FOR USE IN THE PROVISION OF TELECOMMUNICATIONS SERVICES IN THE REPUBLIC OF NAMIBIA, NUMBERING LICENCE FEES AND PROCEDURES FOR NUMBER LICENCES: COMMUNICATIONS ACT, 2009

The Communications Regulatory Authority of Namibia, in terms of Sections 129 of the Communications Act, 2009 (Act No. 8 of 2009), amends the Regulations Prescribing the National Numbering Plan for Use in the Provision of Telecommunications Services in the Republic of Namibia, Numbering Licence Fees and Procedures for Number Licences published under Government Notice No. 97 of 2016, as set out in the Schedule.

Amendment of regulation 39

1. Regulation 39(e) of the Regulations is amended by the substitution for Annexure D of the following Annexure.

ANNEXURE D**Regulation 39(e)****CHARGEABLE FEE**

In terms of regulation 39(e) the Authority hereby determine the reference value.

The reference value is set at Zero Namibian Dollars and Forty-One Cents (N\$ 0.41).

Number	Weight	N\$ (fees payable)
3 Digit Numbers	=1 000,000	=410,000
4 Digit Numbers	=100,000	=41,000
5 Digit Numbers	=10, 000	=4,100
6 Digit Numbers	=1, 000	=410
7 Digit Numbers	=100	=41
8 Digit Numbers	=10	=4.1
9 Digit Numbers	= 1	=0.41

Annual Number Fee = number x weight x reference value

ANNEXURE E**DISCUSSION PAPER ON REVIEW OF NUMBERING FEES FOR CRAN****TABLE OF CONTENT**

1. Introduction
2. Economics of Numbering
3. Current Numbering Fees
4. CRAN Management Costs of Numbering Plan
5. Conclusion
6. References

1. Introduction

In 2016, CRAN set out *Regulations prescribing the National Numbering Plan for use in the Provision of Telecommunications Services in the Republic of Namibia, Numbering Licence Fees and Procedures for Number Licences*. The fees prescribed in these regulations were charged for the first time in 2018 and then subsequent years. In 2021, the regulations were revised in line with section 81(5) of the Communications Act, 2009 (Act No. 8 of 2009) which provides that “*the Authority must allocate numbers in return for a fee that is no greater than necessary to compensate for the management costs of the numbering plan and control of its use.*” The essence of the review was to ensure that the fees charged are no greater than necessary to compensate for the management costs of the numbering plan and the control of its use.

The objectives of the Act guide all of CRAN's actions: The fees CRAN collects are subject to the objectives of the Act, which fit in with the general trend towards liberalisation, privatisation, and increased competition in order to meet the objectives of affordability and increased penetration.

In 2021 CRAN allocated the costs as prescribed in the Act to the numbering to determine the numbering fees for 2021.

2. Economics of Numbering

The rise of new services and the advent of competition have given to telecommunication numbers a significant economic dimension. Any economic considerations around numbers arise for two main reasons:

- First, a fairly administered numbering plan can facilitate competition in service provision and thus bring benefits to users by reducing tariffs and by increasing the quality standards in services provided. In order for competition to flourish, however, operators and service providers should be treated on an equal basis regarding access to number resources.
- Second, numbers become important tools in the hands of value-added service providers. Given that most of these services are highly profitable for operators, the allocation of specific number ranges to provide exclusive access to services such as mobile telephony, personal communication and premium rate services increases the value of numbers. Moreover, it is recognised that a limited range of numbers contain "higher" value than others, because their memorable structure brings benefits to the called party. (OCDE/GD(95)117)

As competition increases and new numbering requirements emerge, it becomes universally recognised that "*telephone numbers are a national resource and should be for the customer -- not for the operators to brand*" (OFTEL, 1993a). New operators and service providers need to have access to numbers and have the right to utilise them in a way that best suits their needs and can facilitate service provision.

Not all number ranges have the same value to users. Different users may have more value to a number than others based on how easy it is to remember and what it might be utilised for. Numbers are, therefore, a scarce resource that should be managed and paid for taken the economic value of the number into consideration.

3. Current Numbering Fees

The current numbering fees, as set in 2021, are as follows in Table 1 below:

Table 1: Current numbering fees

3 Digit Numbers	= 480,300
4 Digit Numbers	= 48,030
5 Digit Numbers	=4,830
6 Digit Numbers	=480.30
7 Digit Numbers	=48.03
8 Digit Numbers	=4.803
9 Digit Numbers	= 0.4803

4. CRAN Management Costs of Numbering Plan

The total cost of managing the numbering plan and the control of its use includes cost for the numbering audit, legal fees, calculation of fees and compliance management. The costs from 2018/2019 to 2023/2024 are as follows:

Table 2: Financials and Calculations for Numbering

	2018/2019	2019/2020	2020/2021	2021/2022	2022/2023	2023/2024
Management costs per financial year (N\$)	6,696,309	7,654,700	1,188,154	1,856,715	1,909,451	1,985,099
Numbers	41,208,451	48,988,851	3,217,751	4,276,311	4,276,311	4,276,311
Cost/number (N\$ cents)	0.16	0.155	0.4803	0.43	0.44	0.46
<i>Source:</i>	<i>AFS for CRAN 2018/2019 – 2020/2021</i>			<i>Draft AFS</i>	<i>Budget</i>	<i>Projection</i>

The variation in the numbers were due to licensees utilising short codes for other purposes than emergency. The first number audit therefore, indicated a large quantity of numbers utilised by licensees, which resulted in over-recovery for CRAN in the 2018 and 2019 financial years. When the licensees realised the cost associated with such numbers, these numbers were withdrawn to a more realistic utilisation of numbers as presented in 2020/2021 in **Table 2** above.

CRAN collected total revenue from numbering in 2021/2022 in the amount of N\$1,975,527. This resulted in an over recovery of N\$ 118,812.00 from the budgeted amount of N\$ 1,856,715.

The methodology used allows for any over- or under recovery to be subtracted or added in the following year to ensure that the numbering fees collected by CRAN only pay for the management of the numbering plan as envisaged in the Act. Therefore, an amount of N\$ 118,812.00 must be subtracted from the 2022/2023 budgeted amount to ensure cost recovery. The reason for the over-recovery was due to more numbers being utilised by the licensees holding number licenses, as provided during the number audit.

This resulted in more revenue than what was budgeted for. It was, therefore, necessary to subtract the over recovery amount as calculated in **Table 3** below.

Table 3: Reconciliation of Numbering Cost and Revenue

2021/2022	
Total Budgeted Cost	N\$1,856,715
Total Revenue	N\$1,975,527
<i>Over recovery</i>	<i>N\$ 118,812</i>
2022/2023	
Total Budgeted Cost	N\$ 1,909,451
Less: over-recovery	N\$ 118,812
Total Revenue required	N\$ 1,790,639
Total Numbers	4,276,311
Cost per number	N\$ 0.41

5. Conclusion

In light of the above and pursuant to section 81(5) of the Communications Act, the new fee for numbering for 2022/2023 shall be set at N\$ 0.41.

6. References

OECD (1995-01-01), “The Economic and Regulatory Aspects of Telecommunication Numbering”, OECD Digital Economy Papers, No. 12, OECD Publishing, Paris. <http://dx.doi.org/10.1787/237502514428>.