



**COMPLIANCE AND ENFORCEMENT REPORT FOR THE SECOND
QUARTER, FINANCIAL YEAR 2024/25**

(OCTOBER - DECEMBER 2024)

JANUARY, 2025

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Executive Summary

The 2nd Quarter Monitoring, Inspection, Compliance, and Enforcement Report for FY 2024/25 outlines the Communications Authority of Kenya's (CA) efforts to enforce license conditions, monitor operational compliance, and undertake enforcement actions across the telecommunications, broadcasting, and postal/courier sub-sectors. This report provides a comprehensive assessment of compliance levels and the regulatory actions taken during the period ending December 2024.

Overall Compliance Performance

The composite compliance level across the three sub-sectors reached 61.26%, a slight increase from 60.81% in the previous quarter. This measure reflects the Authority's sustained efforts in monitoring and enforcing compliance.

Sub-Sector Compliance Highlights:

1. Broadcasting Sub-Sector:

- Licensee Status: 684 total licensees.
- Compliance Rate: Declined to 46.38% from 51% due to non-compliance with operational parameters.
- Digital Terrestrial Television (DTT): Population coverage increased marginally to 91.96%, up from 91.91% due to service restorations by SIGNET.
- Enforcement Actions: 64 Notices of Violation and 7 Notices of Revocation were issued. 56 licenses were revoked through a gazette notice in October 2024.
- Illegal Operators: 17 unauthorized broadcasting stations were identified and issued cessation notices.

2. Telecommunications Sub-Sector:

- Licensee Status: 3,263 active licensees, with 1,180 compliance certificates issued (48.1% compliance rate).
- Mobile Network Rollout: Safaricom exceeded rollout obligations by covering 563 sub-locations (102% of the target), while Airtel achieved 40 out of 102 sub-locations, citing security challenges.
- Enforcement Actions: 207 Notices of Violation were issued, leading to 399 license revocations and 33 court cases initiated against illegal operators.
- Surveillance: 132 illegal operators were identified across 15 counties, with 111 enforcement notices served and 29 enforcement actions completed.

3. Postal and Courier Sub-Sector:

- Licensee Status: 343 active licensees, with 107 compliance certificates issued (31.2% compliance rate, up from 22.8% in Q1).
- Enforcement Actions: 46 Notices of Violation were issued, and enforcement action was taken against 3 illegal operators with associated court cases initiated.
- Awareness Campaigns: A sensitization workshop was conducted in Eastleigh, Nairobi, leading to increased applications for licensing.

4. Radio Frequency Compliance:

- Surveillance: 817 inspections were conducted, with an average compliance rate of 84.8%.
- Enforcement: The Authority identified unauthorized spectrum use across 11 counties, leading to cessation notices being issued to violators.

Strategic and Operational Recommendations

- Enhanced Surveillance: Increase monitoring and enforcement activities to address the proliferation of illegal operators.
- Stakeholder Engagement: Engage county governments and national agencies to address regulatory challenges and streamline licensing processes.
- Public Awareness: Conduct targeted public awareness campaigns to educate service providers and consumers on compliance obligations.
- Licensing Management System: Accelerate the implementation of the Licensing Management System (LMS) to facilitate compliance and streamline applications.
- Resource Allocation: Allocate additional resources for compliance and enforcement activities, including staff training and advanced monitoring tools.

The Authority remains committed to ensuring licensee compliance, consumer protection, and the orderly development of the ICT sector through continued monitoring and enforcement actions.

INTRODUCTION

The Authority continuously assesses licensees' performance to determine their compliance status with various license conditions and statutory or regulatory requirements, ensuring the orderly development and deployment of ICT services.

The Compliance and Enforcement Department ensures licensees' compliance with licence terms and conditions as stipulated under Sections 41, 43, 46A, and 83A of the Kenya Information Communications Act (KICA) 1998 (as amended).

The framework for measuring licensees' compliance levels is based on a weighting of the licence parameters and the compliance certificates issued. These compliance parameters are intended to facilitate the development and provision of quality, affordable, and reliable ICT services in the country.

The performance of licensees is monitored on a continuous basis to determine financial, documentary and operational compliance as detailed below.

- a) **Documentary compliance** – determined through submission of mandatory documents, i.e., quarterly compliance returns, annual audited financial statements and valid annual tax compliance certificates, among others.
- b) **Operational compliance** - determined through periodic inspection of licensees' facilities, premises, installations, quality of service, and roll-out obligations, among others
- c) **Financial compliance** - determined through payment of the Annual Operating Fees and the USF levy.

In summary, the Compliance and Enforcement department undertakes the following.

- i) Ensures the submission of Compliance Returns by licensees
- ii) Reviews licensees' financial reports (Audited Annual Accounts) in order to undertake analysis of industry financial stability and billing
- iii) Analysis of licensee spectrum utilizations returns for billing
- iv) Monitoring communication infrastructure rollout to ensure licensees comply with roll-out targets
- v) Address competition and consumer complaints through appropriate enforcement mechanisms
- vi) Coordinate the Authority's enforcement activities against non-compliant licensees as well as unlicensed/illegal service providers.

This report provides a summary of compliance levels of various license categories as of the end of the Second Quarter of the 2024/2025 financial year.

1 COMPLIANCE MONITORING

Compliance monitoring is done continuously through analysis and assessment of compliance information submitted by the licensees, together with any obligations undertaken by licensees, as well as notifications (if any) that may be submitted to the Authority for review and approval. A compliance analysis and evaluation assessment are conducted against the relevant legislation, Regulations, and prescribed licence terms and conditions of licensees. Once a licensee meets all the required parameters, it is issued with a compliance certificate, which is an indicator that it complied fully in the preceding financial year.

The parameters for assessing the levels of compliance in the subsectors are derived from the licence conditions and applicable laws. In the process of monitoring and analysis, the Authority occasionally encounters instances of failure to comply. In such cases, the department does its best to assist the concerned licensee in understanding what is required to comply and takes them through the process to ensure compliance. In the case of repeated failure to comply, appropriate enforcement action is undertaken against non-compliant licensees, which includes the issuance of notices, penalties and revocation of the license. Table 1 provides a breakdown of the parameters used to determine the compliance level by sector.

Table 1: Compliance Parameter by Sector

Broadcasting	Telecommunications	Postal and Courier
i. A valid Tax Compliance Certificate (TCC)	i. A valid Tax Compliance Certificate (TCC)	i. A valid Tax Compliance Certificate (TCC)
ii. Annual Audited Accounts (AAA)	ii. Annual Audited Accounts (AAA)	ii. Annual Audited Accounts (AAA)
iii. Certificate of Shareholding CR12	iii. Certificate of Shareholding CR12	iii. Certificate of Shareholding CR12
iv. Payment of Annual Operating Licence Fee	iv. Payment of Annual Operating Licence Fee	iv. Payment of Annual Operating Licence Fees
v. Payment of USF Levy	v. Payment of USF Levy	v. Payment of USF Levy
vi. Frequency Fee for FM stations	vi. Submission of quarterly returns	vi. Submission of quarterly returns
vii. Type Approval of Equipment	vii. Complaint Handling	vii. Complaint Handling
viii. Electronic Programming Code (EPG)	viii. Roll-out Obligations	viii. Universal Service Obligations
ix. Approved Complaints Handling Procedure (CHP)	ix. Tariffs	ix. Tariffs
x. Logs Complaints	x. Customer care facilities	x. Customer care facilities
xi. Publish CHP at least 3 times per day	xi. Interconnection	
xii. Internal editorial policy (IEP)		
xiii. Logs Broadcast Records		
xiv. Time-stamp records		
xv. Profanity Delay Mechanism		
xvi. Broadcast Content issues		
xvii. Disposal of Surplus by Community TV Broadcasters		
xviii. Monthly/quarterly statistics		
xviii. DTT rollout for BSD		

These parameters are allocated weights, with the areas of focus being an assessment of financial compliance (i.e., submission of financial information /reports and payments of annual licence fees and USF level) and issues relating to consumer protection.

The Authority is guided by the provision of the Kenya Information and Communications. Act, section 83A that stipulates that:

KICA Enforcement of licence conditions.

83A. (1) Where, on its own motion or consequent upon a complaint made by any person, the Authority

- (a) is satisfied that a licensee is contravening or has contravened the Act, or any other written law or any of the conditions of that licence;
- (b) notifies the licensee in writing, specifying the acts or omissions which, in its opinion, constitute or would constitute contravention of the Act or the licence;
- (c) requires the licensee to remedy the contravention within such period as the Authority may specify in the notice,

then if the licensee fails to remedy the contravention within the prescribed period without reasonable cause, such a licensee shall be liable to a penalty of five hundred thousand shillings and such penalty shall be a debt owed to the Authority and recoverable summarily.

(2) Notwithstanding the provisions of subsection (1), any licensee aggrieved by a decision of the Authority under this section may appeal to the tribunal within fifteen days of receipt of the notification thereof by the Authority.

1.1 Broadcasting Sub-Sector

The assessment of compliance in the broadcasting sub-sector covers the following eight (8) licence categories:

- i. Broadcasting Signal Distributors – Carry free-to-air signal for free FTA TV broadcasters
- ii. Subscription Broadcasting Service – Pay TV service
- iii. Community Free to Air Radio – FM radio for community interests
- iv. Commercial Free to Air Radio - FM radio for commercial interests
- v. Community Free to Air TV – TV for community interests
- vi. Commercial Free to Air TV - TV for commercial interests
- vii. Public Free to Air Radio – Government radio for public interests (KBC)
- viii. Public Free to Air TV - Government TV for public interests (KBC)

As illustrated in Table 2, the total number of licensees in the broadcasting subsector remained unchanged during the period, standing at 684 at the end of this second quarter.

Table 2: Cumulative Licensees in the Broadcast sub-sector

License Category	30 th Sep 2024	31 st Dec 2024
Broadcast Signal Distributor	2	2
Self-Provisioning Broadcast Signal Distributor	2	2
Commercial Free to Air TV	323	327
Community Free-to-air TV	6	7
Commercial FM radio	220	215

Community FM Radio	85	85
Subscription Broadcasting Service	17	19
Subscription Management Service	5	4
Landing Rights Authorization	6	5
Public broadcasters	18	18
Total	684	684

1.1.1 Broadcasting Signal Distributors

There are four (4) licensed signal distributors in the country: PANG, SIGNET, GOTV, and ADNL. Table 3 provides the parameters for determining the weighted compliance level for Broadcasting Signal Distributors.

Table 3: Broadcasting Signal Distributor Licensees parameters

<i>Licence Condition</i>	<i>Compliance Check / Parameter</i>	<i>Weighting (%)</i>
The requirement to provide information	1. Quarterly Compliance Returns	15
	2. Monthly Statistics	15
	3. Current Certificate of Shareholding	5
	4. Valid Tax Compliance Certificate	5
	5. DTT Network Rollout	10
Accounting requirements	6. Annual Audited Financial Statements	10
Licence fees	7. Payment of AOL	20
	8. Payment of USF	20

During the quarter, the Authority received the compliance returns and other statutory documents for the signal distributors. The key requirement of the BSD license is to expand rollout and ensure stable signal quality and sustainability. This is because the licensed broadcasters rely on the BSD to deliver their services Nationwide.

As presented in Table 4, at the end of the second quarter, the average compliance level for Broadcasting Signal Distributors stood at 60%, up from 55% at the end of the first quarter.

Table 4: BSD Broadcast Licensees compliance

Licensee Name	Operational	Regulatory Fee Paid	USF Levy Paid	Q1	Q2	TCC Valid	AAA	CR1 2	DTT Rollout	Monthly Stats	Compliant
AFRICA DIGITAL NETWORK LTD	✓	×	×	✓	✓	×	×	×	×	✓	×
GOTV	✓	✓	✓	✓	✓	✓	✓	✓	-	✓	✓
PAN AFRICA NETWORK GROUP (KENYA) CO. LTD	✓	×	×	✓	✓	✓	✓	✓	✓	✓	×
SIGNET LIMITED	✓	×	×	✓	✓	×	×	✓	×	✓	×

Key ✓ - Compliant × -Non-compliant

During the quarter, PANG commissioned a new transmitter site in Kwale. Notably, PANG and GOTV submitted their audited accounts, and both were billed for AOL and USF, respectively. The

other areas of non-compliance that the licensees have yet to resolve are payment of regulatory fees and submission of audited accounts.

1.1.2 Other Broadcast Licence Categories

Table 5 provides a breakdown of compliance parameters for determining compliance levels for other broadcast licence categories.

Table 5: Broadcast Licensees compliance parameters for the other licence categories

<i>Licence Category</i>	<i>Licence Condition</i>	<i>Compliance Check</i>	<i>Weighting (%)</i>
i) <i>Public Free to Air Radio</i>	The requirement to provide information	1. Quarterly Compliance Returns/Monthly Statistics	10
ii) <i>Public free-to-air TV</i>		2. Certificate of Shareholding ((Submission of CR12)	5
iii) <i>Subscription Broadcasting service</i>			5
iv) <i>Commercial Free to Air TV</i>		4. Profanity Delay Mechanism (PDM)	10
v) <i>Commercial free-to-air radio</i>		5. Internal Editorial Policy (IEP)	5
vi) <i>Community Free to Air Radio</i>		6. Broadcast recordings	10
vii) <i>Community Free-to-air TV</i>		7. Recordings timestamp	10
	Accounting requirements	8. Annual Audited Financial Statements	15
	Licence fees	9. Payment of AOL	15
		10. Payment of USF	15

Table 5 provides a summary of the compliance status of 684 licensees by compliance parameter. As of the end of the second quarter, the overall compliance status of licensees under these categories stood at 32.75 per cent in comparison to 44.5% as at the end of the first quarter.

Table 5: Broadcast Licensees compliance for the other licence categories

<i>Compliance Parameter</i>	<i>Compliant</i>	<i>Not Compliant</i>	<i>N/A</i>	<i>% Compliant</i>	<i>% Not Compliant</i>	<i>Weighted Average</i>
Regulatory Fee Paid	26	615	5*	4.37	95.63	0.6552
USF Levy Paid	20	424	231	4.50	95.95	0.6757
Q1	348	327	0	51.56	48.44	2.578
Q2	287	388	0	42.52	57.48	2.126
IEP	353	157	165	69.22	30.78	3.461
Broadcast Records	224	285	166	44.01	55.99	4.401
Time-stamp Records	135	374	166	26.52	73.48	2.652
PDM >7 Sec Installed	140	217	318	39.22	60.78	3.922
TCC Valid	231	443	0	34.27	65.73	1.714
Audited Accounts	250	425	0	37.09	62.91	5.5638
CR12	676	0	0	100	0	5.0
Overall % Compliance	32.75					

** Five Broadcast licensees have Landing Rights Authorization. This licence requires only a one-time fee, so annual Regulatory fees are not applicable.*

The main areas of non-compliance are regulatory payments, adherence to the profanity delay mechanism, and time stamping of audio recordings, presumably due to the high cost of software and equipment and distributors' poor quality of service/signal loss.

Therefore, the overall compliance level for the Broadcasting subsector, as at the end of the second quarter, stood at 46.38%, in comparison to 51 per cent registered in the first quarter. This slight decrease is attributable to non-compliance to operational parameters. The Authority has issued the associated Notices of Violations to address this concern.

1.1.3 Subscription to Broadcasting Services

As outlined in Table 7, the total number of subscriptions to broadcasting services increased marginally by 0.95 per cent to 6,192,711 from 6,133,955 reported at the end of Q1 FY 2024/25.

Table 7: Subscriptions to Broadcasting Services

<i>Category</i>	<i>Broadcaster</i>	<i>Dec- 24</i>	<i>Sept-24</i>	<i>Dec-23</i>
DTT	Go TV	2,824,896	2,806,516	2,746,512
	Star Times	1,710,029	1,703,907	1,682,600*
	Sub-Total	4,534,925	4,510,423	4,429,112*
DTH	Azam	28,190	26,723	76,714
	MultiChoice (DSTV)	1,224,623	1,211,305	1,152,998
	Star Times	186,587	184,827	351,974*
	Wananchi (Zuku)	154,837	139,783	278,126
	Sub-Total	1,594,237	1,562,638	1,859,812*
Cable	Cable One	1,333	1,444	2,685
	CTN (MSA)	2,571	2,082	2,060
	Wananchi (ZUKU)	58,792	56,515	69,674
	Hirani	758	758	3,600
	Wadani Cable	95	95	95
	Sub-Total	63,549	60,894	78,114
Total		6,192,711	6,133,955	6,367,038

*Source: CA returns*Reviewed Data*

1.1.4 Digital Terrestrial TV Population Mapping and Coverage

During the second quarter, the Authority reviewed the DTT population mapping, taking cognizance of the findings from the field and the submission from the BSD. As of 31st December 2024, the Authority had completed the quarterly meetings with PANG and SIGNET to ascertain their DTT rollout target achievements & quality of service remedies.

The Authority received updates from SIGNET regarding the restoration of services in their following transmitting sites: Lamu (Mpeketoni site), Kwale (Kiruku Hill), Nyeri (Nyeri town), Bungoma (Webuye Site), and Nakuru (Nyadundo Hill). This resulted in an increase in the population covered by DTT to 91.96 per cent from 91.91 per cent. SIGNET Limited failed to meet the DTT Rollout timelines of 31 December 2024 for the new transmitter sites, Moyale and Mandera.

The Authority will carry out DTT mapping activities to ascertain SIGNET's DTT coverage regarding restoring normal services from the above-transmitting sites. Table 8 provides DTT Population coverage by the various BSDs

Table 8: DTT Population coverage as at 31st December 2024

	PANG	SIGNET	ADNL	GOTV
(%) Pop. Coverage	65.86%	76.62%	83.37%	71.97%

1.1.5 Annual Compliance Certificates

As detailed in Table 9, ten (10) compliance certificates had been issued to fully compliant broadcasting licenses at the end of the first half of FY 2024/25.

Table 9: Licensees issued with Annual Compliance Certificates

	LICENCEE NAME	STATION	LICENCE CATEGORY	DATE ISSUED
1	Aviation FM Limited	AVIATION TV	Commercial FTA TV	9-Sep-2024
2	Nairobi Aviation College	AVIATION FM	Community FM Radio	9-Sep-2024
3	Chasio Communications Limited	RADIO 47	Commercial FTA FM	9-Sep-2024
4	TV 47 Limited	TV 47	Commercial FTA TV	9-Sep-2024
5	Jicho Pevu Limited	MO RADIO FM	Commercial FM Radio	9-Sep-2024
6	Ngomma Value Added Services Limited	POWERFUL PRECISE PRISTINE TELEVISION	Commercial FTA TV	5-Sep-2024
7	Azam Media Kenya Ltd	AZAM	Subscription Management Service	5-Sep-2024
8	Live Gospel Church	MOUNT ZION TV	COMMERCIAL FTA TV	18-Sep-2024
9	Casamoko Contractors Ltd	ENE FM	Commercial FM Radio	7-Oct-2024
10	Chepkitale Indigenous People Development	TULWOOB KOONY RADIO	Community FM Radio	25-Oct-2024

1.1.6 Notices of Violation Issued in Q2 FY2024/25

At the end of the second quarter, 64 licensees had been issued with Notices of Violation based on inspection reports. In addition, the Authority has issued 63 Notices of Revocation, with one licensee issued with seven (7) notices of revocation based on non-payment of outstanding regulatory fees based on the licenses they hold, while 56 licensees were issued with Notices of revocation for being off the air for more than 3 months and or having failed to operationalize their license(s).

1.2 TELECOMMUNICATIONS SUB-SECTOR

The Telecom Subsector progressed well in the second quarter, with the main activity being the implementation of approved surveillance and enforcement activities. The routine activities of processing compliance renewal and notifying non-compliant licensees were sustained. The details of the work done are given in the sections below.

1.2.1 Number of Licensees and Compliance Certificates Issued

At the end of December 2024, the total number of active telecommunications licensees stood at 3,263, out of which 1180 had been issued with compliance certificates having fully complied with license conditions requirements. Table 10 presents the number of telecommunications licensees, the number of certificates issued and respective compliance levels by licence category.

Table 10: Number of Telecommunications Licensees

Licence Category	Number of licensees	Compliance certificates	% Compliance
Network Facility Provider	137	56	40.9
Application Service Provider	476	164	34.5
Content Service Provider	495	274	55.4
International Gateway - IGSS	16	11	68.75
Telecommunication Contractor	1,127	456	40.5
Technical Personnel	716	233	32.5*
Total	2,967	1194	48.1%

*An individual voluntary initiative is omitted in industry compliance averaging.

1.2.2 Compliance Level by Parameter

Under documentary compliance, licensees are obligated to submit various statutory documents and compliance returns, which are prescribed forms that assess the information given on universal service obligations, interconnection and facilities leasing agreements, and related regulatory obligations. At the end of the period under review, the compliance level for telecom licensees for each parameter is detailed in Table 11.

Table 11: Compliance level Trends in the Telecommunications Sub-sector by Parameter

Reporting Parameter	30 th September 2024			31 st December 2024		
	Number of Eligible Licensees	Number of Compliant Licensees	Compliance Level (%)	Number of Eligible Licensees	Number of Compliant Licensees	Compliance Level (%)
Submission of the latest annual Audited Financial Statements (Major Only)	1,124	361	32	1,161	671	57.8
Statutory documentation - Tax Compliance Certificates TCC and the Certificate of shareholding - CR12 (Major plus TEC)	2,535	781	30.8	2,288	1,914	83.65
Submission of Compliance Returns (All)	3,263	974	29.8	3,004	2496	83.1
Issuance Compliance of certificates (All)	3,263	949	29.1	2,967	1,194	48.1
Average Weighted Compliance	46.50%			68.17%		
Number of licenses billed.	3,003	2807	93.5	2967	2514	84.7

1.2.3 Compliance with Mobile Network License Rollout

The Mobile Network Operators have obligations to cover the country by ensuring quality signal and network roll out for local communities, businesses and government communication needs. The licensees are allocated resources such as numbering and frequency spectrum for their optimization

and access. Kenyans depend on MNO networks for critical services like mobile money, data/internet and voice network communication. It is, therefore, important to ensure that everyone can access this service.

Over time, it was established that the licensees had mainly concentrated their service delivery in highly populated areas and highways where it was easy and fast to redeem high returns. The Authority, therefore, revised the licenses by specifically identifying areas that had been marginalized and neglected or where the operators were slow in extending their services. The areas were classified in terms of sublocations alongside the administrative boundaries and definitions for ease of reference and dimensioning. The licenses were then annexed to this schedule for a period of 10 years each for progressive rollout.

The Authority put in place a monitoring and evaluation programme to assess compliance with the rollout plan as annexed to the MNO licenses. The Authority monitors through End-to-End field tests, Network Performance, Quality of experience and evaluation of self-reporting quarterly compliance returns. The annual programme has trailed each license and established that Safaricom has been able to build and activate network booster masts and sites in the allocated sublocations so far. Some were done ahead of time, while others trailed the allocated calendar. Overall, Safaricom was able to complete the development and activation of the network infrastructure in the allocated sub-locations. It is worth noting that some of the sites were unfortunately vandalized by insurgents shortly after being lit/developed. Some were rebuilt with the help of Security Agencies and restored to operations others were not restored due to insecurity and hence referred to the *force majeure* state until reversal of the insecurity situation. It was also noted that while the license was required to build up to 550 sites in total, they were able to build 563 sites/sublocations. The obligation of the license in terms of rollout has, therefore, been discharged, and routine network maintenance and quality optimization alongside the rest of the country was activated.

During the period from July to December 2024, the MNOs submitted compliance reports on the service rollout obligations. Safaricom PLC reported coverage of the 563 sublocations out of the allocated 550.

On review of Airtel's submission on network rollout, it was noted that from the expected network rollout in 102 sub-locations, Airtel has only rollout out in 40 sub-locations (fully covered), with 29 sub-locations partially covered and 6 sublocation uncovered due to security challenges. However, since the Authority has extended their licence to expire in Jan 2027, they have committed to complete the pending sublocations within the extended time.

1.2.4 Notices Issued to Non-Compliant Licensees

In quarter two FY 2024/25, the Authority issued notices of violation to 207 licensees, citing various failures to meet the compliance obligations of their license terms and conditions. The notices have since lapsed, and a few licensees have responded. Most others have not responded and have not met the compliance obligations. It is, therefore, planned that Notices of revocation will be issued to the non-responsive entities for potential revocation on lapse of notice if they don't respond. The responsive licenses are being processed for compliance renewals and updates.

Following the expiry of notices of intention to revoke, the Authority revoked 399 licences, consisting of 18 NFP, 269 CSP, and 113 ASP, vide a gazette notice Vol. CXXVI—No. 185 NAIROBI published on 31 October 2024.

The Authority undertook further follow-up investigations, surveillance, and enforcement of the 123 non-compliance notices issued to illegal operators in the last financial year, 2023/2024; the report is filed in the next section.

1.2.5 Report on surveillance, investigations and Enforcement for Telecom Non-Compliant entities.

The Telecom Compliance and Enforcement unit undertook investigations, surveillance, and enforcement exercises in Q2 of FY 2024/25 as per the DG's approval dated October 4th, 2024, targeting the following 15 counties: Nairobi City, Kiambu, Kajiado, Machakos, Makueni, Taita/Taveta, Mombasa, Kwale, Kilifi, Nyeri, Embu, Meru, Nakuru, and Narok.

1.2.5.1 Objectives of Surveillance Activities

The objectives of the exercise were to:

- a) Identify illegal and unauthorized service providers operating within the targeted counties.
- b) Ensure regulatory compliance by verifying adherence to licensing terms, conditions and regulatory standards among licensed operators to uphold industry integrity.
- c) Protect consumer interests and safeguard users from potential poor quality of service caused by illegal and non-compliant operators. Resolution of recorded complaints.
- d) Gather evidence to support enforcement actions against illegal operations, including notices for cessation and potential prosecution of offenders.
- e) Deter unauthorized operations by providing regulatory oversight that discourages illegal operations through visible and consistent enforcement measures.
- f) Carry out enforcement action against illegal operators who failed to comply with cessation notices earlier served on them.
- g) Update the compliance level of the Telecommunication service providers and respond to earlier notices.

1.2.5.2 Methodology

In planning for the exercise, eight regions were targeted, with each region divided into a number of Counties. The exercise targeted Applications Service Providers (ASPs) and Network Facilities Providers (NFP) operations. Earlier investigation and surveillance operations prompted the exercise carried out in the said regions in FY 2023/24, which identified several illegal (unlicensed) operators within the telecommunications sector. The illegal operators were sensitized on the importance of acquiring relevant licenses as required by the KICA Act and were each issued with a notice to comply.

Considering the passage of time since surveillance and notification, it was important to enforce compliance to ensure fair playing. The primary objective of this enforcement exercise was, therefore,

to confirm the compliance status for each of the cases notified to comply during the earlier surveillance and ensure adherence to the provisions of the law. The initiative further aimed at mitigating unauthorized services and enhancing the integrity of the telecom industry in the targeted regions, thereby improving consumer protection and the quality of service offered by the licensed operators.

With the assistance of local enforcement officers from the National Police Service, the compliance and enforcement team visited premises and installations to ascertain whether they had complied with the notices. The available contact persons were interrogated, and their status was updated. Those who had not complied were arrested, and their equipment was switched off/confiscated.

1.2.5.3 Findings

During the exercises, 132 illegal telecommunications service providers were identified and visited, 111 enforcement notices were issued, 29 enforcement actions were carried out, and 33 Court cases were initiated/prosecuted in various Courts of Law. Table 12 provides a summary of cases handled during the quarter.

Table 12: Summary of Surveillance, Investigation & Enforcement exercises on Telecom operations for Q2 FY2024/2025

Counties	Illegal operators Identified	Number of notices served	Enforcement Cases	Court cases filed
Meru, Embu, Kirinyaga & Nyeri	23	23	-	-
Nakuru & Narok	17	17	1	5*
Mombasa & Kwale	38	38	-	-
Kiambu	8	8	-	-
Makueni & Taita Taveta	9	9	9	9
Kilifi	12	12	9	9
Machakos & Kajiado	12	12	10	10
Nairobi	13	13	-	-
Total	132	111	29	33

*Includes cases from the previous financial year

It was further established that:

- Licensed Internet service providers cited unfair competition and the loss of clients to illegal operators. They also reckoned it was difficult to identify illegal operators since a number have moved to provide services using fibre networks as opposed to wireless technologies, where it was easy to see/locate transmitting masts and antennae.
- Licensed operators cited the high cost of levies being charged by the County Governments for erecting masts, up to (up to KES. 200,000/= annually to be paid to Counties), and a fixed charge per metre of fibre laid as contributing to increasing high costs of doing business and requested that the Authority further engages Counties in a bid to streamline levies and charges for telecoms infrastructure.
- With the ISPs' last mile infrastructure rapidly evolving from the traditional 2.4/5 GHz wireless networks to Fibre-to-the-home (FTTH), there is a need for the Authority to establish

stronger collaboration with KPLC (on whose poles the fibre is run), and infrastructure, both wireless and fibre) in a bid to enhance the identification of illegal operators for enforcement.

The team noted that most of the illegal entities bought internet capacity from licensed players, including Safaricom PLC, Liquid Telkom, Telkom Kenya, Airtel Kenya Limited, Jamii Telecom, and Bluestreak Horizon (Tandaa). The Authority shall engage these entities and require them to engage only licensed re-sellers and take full account of their last-mile network.

1.2.5.4 Surveillance and Enforcement Exercise Recommendations

The following are the key recommendations arising from the exercise,

- The Authority to require all licensees to declare their headquarters and regional physical presence, including the Points of Presence (PoPs), to enable surveillance of illegal works
- The Authority should allocate more resources for stakeholder sensitization and public notices on provisions of the law guiding the deployment of ICTs, especially the Internet.
- The Authority to engage with county governments and other facilitating agencies with a view of addressing the challenge of cost charged to licensed services/network providers
- The Authority should establish mechanisms for auditing fiber optic deployments' compliance with standards to determine and identify legitimate versus illegal installations.
- The Authority must engage the upstream licensed internet providers and infrastructure networks to enforce responsibility and accountability at their last mile.

1.3 POSTAL AND COURIER SUB-SECTOR

1.3.1 Number of Licensees and Compliance Certificates Issued

As of 31 December 2024, the total number of postal and courier licensees stood at 343, with 107 licensees issued with compliance. This translated to a compliance rate of 31.2 per cent, up from 22.8 per cent reported in the first quarter. The average compliance level for International Postal and Courier Licensees and National Postal and Courier categories stood at 37.9 per cent and 29.9 per cent, respectively.

The weighted average compliance takes into consideration both financial and documentary compliance.

Table 13: Table license Compliance Level by License Category

License Category	Dec 2024			Sep-2024		
	Number of Licensees	No. of Compliance certificates issued	Compliance level (%)	Number of Licensees	No. of Compliance certificates issued	Compliance level (%)
International	58	22	37.9	57	15	30.3
National	285	85	29.9	277	49	20.6
Overall Compliance	31.2			22.8		

1.3.2 Compliance Level by Parameter

Table 14 shows the trends in compliance level by parameter.

Table 14: Compliance level Trends in the Postal and Courier subsector

Parameter	September 2024		December 2024	
	Number of Compliant Licensees	Compliance Level (%)	Number of Compliant Licensees	Compliance Level (%)
Audited Financial Statements	99	30.7	138	40.1
CR12	71	22.0	135	39.1
Tax Compliance Certificates	72	22.3	138	40.1
Annual operating fees	64	20.1	107	31.1
USF fees	64	20.1	79	24.5
Compliance Returns	112	33.4	107	31.1

1.3.3 Physical follow-up of non-compliant licensees

PCE undertook a physical follow-up of the headquarters on non-compliant licensees with the aim of undertaking physical follow-up with non-compliant licensees issued with Notices of Contravention of Licence Terms and Conditions and 6 months' Notices of Intention to Revoke Postal Licence, sensitizing non-compliant postal licensees on Licence Conditions; and verifying the operational status of postal licensees and data collection. The exercise covered licensees located in eight (8) Counties – Nyeri, Embu, Kirinyaga, Murang'a, Nakuru, Narok, Uasin Gishu and Trans Nzoia Counties.

During the second quarter, PCE engaged with thirty-three (33) non-compliant postal licensees, bringing the total number of non-compliant licensees engaged to 64 as of the first half of FY 2024/25. It is worth noting that 11 licensees have fully complied and have been issued compliance certificates, while the non-compliant ones have been issued with notices of contravention of license conditions. It was also established that 16 licensees were not operational.

1.3.4 Sensitization workshop for firms offering postal services in Eastleigh

In addition, PCE held a postal sensitization workshop for firms offering postal services in Eastleigh on 26th November 2024. The workshop was attended by twenty-six (26) participants, representing entities offering postal services and seven (7) National Government Officers.

1.3.5 Notices Sent to Non-Compliant Postal & Courier Service Providers

At the end of the second quarter, a total of 46 notices had been issued to non-compliant licensees for contravening the license conditions. Six (6) licenses have been issued with 60 days' Notices of Contravention of Licence Conditions, while forty 40 have been issued with Six (6) Months' Notices of intention to revoke the Postal Licence.

1.3.6 Report on surveillance, investigations and Enforcement for Postal and Courier Non-Compliant entities.

The Postal and Courier Compliance and Enforcement unit undertook investigations, surveillance, and enforcement exercises in Q2 of FY 2024/25 as per the DG's approval dated October 4th, 2024, targeting one region and covering Nairobi city.

1.3.7 Findings

During the exercises, 3 illegal postal and courier service providers were identified and visited, 3 enforcement notices were issued, 3 enforcement actions were carried out, and 3 Court cases were initiated/prosecuted in various Courts of Law where one case was concluded with conviction and two are pending.

Table 15: Summary of cases handled during the quarter

Counties	Illegal operators Identified	Number of notices served	Enforcement Cases	Court cases filed	Cases concluded	Cases pending
Nairobi	3	3	3	3	1	2
Total	3	3	3	3	1	2

1.3.8 Recommendations

The following recommendations are aimed at improving postal & courier licensee compliance levels and reducing the number of unlicensed operators:

- The Authority needs to continue conducting surveillance and enforcement activities across the country to further reduce the number of unlicensed postal/courier service providers.
- The Authority needs to accelerate the implementation of the Licensing Management System (LMS) to facilitate the compliance of existing licensees and the public's application for postal/courier licenses.
- Owing to the low levels of awareness observed in the market, the Authority needs to conduct a campaign on print and electronic media targeting consumers and providers of postal/courier services.
- The Authority needs to leverage on the support of National Government Administration Officers and conduct additional sensitization workshops for postal/courier service providers across the country.
- The Authority needs to engage county governments to ensure that postal/courier service providers are duly licensed by the Authority prior to issuing them Single Business Permits.
- The Authority needs to engage the KRA Customs Department to ensure that firms providing consolidation services do not operate as International Courier Service Providers without being licensed.

1.4 RADIO FREQUENCY SUB-SECTOR

At the end of the second quarter, the Authority had conducted on-site surveillance and assessment of 771 radio communications installations. The average compliance level of the surveyed installations stood at 84.8 per cent.

Table 16: Number of Radio Communications assessed for compliance

FY/Quarter		Quarter 2- FY 2024/25	
CATEGORY	NO. OF INSPECTIONS (N)	LEVEL	L x I
Broadcast (FM)	330	82.78	27317.40
Broadcast (TV)	78	44.45	3467.10
Land Mobile	36	69.40	2498.40
Fixed	327	98.17	32101.59
VSAT	0	0.00	0.00
Total	771		65,384.49
Weighted AVERAGE			84.80%

1.4.1 FM Radio Broadcasting

During the first half of FY 2024/2025, the Authority conducted follow-up investigations and case file closures regarding frequency enforcement of Major One FM (104.8 MHz) and Mwariama FM (105.9 MHz) in Meru, Namlolwe FM (87.7 MHz) in Nakuru and Jowi FM (98.2 MHz) in Kisumu. In addition, 1 enforcement activity was carried out against Kayu FM (91.1 MHz) in Nyeri

Further, the Authority conducted surveillance exercises in Taita Taveta, Kwale, Mombasa, Kilifi, Malindi, Eldoret, Kitale, Kapenguria, Lodwar, Lokichogio, Lokichar, Kajiado, Namanga, Machakos, Kitui, Mwingi, Kibwezi, Kajiado, Namanga, Machakos, Kitui, Mwingi, Kibwezi, Nairobi and Kiambu to identify unauthorized use of spectrum, with a view of taking action against the unauthorized use. In addition, the Authority conducted frequency surveillance of FM frequencies revoked due to non-acquisition of broadcasting licenses despite the Authority's attempt to prompt them to obtain the license.

Following the surveillance activities conducted, several unauthorised/illegal FM broadcasters were identified in Isebania, Mbita, Oyugis, Bomet, and Vuria Hill. The illegal FM broadcasters were issued notices to cease operations immediately.

Table 17: Summary of Surveillance, Investigation & Enforcement exercises on Spectrum users for Q2

Region/Counties	Illegal operators Identified	Number of notices served	Enforcement Cases	Court cases filed
Western Region (Eldoret, Kitale, Kapenguria, Lokichar, Lodwar, Kakuma, Lokichogio)	4	4	-	-
Nyanza Region (Isibania, Oyugis, Bomet, Sotik, Nyamira, Migori)	9	9	-	-
Coast Region (Mombasa, Kwale, Taita Taveta, Kilifi)	3	3	-	-
Nairobi	1	1	-	-
Total	17	17	0	0

The Authority intends to initiate enforcement action in Q3 and Q4 against these illegal entities, which continue to operate despite previous sensitization and enforcement notices.

1.4.2 Fixed Wireless Access

The authority inspected the status of Microwave links and transceivers (BTSs) switched off by American Tower Corporation Kenya (ATC Kenya) at various sites. This resulted in the shutdown of transceivers and fixed microwave links operated by TKL. The systems were switched off due to a contractual dispute with ATC. During the exercise, it was noted that TKL service outages have occurred in many areas countrywide.

2 OVERALL COMPLIANCE

The overall performance of the telecommunications, broadcasting, and postal and courier subsectors is estimated using the following formula.

$$= \frac{(w1 \times n1) + (w2 \times n2) + (w3 \times n3)}{n1 + n2 + n3} \times 100 \%$$

Where;

- i) w1 is the average weighted compliance level for telecom Licensees
- ii) n1 is the total number of telecommunication licensees
- iii) w2 is the average weighted compliance level for postal & courier Licensees
- iv) n2 is the total number of postal and courier licensees
- v) w3 is the average weighted compliance level for broadcasting Licensees
- vi) n3 is the total number of broadcasting licensees

As the end of the quarter, the overall performance of telecommunications, broadcasting and postal & courier stood at 61.26 per cent

$$\frac{(0.6817 \times 2967) + (0.312 \times 343) + (0.4638 \times 684)}{(2967 + 343 + 684)} \times 100\% = 61.26\%$$

Annex 1: Postal and Courier Licensees Issued with Notices

Company Name	Licence Category	Date Issued	6 months' Expiry period
Biliti Electric Kenya	National Courier Operator	02 September 2024	02 March 2025
Mex Logistics Afria Limited	International Courier Operator	02 September 2024	02 March 2025
Amitruck Limited	National Courier Operator	02 September 2024	02 March 2025
Cilantra Solutions	National Courier Operator	02 September 2024	02 March 2025
Delta Handling Services Limited	International Courier Operator	02 September 2024	02 March 2025
EMD Solutions Company Limited	National Courier Operator	26 August 2024	26 February 2025
First Flight Courier (Africa) Limited	International Courier Operator	26 August 2024	26 February 2025
Rioma Courier Services Limited	International Courier Operator	02 September 2024	02 March 2025
Skyline Express Services Limited	International Courier Operator	26 August 2024	26 February 2025
Afrasia Courier Express Limited	International Courier Operator	27 September 2024	24 March 2025
Courier Plus Logistics Limited	International Courier Operator	27 September 2024	24 March 2025
Four M Africa Limited	National Courier Operator	27 September 2024	24 March 2025
Eve on the Move Limited	National Courier Operator	27 September 2024	24 March 2025
Garvins Logistics	National Courier Operator	27 September 2024	24 March 2025
Ita Dada Limited	National Courier Operator	27 September 2024	24 March 2025
Marvel Courier and Delivery Services Limited	National Courier Operator	27 September 2024	24 March 2025
Crucible Investment Company Limited	National Courier Operator	27 September 2024	24 March 2025
Mardav Courier Limited	National Courier Operator	09 October 2024	09 April 2025
Classic Luxury Shuttle Limited	National Courier Operator	09 October 2024	09 April 2025
Diamond Parcel Limited	National Courier Operator	09 October 2024	09 April 2025
Greenline Company Limited	National Courier Operator	09 October 2024	09 April 2025

Annex 2: Broadcasting Licensees Issued with Notices

	NOTICES OF VIOLATION ISSUED IN Q2		
	LICENSEE NAME	STATION ID	DATE ISSUED
1	CATHOLIC DIOCESE OF NYERI	RADIO MARIA NYERI	12 Nov 2024
2	DHAMANA MEDIA SERVICES LIMITED	BREAKING THE LIMITS TV	12 Nov 2024
3	RWARE COMMUNITY MULTIMEDIA CENTRE	RWARE RADIO	12 Nov 2024
4	REALEST C.B.O.	REALEST FM	5 Nov 2024
5	TAAFIS COMMUNICATIONS LIMITED	FUMA TV	5 Nov 2024
6	JAMBU PRODUCTION LTD	JAMBU TV	5 Nov 2024
7	ST. PAULS UNIVERSITY	LIGHT FM	5 Nov 2024
8	PNEUMA TELEVISION NETWORK LIMITED	ARK TV	5 Nov 2024
9	ROYAL MEDIA SERVICES	MUUGA FM	18 Nov 2024
10	ROYAL MEDIA SERVICES	CHAMGEI FM	18 Nov 2024
11	ROYAL MEDIA SERVICES	CITIZEN TV	18 Nov 2024
12	ROYAL MEDIA SERVICES	EGESA FM	18 Nov 2024
13	ROYAL MEDIA SERVICES	HOT 96	18 Nov 2024
14	ROYAL MEDIA SERVICES	INOORO FM	18 Nov 2024
15	ROYAL MEDIA SERVICES	INOORO TV	18 Nov 2024
16	ROYAL MEDIA SERVICES	BAHARI FM	18 Nov 2024
17	ROYAL MEDIA SERVICES	MUSYI FM	18 Nov 2024
18	ROYAL MEDIA SERVICES	WIMWARO FM	18 Nov 2024
19	ROYAL MEDIA SERVICES	RADIO CITIZEN	18 Nov 2024
20	ROYAL MEDIA SERVICES	RAMOGI FM	18 Nov 2024
21	ROYAL MEDIA SERVICES	RAMOGI TV	18 Nov 2024
22	ROYAL MEDIA SERVICES	SULWE FM	18 Nov 2024
23	ROYAL MEDIA SERVICES	VUUKA FM	18 Nov 2024
24	ROYAL MEDIA SERVICES	MULEMBE FM	18 Nov 2024
25	ATHIANI HOLDINGS LIMITED	ATHIANI FM	18 Nov 2024
26	Jesus Winner Ministry	Mwangaza TV	18 Nov 2024
27	Jesus Winner Ministry	Mwangaza Wa Neno FM	18 Nov 2024
28	Everest Production Corporation (K) Limited	EBRU TV	18 Nov 2024
29	RADIO AFRICA LIMITED	CLASSIC 105	18 Nov 2024
30	RADIO AFRICA LIMITED	KISS 100	18 Nov 2024
31	RADIO AFRICA LIMITED	SMOOTH FM	18 Nov 2024
32	METRO EAST FM LIMITED	EAST FM	18 Nov 2024
33	DIGITAL DECODERS DISTRIBUTORS	GUKENA FM	18 Nov 2024

	LIMITED		
34	RADIO HOLDINGS INTERNATIONAL LIMITED	RADIO JAMBO	18 Nov 2024
35	HOMEBOYZ RADIO 2017 LIMITED	HOMEBOYZ RADIO	18 Nov 2024
36	KENYA BROADCASTING CORPORATION	Y 254	18 Nov 2024
37	KENYA BROADCASTING CORPORATION	KBC CHANNEL 1	18 Nov 2024
38	KENYA BROADCASTING CORPORATION	MAYIENGA FM	18 Nov 2024
39	KENYA BROADCASTING CORPORATION	MWAGO FM	18 Nov 2024
40	KENYA BROADCASTING CORPORATION	ENGLISH SERVICE RADIO	18 Nov 2024
41	EASTERN BROADCASTING CORPORATION LTD	MBAITU FM	18 Nov 2024
42	KENYA BROADCASTING CORPORATION	NGEMI FM	18 Nov 2024
43	KENYA BROADCASTING CORPORATION	IFTIIN FM	18 Nov 2024
44	KENYA BROADCASTING CORPORATION	INGO FM	18 Nov 2024
45	KENYA BROADCASTING CORPORATION	CORO FM	18 Nov 2024
46	KENYA BROADCASTING CORPORATION	RADIO TAIFA	18 Nov 2024
47	KENYA BROADCASTING CORPORATION	MAYIENGA FM	18 Nov 2024
48	KENYA BROADCASTING CORPORATION	MWATU FM	18 Nov 2024
49	KENYA BROADCASTING CORPORATION	MINTO FM	18 Nov 2024
50	Koch FM Community Based Organization	Koch FM	18 Nov 2024
51	South West Media Limited	INKA FM	18 Nov 2024
52	Uzima Investment Limited	ELEVATE TV	18 Nov 2024
53	Al Hujjah Group Limited	MAHDI TV	18 Nov 2024
54	Faith Today Media Network Limited	Faith Today TV	18 Nov 2024
55	KALANET COMMUNICATIONS LIMITED	KALANET MEDIA	19 Nov 2024
56	OSIENALA - FRIENDS OF LAKE VICTORIA	RADIO LAKE VICTORIA	19 Nov 2024
57	RADIO MARIA KENYA	RADIO MARIA FM	19 Nov 2024
58	LCBN MEDIA PRODUCTION LTD	LACHRIST BROADCASTING NETWORK TELEVISION	19 Nov 2024
59	MASENO UNIVERSITY	EQUATOR FM	19 Nov 2024
60	ZIRCON KENYA LIMITED	URBAN RADIO	19 Nov 2024
61	REALTIME MEDIA LIMITED	DALA FM	19 Nov 2024
62	SEVENTHDAY ADVENTIST CHURCH – RANEN CONFERENCE	KING’S FM	19 Nov 2024
63	VOICE OF PEACE LIMITED	PEACE FM	19 Nov 2024
64	BISHOP KOLA COMMUNITY BASED ORGANIZATION	GOOD NEWS RADIO FM	19 Nov 2024
65	WEST MEDIA LIMITED	WEST TV	2 Dec 2024
66	WEST MEDIA LIMITED	WEST FM	2 Dec 2024

	NOTICES OF REVOCATIONS ISSUED IN Q2			
	LICENSEE NAME	STATION ID	DATE ISSUED	DATE OF EXPIRY
1	Standard Media Group PLC	KTN HOME	24 Sep 2024	24 Mar 2025
2	Standard Media Group PLC	KTN NEWS	24 Sep 2024	24 Mar 2025
3	Standard Media Group PLC	KTN FARMERS	24 Sep 2024	24 Mar 2025
4	Standard Media Group PLC	RADIO MAISHA	24 Sep 2024	24 Mar 2025
5	Standard Media Group PLC	SPICE FM	24 Sep 2024	24 Mar 2025
6	Standard Media Group PLC	VYBZ RADIO	24 Sep 2024	24 Mar 2025
7	Standard Media Group PLC	BERUR FM	24 Sep 2024	24 Mar 2025
8	009 TELEVISION LIMITED	009 TV	22 Oct 2024	22 May 2025
9	ABILITY CHANNEL LIMITED	ABILITY TV	22 Oct 2024	22 May 2025
10	ACE TELEVISION LIMITED	ACE TV	22 Oct 2024	22 May 2025
11	ADMERLINE CONSTRUCTION LIMITED	SUPERFLEX TELEVISION	22 Oct 2024	22 May 2025
12	AIRMOBI LIMITED	AIRMOBI TV	22 Oct 2024	22 May 2025
13	APPLE TRUTH TELEVISION NETWORK LIMITED	APPLE TRUTH TELEVISION NETWORK	22 Oct 2024	22 May 2025
14	BOMOKO MEDIA COMPANY LIMITED	RAHA TV	22 Oct 2024	22 May 2025
15	COMPREHENSIVE BUSINESS MEDIA LIMITED	METROPOL TV	22 Oct 2024	22 May 2025
16	CORPORATE MEDIA COMMUNICATIONS LIMITED	CORPORATE MEDIA TV	22 Oct 2024	22 May 2025
17	DANSI MEDIA GROUP LIMITED	GENNEXT MEDIA	22 Oct 2024	22 May 2025
18	DOMINION GENERATION LIMITED	DG TV	22 Oct 2024	22 May 2025
19	DOXA TELEVISION	DOXA TV	22 Oct 2024	22 May 2025
20	DUNAMIS TELEVISION NETWORK LIMITED	DUNAMIS KTV	22 Oct 2024	22 May 2025
21	ENAANG MAA TV LIMITED	MASAI TV	22 Oct 2024	22 May 2025
22	EZRA CHRISTIAN TV LIMITED	EZRA CHRISTIAN TV	22 Oct 2024	22 May 2025
23	FANAKA TELEVISION LTD	FANAKA TV	22 Oct 2024	22 May 2025
24	FAVOUR LIFE NETWORK LIMITED	FAVOUR LIFE TV	22 Oct 2024	22 May 2025
25	FORT HALL COLLEGE LIMITED	FIFTH ESTATE TV	22 Oct 2024	22 May 2025
26	GAJOKAR COMPANY LIMITED	BIDII TV	22 Oct 2024	22 May 2025
27	GATES AFRICA EDUCATION TRUST	TALENT TV	22 Oct 2024	22 May 2025
28	HAMILTON MEDIA GROUP LIMITED	VENUS TV	22 Oct 2024	22 May 2025
29	HEROES COMMUNICATIONS LIMITED	CHAMPION TV	22 Oct 2024	22 May 2025
30	ILM MEDIA LIMITED	ILM TV	22 Oct 2024	22 May 2025
31	JIMMIGATHU INCORPORATED LIMITED	NAI TV	22 Oct 2024	22 May 2025
32	JMAX MEDIA SERVICES LIMITED	THE MIRROR TELEVISION	22 Oct 2024	22 May 2025
33	JUSGAWANJIRA CONSTRUCTION	ZIWA TV	22 Oct 2024	22 May 2025

	LIMITED			
34	KEMOLY MEDIA KISII LTD	AMANDEGERE YOMUGUSII KISII TV	22 Oct 2024	22 May 2025
35	KINGDOM AMBASSADORS MEDIA GROUP LIMITED	KINGDOM AMBASSADORS TV	22 Oct 2024	22 May 2025
36	KIRINYAGA MULTIMEDIA COLLEGE	UBORO TV	22 Oct 2024	22 May 2025
37	KOKWO RADIO INTERNATIONAL LIMITED	KOKWO TELEVISION	22 Oct 2024	22 May 2025
38	LUFMAN COMPANY LIMITED	BULSHO TV	22 Oct 2024	22 May 2025
39	MANIFESTATION TV LIMITED	MANIFESTATION TV	22 Oct 2024	22 May 2025
40	MOUNT KENYA MEDIA LIMITED	MOUNT KENYA TV	22 Oct 2024	22 May 2025
41	MT. KENYA BLESSINGS COMPANY LIMITED	PILLAR TV	22 Oct 2024	22 May 2025
42	MUKEU MEDIX PRODUCTION LTD	MUKEU TV	22 Oct 2024	22 May 2025
43	NAMBA ONE TV LTD	NAMBA ONE TV	22 Oct 2024	22 May 2025
44	NEXT OPTIONS LTD	TOURISM AND WILDLIFE TV (SAFARI CHANNEL)	22 Oct 2024	22 May 2025
45	ONGATET TELEVISION NETWORK	ONGATET	22 Oct 2024	22 May 2025
46	OUTCOM MEDIA LTD	MBUGI TV	22 Oct 2024	22 May 2025
47	OWIN BROADCASTING LIMITED	OWIN TELEVISION	22 Oct 2024	22 May 2025
48	SAFINA T.V LIMITED	SAFINA TELEVISION	22 Oct 2024	22 May 2025
49	SHAKAAL MEDIA NETWORK LIMITED	SHAKAAL TELEVISION	22 Oct 2024	22 May 2025
50	SPIRIT TELEVISION LIMITED	HOLY SPIRIT'S TV	22 Oct 2024	22 May 2025
51	SUGAN MEDIA GROUP	SUGAN TV	22 Oct 2024	22 May 2025
52	SYNAGOGUE MEDIA LIMITED	GIVEHOPE TV	22 Oct 2024	22 May 2025
53	TAMA MEDIA GROUP LIMITED	TAMA TV	22 Oct 2024	22 May 2025
54	TANO ENTERTAINMENT NETWORK	SAWA TELEVISION	22 Oct 2024	22 May 2025
55	THE WORD MUSIC LTD	THE WORD MUSIC TV	22 Oct 2024	22 May 2025
56	THIRTIES MEDIA LIMITED	SOKO TV	22 Oct 2024	22 May 2025
57	THSTONE TELEVISION LIMITED	THJIWE TV	22 Oct 2024	22 May 2025
58	TRIBUNE MEDIA NETWORK LIMITED	UATHIMO	22 Oct 2024	22 May 2025
59	TRIPLE EDGE MEDIA LTD	TEM TV	22 Oct 2024	22 May 2025
60	TRUPLAYAZ LIMITED	GOODY'S TV	22 Oct 2024	22 May 2025
61	UKWELI SOUNDS & VIDEO LIMITED	UKWELI TV KENYA	22 Oct 2024	22 May 2025
62	VALUTEL LIMITED	VALUE TV	22 Oct 2024	22 May 2025
63	WANANCHI TELEVISION NETWORK LIMITED	WANANCHI TV	22 Oct 2024	22 May 2025

Annex 3: Criminal Enforcement Actions (Cases) Undertaken During Qtr 2 Fy2024/25

NO.	NAME OF THE OPERATOR AND ADDRESS	BRIEF FACTS	STATUS	ACTION TAKEN	REMARKS
TELECOMUNICATION CASES					
1.	NOEL SILA KAMBUA At unnamed building along Machakos -Wote rd. opposite Machakos University	Scheduled enforcement action on 15 th October, 2024	Found operating telecommunication s system without the requisite licenses from the Authority	Search Warrant vide Misc. No. E281/2024 obtained and enforcement undertaken.	Accused charged before Machakos Law Courts on 16 th October, 2024 vide Criminal case No. E579/2024 where he pleaded guilty to the charges and fined Kes.50,000/= i/d to serve 12 months' imprisonment. Matter concluded.
2.	KELVIN KIOKO MBOTE. At Akamba Building Machakos town	Scheduled enforcement action on 15 th October, 2024	Found operating telecommunication s system without the requisite licenses from the Authority	Search Warrant vide Misc. No. E280/2024 obtained and enforcement undertaken.	Accused charged before Machakos Law Courts on 16 th October, 2024 vide Criminal case No. E578/2024 where he pleaded guilty to the charges and fined Kes.50,000/= i/d to serve 12 months imprisonment. Matter concluded.
3.	FRANCIS KIOKO MASILA. At Akamba Building, Machakos town.	Scheduled enforcement action on 15 th October, 2024	Found operating telecommunication s system without the requisite licenses from the Authority	Search Warrant vide Misc. No. E283/2024 obtained and enforcement undertaken.	Accused charged before Machakos Law Courts on 16 th October, 2024 vide Criminal case No. E580/2024 where he pleaded guilty to the charges and fined

					Kes.50,000/= i/d to serve 12 months imprisonment. Matter concluded.
4.	JAMES ONYANGO OLUOCH. At Akamba Building	Scheduled enforcement action on 15 th October, 2024	Found operating telecommunication s system without the requisite licenses from the Authority	Search Warrant vide Misc. No. E282/2024 obtained and enforcement undertaken.	Accused charged before Machakos Law Courts on 16 th October, 2024 vide Criminal case No. E581/2024 where he pleaded guilty to the charges and fined Kes.50,000/= i/d to serve 12 months imprisonment. Matter concluded.
5.	BONIFACE NDOLO. At Eagles Hotel, Tala town	Scheduled enforcement action on 18 th October, 2024	Found operating telecommunication s system without the requisite licenses from the Authority	Search Warrant vide Misc. No. E048/2024 obtained and enforcement undertaken.	Accused charged before Kangundo Law Courts on 6 th November, 2024 vide Criminal case No. E940/2024 where he pleaded not guilty to the charges and released on a cashbail of Kes.50,000/=. Absconded bail and a warrant of arrest issued. Mention on 06/02/2025 for possible forfeiture of cashbail. Case Pbc.
6.	STEPHEN JAMES MAINGI trading as Xeen Networks in Narok Town	Scheduled enforcement action on 24 th October, 2024	Found operating telecommunication s system without the requisite licenses from the Authority	Search Warrant vide obtained and enforcement undertaken.	Accused charged before Narok Law Courts on 25 th October, 2024 vide Criminal case No. E1291/2024

					where he pleaded guilty to the charges and fined Kes.100,000/= i/d to serve 6months imprisonment.
7.	DENNIS MADOYA & KELVIN WANYAMA, at Luck Apartment, Mtwapa	Scheduled enforcement action on 12 th November, 2024	Found operating telecommunication s system without the requisite licenses from the Authority	Search Warrant vide obtained and enforcement undertaken.	Accused charged before Shanzu Law Courts on 13 th November, 2024 vide Criminal case No. E986/2024 where he pleaded not guilty to the charges and released on a cashbail of kes.30,000/=. Hearing on 19/02/2025. Case Pbc.
8.	SAID ALI, at Luck Apartment, Mtwapa	Scheduled enforcement action on 12 th November, 2024	Found operating telecommunication s system without the requisite licenses from the Authority	Search Warrant vide obtained and enforcement undertaken.	Accused at Large. Notice to Compel attendance at a Police Station issued. Case Pending Arrest of Known Accused (PAKA)
9.	PRINCE KARISA, Cooperative Bank, Kilifi	Scheduled enforcement action on 14 th November, 2024	Found operating telecommunication s system without the requisite licenses from the Authority	Search Warrant vide obtained and enforcement undertaken.	Accused charged before Kilifi Law Courts on 15 th November, 2024 vide Criminal case No. E908/2024 where he pleaded guilty to the charges and fined Kes.20,000/= in default to serve 3 months imprisonment. Case concluded.
10.	SUFYAN HEMED ZENTHA, Kilifi	Scheduled enforcement	Found operating telecommunication	Search Warrant vide	Accused charged before Kilifi Law

	Plaza, Kilifi Town.	action on 14 th November, 2024	s system without the requisite licenses from the Authority	obtained and enforcement undertaken.	Courts on 15 th November, 2024 vide Criminal case No. E909/2024 where he pleaded guilty to the charges and fined Kes.20,000/= in default to serve 3 months imprisonment. Case concluded.
11.	MUDHAFAR ALI, Pretie Plaza, Kilifi town.	Scheduled enforcement action on 7 th November, 2024	Found operating telecommunication s system without the requisite licenses from the Authority	Search Warrant vide obtained and enforcement undertaken.	Accused charged before Kilifi Law Courts on 8 th November, 2024 vide Criminal case No. E804/2024 where he pleaded not guilty to the charges and released on a cashbail of kes.30,000/=. Hearing on 10/02/2025. Case Pbc.
12.	ABOUD MOHAMED OMAR trading as Malindi Fibre Network. At Shella Building, Casaurina Road, Malindi.	Scheduled enforcement action 2024	Found operating telecommunication s system without the requisite licenses from the Authority	Search Warrant vide obtained and enforcement undertaken.	Accused at Large. Case Pending Arrest of known accused (PAKA).
13.	REUBEN MWONGELA & VINCENT OKOTH, trading as My Wifi Networks. My Wifi Shop, Mombasa Stage, Mariakani.	Scheduled enforcement action on 5 th November, 2024	Found operating telecommunication s system without the requisite licenses from the Authority	Search Warrant vide obtained and enforcement undertaken.	Accused charged before Mariakani Law Courts on 6 th November, 2024 vide Criminal case No. E315/2024 where he pleaded guilty to the charges and fined Kes.20,000/= in default to serve 6 months imprisonment.

					Case concluded.
14.	PETER MUIRURI KINYANJUI trading as Q-Technologies (Qwetu Inc Wifi Stall). Comfort House, Opposite Coop Bank, Ground Floor, Mariakani	Scheduled enforcement action on 5 th November, 2024	Found operating telecommunication s system without the requisite licenses from the Authority	Search Warrant vide obtained and enforcement undertaken.	Accused charged before Mariakani Law Courts on 6 th November, 2024 vide Criminal case No. E316/2024 where he pleaded guilty to the charges and fined Kes.20,000/= in default to serve 6 months imprisonment. Case concluded.
15.	MWINYIFAKI JUMA, trading as Elly Tech. Malinda House, Mkilo street, Mariakani.	Scheduled enforcement action on 5 th November, 2024	Found operating telecommunication s system without the requisite licenses from the Authority	Search Warrant vide obtained and enforcement undertaken.	Accused charged before Mariakani Law Courts on 6 th November, 2024 vide Criminal case No. E317/2024 where he pleaded guilty to the charges and fined Kes.20,000/= in default to serve 6 months imprisonment. Case concluded.
16.	MICHAEL KINYANJUI GITAU, Momunga Building, Voi Town	Scheduled enforcement action on 8 th December, 2024	Found operating telecommunication s system without the requisite licenses from the Authority	Search Warrant vide obtained and enforcement undertaken.	Accused charged before Voi Law Courts on 9 th December, 2024 vide Criminal case No. E444/2024 where he pleaded guilty to the charges and fined Kes.30,000/= in default to serve 3 months imprisonment. Case concluded.
17.	MICHAEL OTIENO &	Scheduled enforcement	Found operating telecommunication	Search Warrant vide	Accused charged before Voi Law

	JEREMIAH MUTUKU MBILO, trading as Sevenet. Dawida Building, 2 nd Floor, Room 11, Voi stage, Voi Town.	action on 8 th December, 2024	s system without the requisite licenses from the Authority	obtained and enforcement undertaken.	Courts on 9 th December, 2024 vide Criminal case No. E449/2024 where he pleaded guilty to the charges and fined Kes.30,000/= in default to serve 3 months imprisonment. Case concluded.
18.	JOEL NICHOLAS NJORE, trading as Fastnet Telecommunication s. Ngulia Plaza, Rooftop, Voi town	Scheduled enforcement action on 8 th December, 2024	Found operating telecommunication s system without the requisite licenses from the Authority	Search Warrant vide obtained and enforcement undertaken.	Accused charged before Voi Law Courts on 9 th December, 2024 vide Criminal case No. E450/2024 where he pleaded not guilty to the charges
19.	GEORGE INGASIA KASAMANI, at Brics Resource Centre, Momunga House, Voi Town.	Scheduled enforcement action on 8 th December, 2024	Found operating telecommunication s system without the requisite licenses from the Authority	Search Warrant vide obtained and enforcement undertaken.	Accused charged before Voi Law Courts on 9 th December, 2024 vide Criminal case No. E447/2024 where he pleaded guilty to the charges and fined Kes.30,000/= in default to serve 3 months imprisonment. Case concluded.
20.	CLIFFORD KANGERO, trading as Midview Technologies. Momunga House, Voi Town.	Scheduled enforcement action on 8 th December, 2024	Found operating telecommunication s system without the requisite licenses from the Authority	Search Warrant vide obtained and enforcement undertaken.	Accused charged before Voi Law Courts on 9 th December, 2024 vide Criminal case No. E447/2024 where he pleaded guilty to the charges and fined Kes.30,000/= in default to serve 3

					months imprisonment. Case concluded.
21.	WELLINGTON MWATA, Exage Networks Limited. Momunga House. Voi Town.	Scheduled enforcement action on 8 th December, 2024	Found operating telecommunication s system without the requisite licenses from the Authority	Search Warrant vide obtained and enforcement undertaken.	Accused charged before Voi Law Courts on 9 th December, 2024 vide Criminal case No. E451/2024 where he pleaded guilty to the charges and fined Kes.30,000/= in default to serve 3 months imprisonment. Case concluded.
22.	DERRICK MAGHANGHA MLUGHU, Alpha Speed Link. Supaa House, Opposite Telkom House, Voi Town.	Scheduled enforcement action on 8 th December, 2024	Found operating telecommunication s system without the requisite licenses from the Authority	Search Warrant vide obtained and enforcement undertaken.	Accused charged before Voi Law Courts on 9 th December, 2024 vide Criminal case No. E443/2024 where he pleaded not guilty to the charges and released on a cashbail of Kes.10,000/=. Mention on 09/01/2025. Case Pbc.
23.	JEFFERSON KITUU KINYANZUI, Red Dot Plaza, Wote Town	Scheduled enforcement action on 27 th November, 2024	Found operating telecommunication s system without the requisite licenses from the Authority	Search Warrant vide obtained and enforcement undertaken.	Accused charged before Makueni Law Courts on 28 th November, 2024 vide Criminal case No. E650/2024 where he pleaded guilty to the charges and fined Kes.10,000/=. Case Concluded.
24.	ERICSON MUSUMBI	Scheduled enforcement	Found operating telecommunication	Search Warrant vide	Accused changed plea before

	MWEU, trading as StreamAir Network. At Dunmar Apartment, Wote Town.	action on 27 th November, 2024	s system without the requisite licenses from the Authority	obtained and enforcement undertaken.	Makueni Law Courts on 9 th December, 2024 vide Criminal case No. E651/2024 where he pleaded guilty to the charges and fined Kes.30,000/=. Case concluded.
25.	MOSES OTIS OKETCH trading as ZOOMOO LIMITED at ROWCENA HOTEL Rooftop	Scheduled enforcement action pursuant to a surveillance exercise carried out on 1 st December, 2023. A cessation notice dated 01/12/2023 was issued.	Found in operation. Illegal operator.	Search Warrant obtained from Busia Law Courts vide Miscellaneous Criminal case No. E166 of 2024. Enforcement carried out.	Suspect at large. Notice to compel attendance at Busia DCI Office issued.
26.	HILLARY ISICHE OCHANGO trading as HILLCOMS LIMITED at LINTONS HOTEL Rooftop	Scheduled enforcement action pursuant to a surveillance exercise carried out on 1 st December, 2023. A cessation notice dated 01/12/2023 was issued.	Found in operation. Illegal operator.	Search Warrant obtained from Busia Law Courts vide Miscellaneous Criminal case No. E167 of 2024. Enforcement carried out.	Suspect at large. Notice to compel attendance at Busia DCI Office issued.
BROADCASTING					
1.	MOMASOFT TECHNOLOGIES NETWORK 89.7MHz in Kilifi	The illegal FM Broadcasting Operator had previously established FM transmitters in Mavueni, Kilifi	MIRC had previously confirmed the illegal broadcasting on 89.7MHz existed.	Investigation team visited New Life Ministry Prayer Centre and church premises in Mavueni and found the broadcasting on 89.7MHz was off air.	Momasoftz Technologies Network voluntarily complied with the Authority's directions, enforcement was unnecessary. Directed to dismantle and store their equipment and complied. Matter

					resolved.
POSTAL CASES					
1.	KEN MUGENDI MBOGO, Farasi Luxury Shuttle, Nairobi	Scheduled enforcement action 2024	Found operating Postal Services without the requisite licenses from the Authority	Enforcement undertaken and accused person arrested	Accused person charged before Milimani Law Courts vide Criminal case No. E1172/2024 where he pleaded not guilty to the charges and released on a cashbail of kes.50,000/=. Pretrial on 16/01/2025. Case Pbc.
2.	LYDIA MORAA MOENGA, Wamasaa Shuttle, Nairobi	Scheduled enforcement action 2024	Found operating Postal Services without the requisite licenses from the Authority	Enforcement undertaken and accused person arrested	Accused person charged before Milimani Law Courts vide Criminal case No. E1173/2024 where she pleaded guilty to the charges and fined Kes.40,000/= i/d to serve 3 months imprisonment. Case concluded.
	DON ENEGAI EKENYAN, Northways Sacco, Nairobi	Scheduled enforcement action 2024	Found operating Postal Services without the requisite licenses from the Authority	Enforcement undertaken and accused person arrested	Accused person charged before Milimani Law Courts vide Criminal case No. E1175/2024 where he pleaded not guilty to the charges and released on a cashbail of kes.50,000/=. Pretrial on 21/01/2025. Case Pbc.

Annex 4: Current Cases Pending Before Court as at 31st Dec. 2024

S/N O.	CASE REFERENCE	ACCUSED	OFFENCE	COURT	STATUS
1	KISUMU LAW COURTS CR627/181/2022 CF E517/2022	AUSTIN ACTION JOHN	Establishing Fm Station without a valid license	Kisumu Law Courts	Hearing 05/02/2025
2	PCR NO. 326/2024 CF NO. E416/2024 OB. NO. 107/21/02/2024	JUSTUS MBURU ISIKA	Running a Telecommunicatio ns System without a valid License	Nakuru Law Courts	Hearing 10/04/2025
3	PCR 256/2024 CF E437/2024 OB. NO. 81/22/02/2024	EDWARD MWANGI GICHIA	Running a Telecommunicatio ns System without a valid License	Nakuru Law Courts	Hearing 11/03/2025
4	PCR 351/2024 CF E477/2024 OB. NO. 65/22/02/2024	ANTONY MUGO NJUGUNA	Running a Telecommunicatio ns System without a valid License	Nakuru Law Courts	M 14/01/2025
5	Kajiado Misc case No. E207 of 2024	ELVIS WAKWOMA	Running a Telecommunicatio ns System without a valid License	Kajiado Law Court	Application Hg. 29/01/2025
6	Kajiado Misc case No. E206 of 2024	KENNEDY KIPRUTO	Running a Telecommunicatio ns System without a valid License	Kajiado Law Court	Application Hg. 29/01/2025
7	Kajiado Misc. No. 208 of 2024	NICHOLAS NDUNGÚ	Running a Telecommunicatio ns System without a valid License	Kajiado Law Court	Application Hg. 29/01/2025
8	Kajiado Misc. No. E210 of 2024	KEFA OKUMU aka KEPHA	Running a Telecommunicatio ns System without a	Kajiado Law Court	Application Hg. 29/01/2025

			valid License		
9	Kajiado Misc. No. 209 of 2024	SAMUEL NGURE	Running a Telecommunications System without a valid License	Kajiado Law Court	Application Hg. 29/01/2025
10	PCR NO. 96/2024 MGJCCR/E004/2024 OB. NO. 105/12/03/202	ANDREW KAMAU KAMANDE	Running a Telecommunications System without a valid License	Thika Law Courts	Mention on 16/01/2025
11	PCR NO. 382/2024 CF NO. MCPCR/E1786/2024	NYANGÁU ANYONA KENNEDY	Running a Telecommunications System without a valid License	Makadara Law Courts	Hearing 16/04/2025
12	PCR 30/2024 CF E179/2024	SWABIR SAID ABDALLAH	Running a Telecommunications System without a valid License	Lamu Law Courts	Mention on 15/01/2025
13	PCR 31/2024 CF E177/2024	DANIEL MUIGAI GATHORONJO	Running a Telecommunications System without a valid License	Lamu Law Courts	Mention on 15/01/2025
14	PCR 310/2024 CF E615/2024	ANN KAVULI KIMONDIU	Running a Telecommunications System without a valid License	Ruiru Law Courts	Hg on 18/02/2025
15	PCR 69/2024 CF E940/2024	BONIFACE NDOLO MUTHAMA	Running a Telecommunications System without a valid License	Kangundo Law Courts	M. 06/02/2025 For forfeiture of cashbail
16	MISC. E166 OF 2024	MOSES OTIS OKETCH	Running a Telecommunications System without a valid License	Busia Law Courts	M. 06/01/2025 for Return of Warrant and confirmation of compliance
17	MISC. E167 OF 2024	HILLARY ISICHE	Running a	Busia Law	M.

		OCHANGO	Telecommunications System without a valid License	Courts	06/01/2025 for Return of Warrant and confirmation of compliance
18	CF E 109/2024 PCR 109/2024	ERICK MUSUMBI MWEU	Running a Telecommunications System without a valid License	Makueni Law courts	M. 16/12/2024 for sentencing
19	CF E443/2024 PCR 465/2024	DERRICK MAGHANGA MHUGHU	Running a Telecommunications System without a valid License	Voi Law Courts	M. 09/01/2025
20	CF E450/2024 PCR 461/2024	JOEL NICHOLAS NJORE	Running a Telecommunications System without a valid License	Voi Law Courts	M. 08/01/2025
21	CF E986/2024	MADOYA KEIZA KELVIN WANYAMA	Running a Telecommunications System without a valid License	Shanzu Law Courts	Hg on 19/02/2025
22	CF E1175/2024 PCR 6618/2024	DON INAGAI EKENYAN	Postal	Milimani Law Courts	Pretrial Conference on 20/01/2025
23	CF E1172/2024 PCR 6517/2024	KEN MUGENDI MBOGO	Postal	Milimani Law Courts	Pretrial Conference on 16/01/2025