



Broadcasting Decision CRTC 2007-359-1

Ottawa, 3 December 2007

Astral Media Radio (Toronto) Inc. and 4382072 Canada Inc., partners in a general partnership, carrying on business as Astral Media Radio G.P.

Erratum

1. The Commission hereby **corrects** Broadcasting Decision 2007-359, which was published on 28 September 2007, by replacing the appendices to that decision. The revised appendices are attached to this decision and include the following changes:
 - In Appendix 1, the call letters of two Toronto stations have been corrected to read “CKFM-FM, formerly CFMX-FM,” and “CKFM-DR-1, formerly CFMX-DR-1.”
 - In Appendix 2, the amounts allocated to the “Canadian Music Week – Canadian Radio Star Competition” have been revised to reflect the applicant’s commitments for years two through seven, and the total value of “Television tangible benefits – discretionary initiatives” has been corrected to read “\$1,666,850 to be paid over seven consecutive broadcast years.”
 - In Appendix 3, the call letters of CKFM-FM and CKFM-DR-1 have been corrected as in Appendix 1, and the call letters of a radio station in Kelowna have been corrected to read “CILK-FM Kelowna.” As well, CKSL London has been added to the stations subject to the condition of licence related to the broadcast of Canadian musical selections from Category 2 released before 1 January 1981.
2. There are no changes to Appendix 4.
3. Further, in the French-language version of Broadcasting Decision 2007-359, the Commission **corrects** all references to “Astral Media Radio G.P.” to read “Astral Media Radio s.e.n.c.”

Secretary General

Related document

- *Astral Media Radio (Toronto) Inc. and 4382072 Canada Inc., partners in a general partnership, carrying on business as Astral Media Radio G.P.,*
Broadcasting Decision CRTC 2007-359, 28 September 2007

This decision is to be appended to each licence. It is available in alternative format upon request, and may also be examined in PDF format or in HTML at the following Internet site: <http://www.crtc.gc.ca>

Appendix 1 to Broadcasting Decision CRTC 2007-359
Undertakings to be acquired as part of this transaction

Location	Call sign (rebroadcasting transmitter)
Quebec	
Montréal	CJFM-FM CHOM-FM CHOM-DR-1 CJAD
Ontario	
Toronto	CJEZ-FM CJEZ-DR-1 CKFM-FM, formerly CFMX-FM CKFM-DR-1, formerly CFMX-DR-1 CFRB (CFRX) CFRB-DR-2
Ottawa	CKQB-FM (CKQB-FM-1 Pembroke)
Hamilton	CKLH-FM CKOC CHAM
London	CIQM-FM CJBX-FM CJBK CKSL
St. Catharines	CHRE-FM CHTZ-FM CKTB
Pembroke	CHVR-FM
Manitoba	
Winnipeg	CKMM-FM
Selkirk	CFQX-FM
Brandon	CKX-FM CKXA-FM

Saskatchewan

Regina New FM (Broadcasting Decision CRTC 2007-156)

Alberta

Calgary CJAY-FM (CJAY-FM-1 Banff; CJAY-FM-3 Invermere, B.C.)
CIBK-FM
CKMX (CFVP)

St. Albert CFMG-FM

Edmonton CFBR-FM
CFRN

British Columbia

Vancouver CKZZ-FM
CKZZ-DR-1

Richmond CISL
CISL-DR-1

Kelowna CHSU-FM (CHSU-FM-1 Big White Mountain)
CILK-FM (CILC-FM Magna Bay; VF 2329, Big White Mountain)
CKFR

Vernon CICF-FM (CICF-FM-4 Armstrong/Enderby)

Summerland CHOR

Penticton CJMG-FM (CJMG-FM-2 Oliver)
CKOR

Princeton CIOR

Osoyoos CJOR (CJOR-FM Oliver)

Salmon Arm CKXR
CKXR-FM (CKXR-FM-1 Sorrento)

Golden CKGR (CKIR Invermere)

Revelstoke CKCR

Trail	CJAT-FM (CFKC Creston; NCS ¹ -FM-1 Castlegar; NCS-FM-2 Grand Forks)
Nelson	CKKC-FM (CKKC-FM-1 Crawford Bay; CKBS-FM Nakusp; CKZX-FM-1 Kaslo; CKZX-FM New Denver)
Dawson Creek	CJDC (CJDC-FM-1 Tumbler Ridge) CJDC-TV (CJDC-TV-1 Hudson's Hope; CJDC-TV-2 Bullhead Mountain)
Fort Nelson	CKRX-FM
Fort St. John	CKNL-FM CHRX-FM (CHRX-FM-1 Dawson Creek)
Terrace	CFTK CFTK-TV (CFTK-TV-1 Prince Rupert) CJFW-FM (CJFW-FM-1 Kitimat; CJFW-FM-2 Prince Rupert; CJFW-FM-3 Sandspit; CJFW-FM-4 Masset; CJFW-FM-5 Burns Lake, CJFW-FM-6 Smithers, CJFW-FM-7 Houston, CJFW-FM-8 Hazelton)
Kitimat	CKTK-FM
Prince Rupert	CHTK

¹ No call sign

Appendix 2 to Broadcasting Decision CRTC 2007-359

Radio tangible benefits – discretionary initiatives

Total value -- \$10,265,000 to be paid over seven consecutive broadcast years

Initiative	Amount	Description
Canadian Music Week – Canadian Radio Star Competition	\$225,000 in year one, and \$325,000 per year for the six subsequent years	Funding will support an expanded songwriter's seminar and the production of a promotional Radio Star CD.
Canadian Music Week – Indie Awards	\$150,000 per year for seven years	Funding will expand this awards gala through increased travel support for artists, creation of a half-hour radio special, and production and distribution of audio and video podcasts.
Canadian Music Week – TV production of the Canadian Radio Music Awards	\$115,000 per year for seven years	Funding for this award show will support the production of video and audio podcasts, and a TV documentary featuring live performances, videos and background. The TV production will be made available for licensing.
North by Northeast Buzz Band Tip Sheet	\$125,000 per year for seven years	Funding will be used to develop a dedicated Web site to provide music programmers with information on artists showcased at the North by Northeast festival.
Songwriters Association of Canada	\$150,000 per year for seven years	Funding will support: "Pro Demo Submissions," a Web site where songwriters can upload demonstration recordings; "Song Works," a songwriting workshop; "Songwriting Workshops – On Demand," on-line streaming of workshops; and "Songwriting in the Schools," to develop songwriters in elementary and secondary schools.

Canadian Songwriters' Hall of Fame	\$75,000 per year for seven years	Funding will expand the Hall of Fame's mandate to in-school education, underwrite a national songwriting heritage project, create a database and develop research initiatives.
Canadian Association of Recording Arts and Sciences (CARAS)	\$100,000 per year for seven years	Funding will support the MusiCan initiative, which funds school music programs.
Dixon Hall Music School	\$50,000 per year for seven years	Funding for music programs for underprivileged children.
ImagineNATIVE – The Beat	\$35,000 per year for seven years	Sponsorship of a special radio program based on lived performances at "The Beat," a concert at the ImagineNATIVE festival.
Astral Media Radio Artist Development Assistance Program	100,000 per year for seven years	Grants to individuals to develop spoken word programming. Applicants will require a recommendation from a professor or the program director of a campus or community radio station.
Astral Media Small Market Internship Program	\$100,000 per year for seven years	Funding for internships for young talent to work on-air in small market stations to broadcast spoken word programming.
National Aboriginal Achievement Foundation	\$300,000 for the first year, and \$50,000 per year for the six subsequent years	Contributions will fund the creation of a new classroom module on radio broadcasting to train Aboriginal post-secondary students.
Radio Infant	\$50,000 per year for seven years	Funding will be used to create two mobile production facilities, train producers to work with children, support research and create new radio programming.
To be determined	\$140,000 over seven years	To be determined

Television tangible benefits – discretionary initiatives
Total value -- \$1,666,850 to be paid over seven consecutive broadcast years

Initiative	Amount	Description
Local documentary programming for Dawson Creek and Terrace, BC	to be determined	Incremental local programming to better serve the communities in which the stations CJDC-TV and CFTK-TV are located. Programming could include daily interview programs and half-hour documentaries.
Astral Media Aboriginal Broadcast/Journalism Studies Scholarship and Internship Program	to be determined	Creation of a scholarship program for Aboriginal students from Northern BC and the Peace Regions to attend the BC Institute of Technology. The program would include funds to support tuition payments, accommodation and an internship within Astral Media's operations.
Astral Media Emerging Documentary Filmmakers Scholarship Program (with Hot Docs)	to be determined	Expansion of Hot Docs' existing professional and creative development programming aimed at emerging documentary filmmakers (with a focus on the Quebec and BC Regions).
Astral Media/ WIFT-T & Banff World Television Festival Mentorship Award	to be determined	This initiative, offered in conjunction with Women in Film and Television and the Banff World Television Festival, would provide two Canadian visible minority or Aboriginal producers with the opportunity prepare for the Banff Festival, through a bursary and mentorships.
Astral Media and National Theatre School of Canada – BC artist-in-residence program	to be determined	Funding to hire artists-in-residence to help train students.

Canadian Communications Foundation	\$20,000 per year for seven years	Funding to chronicle the history of broadcasting in Canada, including station-by-station histories for both radio and television.
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Appendix 3 to Broadcasting Decision CRTC 2007-359

Conditions of licence

Radio

General

1. The licensee shall, for seven consecutive broadcast years beginning with the 2007-2008 broadcast year, contribute:

- \$30,792,341 to the Radio Starmaker Fund, of which 20% will be distributed to Fonds RadioStar;
- \$20,528,227 to FACTOR, of which 10% will be distributed to MUSICACTION; and
- \$10,265,000 to Canadian content development initiatives according to the amendments to be proposed by the licensee and approved by the Commission.

All contributions made under this condition of licence shall be allocated to eligible parties and activities as defined in *Commercial Radio Policy 2006*, Broadcasting Public Notice CRTC 2006-158, 15 December 2006.

Conditions of licence for individual stations

Common conditions of licence applicable to the following AM and FM stations

CHOM-FM Montréal, CJFM-FM Montréal, CJAD Montréal, CJEZ-FM Toronto, CKFM-FM Toronto, CFRB Toronto, CKQB-FM Ottawa, CHAM Hamilton, CKOC Hamilton, CKLH-FM Hamilton, CIQM-FM London, CJBX-FM London, CKSL London, CJBK London, CHRE-FM St. Catharines, CHTZ-FM St. Catharines, CKTB St. Catharines, CHVR-FM Pembroke, CKMM-FM Winnipeg, CFQX-FM Selkirk, CKX-FM Brandon, CKXA-FM Brandon, CIBK-FM Calgary, CJAY-FM Calgary, CKMX Calgary, CFMG-FM St. Albert, CFBR-FM Edmonton, CFRN Edmonton, CKZZ-FM Vancouver, CISL Richmond, CHSU-FM Kelowna, CILK-FM Kelowna, CICF-FM Vernon, CKFR Kelowna, CKGR Golden, CHOR Summerland, CJMG-FM Penticton, CKOR Penticton, CJOR Osoyoos, CKCR Revelstoke, CJAT-FM Trail, CKKC-FM Nelson, CJDC Dawson Creek, CKRX-FM Fort Nelson, CKNL-FM Fort St. John, CHRX-FM Fort St. John, CKXR-FM Salmon Arm,² CKXR Salmon Arm, CFTK Terrace, CJFW-FM Terrace, CHTK Prince Rupert, CIOR Princeton and CKTK-FM Kitimat

² The Commission notes that, for the purpose of condition of licence number 9 set out in Public Notice 1999-137, CKXR-FM Salmon Arm operates in a single-station market.

1. The licence will be subject to the conditions set out in *New licence form for commercial radio stations*, Public Notice CRTC 1999-137, 24 August 1999, with the exception of condition of licence number 5.
2. The licensee shall make a basic annual contribution to Canadian content development (CCD). The amount of the contribution shall be determined in accordance with the policy set out in *Commercial Radio Policy 2006*, Broadcasting Public Notice CRTC 2006-158, 15 December 2006 (Public Notice 2006-158), as amended from time to time.

The licensee shall allocate 60% of this basic annual CCD contribution to FACTOR or to MUSICACTION.

The remainder of the annual basic contribution to CCD shall be allocated to parties and initiatives fulfilling the definition of eligible initiatives in Public Notice 2006-158.

This condition of licence shall expire upon the coming into force of the amendments to the Radio Regulations, 1986 relating to CCD.

Additional condition of licence for CJFM-FM Montréal and CJAD Montréal

- The licensee shall remit \$8,000 to MUSICACTION in each broadcast year as direct expenditures for Canadian content development.

Additional condition of licence for CKFM-FM Toronto

- The licensee is authorized to use Subsidiary Communications Multiplex Operation (SCMO) channels to distribute ethnic programming in the Chinese and Greek languages.

Additional condition of licence for CKLH-FM Hamilton

- The licensee is authorized to use a Subsidiary Communications Multiplex Operation (SCMO) channel to distribute ethnic programming in the German language.

Additional condition of licence for CKOC Hamilton, CKSL London, CKMX Calgary, CFRN Edmonton, and CISL Richmond

- The licensee shall, as an exception to the percentage of Canadian musical selections set out in sections 2.2(8) and 2.2(9) of the *Radio Regulations, 1986* (the Regulations), in any broadcast week where at least 90% of musical selections from content category 2 that it broadcasts are selections released before 1 January 1981:

- in that broadcast week, devote 30% or more of its musical selections from content category 2 to Canadian selections broadcast in their entirety; and
- between 6 a.m. and 6 p.m., in the period beginning on Monday of that week and ending on Friday of the same broadcast week, devote 30% or more of its musical selections from content category 2 to Canadian selections broadcast in their entirety.

The licensee shall specify, on the music lists it provides to the Commission, the year of release for all musical selections it broadcasts.

For purposes of this condition, the terms “broadcast week,” “content category” and “musical selection” shall have the meaning set out in section 2 of the Regulations.

Additional condition of licence for CKTB St. Catharines

- The licensee shall, as an exception to the percentage of Canadian musical selections set out in sections 2.2(8) and 2.2(9) of the *Radio Regulations, 1986* (the Regulations):
 - a) in those periods of category 2 music consisting exclusively of music composed before 1956, devote a weekly average of 2% or more of its musical selections from content category 2 broadcast during those periods to Canadian selections broadcast in their entirety. The licensee shall identify those programming periods and the dates of composition of the music selections broadcast during those periods when requested by the Commission.
 - b) in those periods of category 2 music consisting of 90% or more but not exclusively, of music composed before 1956, devote a weekly average of 10% or more of its musical selections from content category 2 broadcast during those periods to Canadian selections broadcast in their entirety. The licensee shall identify those programming periods and the dates of composition of the music selections broadcast during those periods when requested by the Commission.

For purposes of this condition, the terms “broadcast week,” “content category” and “musical selection” shall have the meaning set out in section 2 of the Regulations.

Additional conditions of licence for CIBK-FM Calgary

- The licensee shall, in any broadcast week, devote 40% or more of its musical selections from content category 2 to Canadian selections broadcast in their entirety.

- In the 2007/2008 and 2008/2009 broadcast years, the licensee shall make direct expenditures of at least \$660,000 per broadcast year on the following Canadian talent development (CTD) initiatives: Developing Urban Stars – \$390,000, Urbanet.com Web site – \$25,000, Carifest Festival – \$25,000, Prairie Music Week – \$25,000, FACTOR – \$100,000, Designated Group Fund – \$50,000, CTD coordinator \$45,000.

With respect to “Developing Urban Stars,” the Commission expects the licensee to adhere to its commitment to file an annual report containing detailed financial statements regarding its expenditures on each of the sub-initiatives it proposed to contribute to this larger CTD project.

Additional condition of licence for CILK-FM Kelowna

- Where the licensee broadcasts religious programming as defined in *Religious Broadcasting Policy*, Public Notice CRTC 1993-78, 3 June 1993, the licensee shall adhere to the guidelines set out in sections III B.2.a) and IV of that public notice with respect to the provision of balance and ethics in religious programming, as amended from time to time.

Additional condition of licence for CKXR Salmon Arm

- The licensee is authorized to simulcast the programming of CKXR-FM Salmon Arm on the AM station CKXR Salmon Arm until 27 February 2008.

Conditions of licence for the FM station in Regina awarded to Standard Radio Inc.
in *Licensing of new radio stations to serve Regina, Saskatchewan, and technical change for CJLR-FM La Ronge, Saskatchewan*, Broadcasting Decision CRTC 2007-156, 28 May 2007

1. The licence will be subject to the conditions set out in *New licence form for commercial radio stations*, Public Notice CRTC 1999-137, 24 August 1999, with the exception of condition of licence number 5.
2. The licensee shall, as an exception to the percentage of Canadian musical selections set out in sections 2.2(8) and 2.2(9) of the *Radio Regulations, 1986*, in any broadcast week:
 - a) devote, in that broadcast week, a minimum of 40% of its musical selections from content category 2 (Popular Music) to Canadian selections broadcast in their entirety; and
 - b) devote, between 6:00 a.m. and 6:00 p.m., in the period from Monday to Friday of the same broadcast week, 40% or more of its musical selections from content category 2 to Canadian selections broadcast in their entirety.

For the purposes of this condition, the terms “broadcast week,” “Canadian selection,” “content category” and “musical selection” shall have the same meaning as that set out in the *Radio Regulations, 1986*.

3. Upon commencement of operations, the licensee shall make direct expenditures of at least \$100,000 in each broadcast year for the development of Canadian content to eligible initiatives as defined in *Commercial Radio Policy 2006*, Broadcasting Public Notice CRTC 2006-158, 15 December 2006.

Conditions of licence for CHOM-DR-1 Montréal, CJEZ-DR-1 Toronto, CKFM-DR-1 Toronto, CFRB-DR-2 Toronto, CKZZ-DR-1 Vancouver, and CISL-DR-1 Richmond.

1. The licensee shall adhere to the conditions in effect under the licence issued to the AM or FM station to which the digital radio undertaking (DRU) is associated.
2. The licensee shall adhere to Parts 1 and 1.1 of the *Radio Regulations, 1986*.
3. The licensee is relieved of the requirement set out in section 10.1 of the *Radio Regulations, 1986* to own and operate its transmitter.
4. The licensee shall not use the ancillary capacity of the digital radio signal to provide services that constitute programming under the *Broadcasting Act*, unless otherwise authorized by the Commission.
5. The licensee shall use no more than 20% of the digital capacity of the 1.5 MHz channel specified for use by the geographic grouping of broadcasters to which the undertaking belongs.
6. The digital radio signal broadcast by the transitional DRU associated with the AM undertaking shall be broadcast from a single primary digital radio transmitter. The transmitter shall be located so as to ensure that the resulting digital radio coverage area does not exceed the lesser of:
 - a) the licensee’s corresponding daytime AM coverage area; that is, the 0.5 millivolt per metre coverage area, or
 - b) the digital service area allotted to the licensee under the Department of Industry’s spectrum allocation plan.
7. The licensee shall have full control over the transmission of its programming, regardless of the ownership of the transmission facilities that it uses.

Television

General

1. The licensee shall adhere to the revised tangible benefits plan to be proposed by Astral and approved by the Commission. This revised plan shall include funding for incremental priority documentary and local programming, local Aboriginal training, as well as grants for social initiatives targeting training programs.

Conditions of licence for CJDC-TV Dawson Creek and CFTK-TV Terrace

1. The licensee shall operate this broadcasting undertaking as an affiliate of the English-language television network operated by the Canadian Broadcasting Corporation.
2. The licensee shall provide closed captioning for all news programs and not less than 90% of all programs aired during the broadcast day, beginning not later than 1 September 2009.

Appendix 4 to Broadcasting Decision CRTC 2007-359

Conditions of approval

1. The applicant shall file, within 30 days of the date of this decision, a set of guidelines for Commission approval to determine whether spoken word programming produced through the Astral Media Radio Artist Development Program and the Astral Media Small Market Internship Program initiatives is incremental to such programming already produced by Astral radio stations.
2. The applicant shall file, within 30 days of the date of this decision, a revised tangible benefits plan wherein the \$140,000 originally directed to the Canadian Communications Foundation as a part of Astral's proposed radio tangible benefits is redirected to its tangible benefits expenditures associated with the acquisition of Standard's television assets. Astral shall also file a plan for the allocation of the now remaining \$140,000 to radio-associated tangible benefits to be adopted subject to Commission approval, as well as revised amounts to be allocated to each of its proposed television-related benefits initiatives, as identified in Appendix 2 of this decision.
3. The applicant shall file, within 30 days of the date of this decision, the amount of original local programming and the expenditures on original local programming for the past three years for CFTK-TV Terrace and CJDC-TV Dawson, respectively.