



Broadcasting Notice of Consultation CRTC 2012-370

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Ottawa, 10 July 2012

Notice of hearing

10 September 2012

Montréal, Quebec

Deadline for submission of interventions/comments/answers: 9 August 2012

[\[Submit an intervention/comment/answer or view related documents\]](#)

The Commission will hold a hearing commencing on **10 September 2012 at 9:00 a.m. at the Palais de congrès de Montréal, 1001 place Jean-Paul-Riopelle, Montréal, Quebec**, to consider the following applications:

Applicant/Licensee and Locality

1. **BCE Inc., on behalf of Astral Media inc.**
Various locations
Application 2012-0516-2
2. **Bell Media Inc. and 7550413 Canada Inc., partners in a general partnership carrying on business as Bell Media Canada Radio Partnership**
Montréal, Quebec
Application 2012-0573-2
3. **BCE Inc., on behalf of certain of its licensed broadcasting subsidiaries**
Various locations
Applications 2012-0701-9 and 2012-0736-6
4. **BCE Inc., on behalf of Astral Media inc. and certain of its licensed broadcasting subsidiaries**
Various locations
Application 2012-0735-8
5. **7954689 Canada Inc.**
Montréal, Quebec
Application 2012-0748-1
6. **Fight Media Inc.**
Across Canada
Application 2012-0420-6

7. **L S Movie Channel Limited**
Across Canada
Application 2012-0426-3
8. **HGTV Canada Inc.**
Across Canada
Application 2012-0482-5
9. **Paul Girouard, on behalf of a corporation to be incorporated**
Across Canada
Application 2012-0523-7
10. **Paul Girouard, on behalf of a corporation to be incorporated**
Across Canada
Application 2012-0524-5
11. **Paul Girouard, on behalf of a corporation to be incorporated**
Across Canada
Application 2012-0525-3
12. **Paul Girouard, on behalf of a corporation to be incorporated**
Across Canada
Application 2012-0526-1
13. **Paul Girouard, on behalf of a corporation to be incorporated**
Across Canada
Application 2012-0527-9
14. **8045313 Canada Inc.**
St. Catharines and Niagara Region, Ontario
Application 2012-0369-5
15. **Canadian Broadcasting Corporation**
Yellowknife, Fort Providence, Fort Resolution, Fort Simpson, Fort Smith,
Hay River, Rae-Edzo and Wrigley, Northwest Territories and Fort Chipewyan,
Alberta
Application 2012-0596-4
16. **Novus Entertainment Inc.**
Metro Vancouver, British Columbia
Application 2012-0528-7
17. **Vista Radio Ltd.**
Niagara Falls, Elliot Lake, St. Catharines, Iroquois Falls, Timmins, Kapuskasing,
Bancroft, Stratford, Fort Erie, Parry Sound, Huntsville, Bracebridge, Sturgeon Falls,
Cochrane, Hearst, Haldimand, North Bay, Haliburton, Espanola, Bolton, Caledon,
Barry's Bay, Kemptville and Prescott, Ontario
Application 2012-0497-4

18. Hollywood Suite Inc. on behalf of a corporation to be incorporated

Across Canada
Application 2012-0668-1

19. RNC MÉDIA Inc.

Montréal, Quebec
Application 2011-1650-0

Preamble**Items 1 to 4**

The Commission received an application by BCE Inc. (BCE), on behalf of Astral Media inc. (Astral) and its licensed broadcasting subsidiaries, for authority to change the effective control of Astral's broadcasting undertakings so that it is exercised by BCE (the proposed transaction).

Subject to Commission approval, the closing of the proposed transaction would be preceded by multi-step corporate reorganizations within both BCE and Astral, for tax planning purposes and in order to facilitate the closing and the possible divestiture of certain assets.

To that end, the Commission has received applications by BCE to effect a multi-step corporate reorganization involving the transfer of assets of certain broadcasting undertakings to new entities to be established and controlled by BCE.

In addition the Commission received an application by BCE on behalf of Astral to effect a corporate reorganization within Astral involving the transfer of the assets of certain of its broadcasting undertakings to new corporations to be incorporated and wholly owned by the current licensees.

Finally, the Commission has received an application by Bell Media Inc. and 7550413 Canada Inc., partners in a general partnership carrying on business as Bell Media Canada Radio Partnership, for authorization to convert the English-language AM radio station CKGM Montréal to a French-language AM radio station.

Items 3 to 19

The Commission intends to consider, subject to interventions, items 3 to 19 during the non appearing phase of the hearing.

In accordance with section 35(1)(a) of the *Canadian Radio-Television and Telecommunications Commission Rules of Practice and Procedure, SOR/2010-277*, the applicants and licensees are required to post the present notice of consultation or an electronic link to it on a page of their respective websites that is accessible from the home page by no later than 5 calendar days from the date of the present notice. It must remain there until the intervention deadline for this proceeding.

1. **BCE Inc., on behalf of Astral Media inc.**

Various locations

Application 2012-0516-2

Application by **BCE Inc.**, (BCE) **on behalf of Astral Media inc.** (Astral) for authority to change the effective control of Astral, and its licensed broadcasting subsidiaries, so that it is exercised by BCE. The transaction will be carried out by the acquisition of all outstanding shares of Astral by BCE and BCE Subco, a wholly owned subsidiary to be incorporated.

Pursuant to the terms of the Arrangement Agreement, Astral's shareholders may elect to transfer their Astral shares to a newly incorporated corporation (Holdco) in exchange for shares of Holdco, whose shares will be sold to BCE for the same consideration as would otherwise be received on the direct sale of Astral shares (the Holdco Alternative).

Shareholders have until closing of the transaction to choose the Holdco Alternative which, in certain circumstances, may require the Commission's prior approval.

Immediately following the closing of the transaction, BCE will transfer all of its Astral shares and all shares in BCE Subco to Bell Canada, who will in turn transfer them to Bell Media Inc. (Bell Media).

Finally, Bell Media will amalgamate with BCE Subco, with Astral and with Astral's wholly owned subsidiaries: Astral Broadcasting Group Inc. and its subsidiaries MusiquePlus Inc. and the Family Channel Inc.; and Astral Media Radio inc. and its subsidiaries Astral Media Radio (Toronto) Inc. and Astral Media Radio Atlantic Inc. to continue as Bell Media.

In its application, BCE indicated that 4382072 Canada Inc., partner in Astral Media Radio G.P. (Astral GP), may also be amalgamated into Bell Media. In the event that this occurs, Astral GP would be dissolved which would require an application by Bell Media application seeking authority to acquire the assets of the undertakings currently under Astral GP.

Bell Media is controlled by Bell Canada. Bell Canada is a wholly owned subsidiary of BCE, a public corporation controlled by its board of directors.

The transfer of Astral's shares and change of its effective control will occur pursuant to the terms of the Arrangement Agreement dated 16 March 2012.

Considering the size and scope of the proposed transaction, the Commission may discuss, among other things, the following:

Ownership

In the context of the proposed consolidation involving BCE, a significant Canadian communications company with subsidiaries in broadcasting and in telecommunications, and Astral, a leading Canadian broadcasting company, the Commission may wish to discuss the potential impact on the market, and examine various ownership related issues.

Diversity of Voices

In *Diversity of voices* – Regulatory policy, Broadcasting Public Notice CRTC 2008-4, 15 January 2008, the Commission established that, as a general rule, it would not approve applications for a change in effective control that would result in the control, by one person, of a dominant position in the delivery of television services to Canadians that would impact on the diversity of programming available to television audiences. The Commission also stated that transactions resulting in one person controlling less than 35% of the total television audience share would be processed expeditiously, whereas it would carefully examine transactions where one person controlled between 35% and 45% of the total television audience share.

BCE submitted that its application should present no concern to the Commission since the combined television audience share of Bell Media and Astral (including non-Canadian services) in both the French- and English-language markets would fall below the 35% threshold used by the Commission to process transactions expeditiously.

Common Ownership Policy

In the context of the proposed transaction, the Commission may wish to discuss the compliance of the proposed transaction with the Common Ownership Policy particularly in the markets of Vancouver, Calgary, Winnipeg, Toronto, Ottawa-Gatineau and Montréal.

BCE submitted that it will divest a total of ten stations in Vancouver, Calgary, Winnipeg, Toronto, and Ottawa-Gatineau, and convert CKGM Montréal into a French-language radio service in order to comply with the common ownership policy.

Value of the transaction

The Commission may wish to discuss the value of the transaction, the valuation methodology applied to the assets and how the value has been allocated between the various broadcasting undertakings.

BCE submitted that the total value of the transaction is \$3.38 billion including an equity value of \$3 billion and \$380 million in net debt. BCE also stated that the total value of the broadcasting assets subject to tangible benefits is \$2.406 billion.

Proposed benefits package

Under the Commission's tangible benefits policy, applicants are required to propose tangible benefits amounting to at least 10% of the value of the transaction for all conventional and specialty television assets and 6% of the value of the transaction for all radio assets.

The Commission, in applying its benefits test, has been consistent and rigorous in requiring that (1) expenditures proposed as tangible benefits be truly incremental; (2) such expenditures be directed to projects and initiatives that would not be undertaken or realized in the absence of the transaction; and (3) applicants demonstrate that expenditures proposed as tangible benefits flow predominantly to third parties, such as independent producers.

BCE proposed a tangible benefits package in the amount of \$139.3 million for television, representing 10% of the value of television undertakings (\$1.393 billion), and of \$60.8 million for radio, representing 6% of the value of the radio undertakings (\$1.013 billion). However, BCE indicated that the value of radio tangible benefits will be adjusted based on the divestiture of certain radio stations for the purposes of compliance with the Common Ownership Policy.

The Commission notes that BCE intends to file additional information relating to the divestiture and its effect on the value of the transaction and associated tangible benefits either before or during the public hearing into this application.

The Commission also notes that BCE proposed to spend the television tangible benefits over a period of ten years, whereas its proposed radio benefits would be spent over a period of seven years.

The Commission further notes that details associated with one of BCE's proposed television tangible benefits initiatives, referred to as "Supporting Broadcasting's Digital Future," have been filed by BCE's wholly owned subsidiary Northwestel Inc., as part of a modernization plan that Northwestel was directed to file pursuant to *Northwestel Inc. – Review of regulatory framework*, Telecom Regulatory Policy CRTC 2011-771, 14 December 2011. Therefore, the Commission encourages interveners to consult the submission, which is part of the public record for this application.

As part of the public hearing, the Commission may wish to discuss the proposed benefits package in terms of incrementality, acceptability, and could request alternative proposals with respect to any benefits that may be found to be unacceptable to the Commission.

As it pertains to radio, Bell proposes to distribute the tangible benefits as follows:

- 3% to the Radio Starmaker Fund or Fonds Radiostar;
- 1.5% to FACTOR or MUSICACTION;
- 1% to Canadian content development initiatives, at the discretion of the purchaser; and
- 0.5% to the Community Radio Fund of Canada.

The Commission may wish to discuss the allocation mechanisms of the discretionary portion of the proposed tangible benefits package or the types of initiatives to be supported, as well as the acceptability and compliance of the package with *Commercial Radio Policy 2006*, Broadcasting Public Notice CRTC 2006-158, 15 December 2006.

Other issues pertaining to radio

BCE proposes to acquire 83 radio programming undertakings as well as several rebroadcasting transmitters.

Programming

The Commission may wish to discuss the manner in which the present transaction may affect the strategic programming direction and content of the stations to be acquired. This discussion could address subjects including operational synergies in major markets, and levels of local, network and non-Canadian programming.

Digital radio

The Commission acknowledges that neither BCE nor Astral currently operates a digital radio programming undertaking. However, the Commission may wish to address BCE's plans with respect to digital radio, in the event that digital radio was to emerge in the Canadian broadcasting system.

Apparent non-compliance

The Commission notes that Astral Media Radio inc., Astral Media Radio Atlantic Inc. and Astral GP may have failed to comply with certain conditions of licence regarding contributions to Canadian content development (CCD) and with the following sections of the *Radio Regulations, 1986*:

- Section 15, regarding contributions to CCD;
- Section 9(2), regarding the filing of annual returns;
- Sections 2.2(5) and 2.2(10), regarding the broadcast of French-language vocal music; and,
- Sections 2.2(8) and 2.2(9), regarding the broadcast of Canadian musical selections.

A detailed breakdown of each instance of apparent non-compliance, for each broadcast year and for each station is included in the public file.

The Commission intends to discuss Bell's plans to ensure that the stations it is acquiring control of are in compliance in the future. The Commission will address the licence renewal of certain stations in a separate process, as set out below.

Licence renewal for certain undertakings

The Commission notes that it has received applications by Astral Media Radio inc., Astral Media Radio Atlantic Inc. and Astral Media Radio GP to renew the broadcasting licences for a number of radio programming undertakings that were set to expire on 31 August 2011 but were administratively renewed until 31 August 2012. These applications are set out in *Notice of Applications Received*, Broadcasting Notice of Consultation CRTC 2012-372, also issued today. In addition, in *Administrative Renewals*, Broadcasting Decision CRTC 2012-371, also published today, the Commission again administratively renewed the licences for the stations listed in the above-noted notice of consultation in order to allow for the treatment of the applications set out in this notice and the possible divestiture of certain radio stations.

Additional information may be placed on the public record as it becomes available. The Commission encourages interested parties to monitor the public record and the Commission's web site for additional information that they may find useful when preparing their comments.

Applicant's address:

160 Elgin Street, 19th Floor

Ottawa, Ontario

K2P 2C4

Fax: 613-560-0472

Email: bell.regulatory@bell.ca

Website to view application:

http://www.bell.ca/Regulatory_CRTC_hearings/Bell_applications.tab

2. **Bell Media Inc. and 7550413 Canada Inc., partners in a general partnership carrying on business as Bell Media Canada Radio Partnership**
Montréal, Quebec
Application 2012-0573-2

Application by **Bell Media Inc. and 7550413 Canada Inc., partners in a general partnership carrying on business as Bell Media Canada Radio Partnership** (Bell), for a broadcasting licence to operate a French-language AM commercial radio programming undertaking in Montréal in order to replace its English-language AM commercial radio programming undertaking CKGM Montréal.

The proposed station would operate according to the technical parameters approved in *AM radio stations in Montréal*, Broadcasting Decision CRTC 2011-721, 21 November 2011 (Broadcasting Decision 2011-721). More specifically, the station would operate at 690 kHz (class A) with a transmitter power of 50,000 watts day-time and night-time.

Bell states that it will continue to abide by CKGM's current requirements regarding Canadian content development.

Bell proposes a sports talk format targeting francophone males aged 18 to 54 to be known as RDS Radio. Bell states that the station would respond to the strong demand for sports programming recently created by the loss of CKAC's all-sports format, and would repatriate the lost francophone male 18-54 tuning and advertising revenue to the French-language radio market. Bell added that the service would be complementary, rather than directly competitive, with existing Montréal radio stations.

Bell notes that this application should be read together with application 2012-0516-2 by BCE Inc. (BCE) on behalf of Astral Media inc. (Astral) for authority to change the effective control of Astral, and its licensed broadcasting subsidiaries so that it is exercised by BCE. Bell added that the conversion of CKGM from the English to the French language addresses its compliance with the Commission's Common Ownership Policy in the Montréal radio market, as set out in *Revised guidelines for the application of the Common Ownership Policy for Radio*, Broadcasting Information Bulletin CRTC 2010-341, 4 June 2010.

The Commission notes that in Broadcasting Decision 2011-721, it approved an application by Bell to amend the broadcasting licence for CKGM in order to change the frequency from 990 kHz to 690 kHz. The Commission stated that Bell's service to Montréal's English-language community represented the best possible use of the frequency.

The Commission will therefore examine Bell's proposal to fundamentally change the nature of its radio service from the English to the French language and the impact this change may have on the Montréal radio market. The Commission will also examine Bell's proposal in the context of its compliance with the Common Ownership Policy in that radio market.

The Commission intends to inquire into these matters at the hearing and in the context of the application by BCE to acquire control of Astral.

Applicant's address:

299 Queen Street West
Toronto, Ontario
M5V 2Z5

Fax: 416-384-4580

Email: david.spodek@bellmedia.ca

Website to view application: www.bellmedia.ca/about/Media_RegulatoryAffairs.page

E-mail to request electronic version of application: david.spodek@bellmedia.ca

3. **BCE Inc., on behalf of certain of its licensed broadcasting subsidiaries**
Various locations
Applications 2012-0701-9 and 2012-0736-6

Application by **BCE Inc., (BCE) on behalf of certain of its licensed broadcasting subsidiaries**, to effect a multi-step corporate reorganization involving the transfer of the assets of 33 Bell Media radio stations to seven new partnerships or corporations, requiring the issuance of new broadcasting licences.

The radio undertakings are currently licensed to Bell Media Inc. (Bell Media) and 7550413 Canada Inc. (OldSub), carrying on business as seven distinct general partnerships (the Seven Old Partnerships). Bell Media, the managing partner holding 99.99% of the voting interest in the Seven Old Partnerships, is wholly owned by Bell Canada and controlled by BCE. OldSub, the other partner holding the remaining 0.01% of the voting interest in the Seven Old Partnerships, is wholly owned by Bell Media and is controlled by BCE.

The Seven Old Partnerships and their undertakings are included in Table 1 below.

Following this corporate reorganization, control of the undertakings will continue to be exercised by BCE.

The transaction will take place through the two steps below, each of them requiring Commission approval and the issuance of new broadcasting licences.

Application 2012-0701-9

- incorporation of NewSub, a wholly owned subsidiary of OldSub; and
- creation of seven new partnerships whose respective partners will be one of the Seven Old Partnerships holding 99.9999% and NewSub holding 0.0001% (the Seven New Partnerships)

Up to 12 undertakings, marked in bold in Table 1 below, may be transferred to newly incorporated corporations (NewCos), rather than to the Seven New Partnerships.

- the incorporation of up to 12 NewCos, to be wholly owned by five of the Seven Old Partnerships; and
- the transfer, to the NewCos or to the Seven New Partnerships, of the radio assets from the Seven Old Partnerships.

This application requires the issuance of new broadcasting licences to either the Seven New Partnerships, or to the NewCos, under the same terms and conditions as those in the current licences.

Application 2012-0736-6

Dissolution of the Seven Old Partnerships, with an undivided interest in the Seven Old Partnerships' assets – 99.9999% interest in the Seven New Partnerships and sole ownership of up to 12 NewCos – distributed up to the partners of the Seven Old Partnerships, Bell Media and OldSub. OldSub will then be amalgamated into Bell Media and will continue as Bell Media.

Following this corporate reorganization, control of the radio undertakings will continue to be exercised by BCE.

BCE is requesting new broadcasting licences for at least 21 of the radio undertakings, which will be issued to the partners in the Seven New Partnerships, Bell Media and NewSub, carrying on business as seven distinct general partnerships, under the same terms and conditions as those in the current licences.

Applicant's address:

1 Carrefour Alexander-Graham-Bell
Tower A, 8th Floor
Verdun, Quebec
H3E 3B3
Fax: 613-560-0472

Email: bell.regulatory@bell.ca

Website to view application: www.bell.ca/Regulatory_CRTC_hearings/Bell_applications.tab

Table 1

Partnership	Undertakings
Bell Media Windsor Radio Partnership	CIDR-FM Windsor CIMX-FM Windsor CKLW Windsor CKWW Windsor
Bell Media Ottawa Radio Partnership	CFRA Ottawa CFGO Ottawa CJMJ-FM Ottawa CKKL-FM Ottawa
Bell Media Canada Radio Partnership	CJCH-FM Halifax CIOO-FM Halifax CKGM Montréal CFCA-FM Kitchener CKKW-FM Kitchener CFRW Winnipeg CFWM Winnipeg CHIQ-FM Winnipeg
Bell Media Calgary Radio Partnership	CKCE-FM Calgary
Bell Media Ontario Regional Radio Partnership	CFJR-FM Brockville CFLY-FM Kingston CJPT-FM Brockville CKLC-FM Kingston CKLY-FM Lindsay CKPT-FM Peterborough CKQM-FM Peterborough
Bell Media Toronto Radio Partnership	CFXJ-FM Toronto CHUM Toronto CHUM-FM Toronto

Bell Media British Columbia Radio Partnership	CFAX Victoria CFBT-FM Vancouver CFTE Vancouver CHBE-FM Victoria CHQM-FM Vancouver CKST Vancouver
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4. **BCE Inc., on behalf of Astral Media inc. and certain of its licensed broadcasting subsidiaries**

Various locations

Application 2012-0735-8

Application by **BCE Inc.**, (BCE) **on behalf of Astral Media inc.** (Astral) **and certain of its licensed broadcasting subsidiaries**, to effect a corporate reorganization involving the transfer of the assets of certain broadcasting undertakings to companies to be incorporated, requiring the issuance of new broadcasting licences.

The reorganization involves two sets of broadcasting undertakings: 12 radio stations and 13 specialty services.

The radio stations involved in this reorganization are CHHR-FM Vancouver and CJOT-FM Ottawa/Gatineau, currently licensed to Astral Media Radio inc. (Astral Media Radio) as well as 10 undertakings, listed in Table 2 below, that are licensed to Astral Media Radio (Toronto) Inc. and 4382072 Canada Inc., partners in a general partnership carrying on business as Astral Media Radio G.P. (Astral GP).

The 13 specialty services, listed in Table 3 below, are currently licensed to MusiquePlus inc., The Family Channel Inc. and Astral Broadcasting Group Inc.

The proposed reorganization will be effected as follows:

- Astral Media Radio will incorporate two new wholly owned subsidiaries (Subcos);
- Astral GP will incorporate 10 new Subcos;
- the specialty service licensees listed in Table 3 will incorporate 13 new wholly owned subsidiaries (Newcos);
- the assets of CHHR-FM and CJOT-FM will be transferred to the Subcos under Astral Media Radio;
- the assets of 10 radio undertaking currently under Astral GP will be transferred to Subcos, as indicated in Table 2 below; and

- the assets of each specialty service will be transferred to a Newco, as indicated in Table 3 below.

Following this corporate reorganization, control of the undertakings will continue to be exercised by Astral.

This transaction requires the issuance of new broadcasting licences. BCE is requesting, on behalf of Astral, the issuance of new broadcasting licences to the Subcos and Newcos, under the same terms and conditions as those in the current licences.

Applicant's address:

1 Carrefour Alexander-Graham-Bell

Tower A, 8th Floor

Verdun, Quebec

H3E 3B3

Fax: 613-560-0472

Email: bell.regulatory@bell.ca

Website to view application: www.bell.ca/Regulatory_CRTC_hearings/Bell_applications.tab

Table 2

Undertaking	New Subsidiary
CISL Richmond	CISL Subco
CKZZ-FM Vancouver	CKZZ-FM Subco
CIBK-FM Calgary	CIBK-FM Subco
CJAY-FM Calgary	CJAY-FM Subco
CFQX-FM Selkirk	CFQX-FM Subco
CKMM-FM Winnipeg	CKMM-FM Subco
CHBM-FM Toronto	CHBM-FM Subco
CKFM-FM Toronto	CKFM-FM Subco
CKQB-FM Ottawa	CKQB-FM Subco
CJAD Montréal	CJAD Subco

Table 3

Current Licensee	New Licensee	Undertaking
MusiquePlus Inc.	MusiquePlus Subco	MusiquePlus
MusiquePlus Inc.	MusiMax Subco	MusiMax
The Family Channel Inc.	Family Channel Subco	Family Channel
The Family Channel Inc.	Disney XD Subco	Disney XD
Astral Broadcasting Group Inc.	MPix Subco	MPix
Astral Broadcasting Group Inc.	The Movie Network Subco	The Movie Network
Astral Broadcasting Group Inc.	Canal D Subco	Canal D
Astral Broadcasting Group Inc.	Canal Vie Subco	Canal Vie
Astral Broadcasting Group Inc.	Super Écran Subco	Super Écran
Astral Broadcasting Group Inc.	VRAK.TV Subco	VRAK.TV
Astral Broadcasting Group Inc.	Ztélé Subco	Ztélé
Astral Broadcasting Group Inc.	CINÉPOP Subco	CINÉPOP
Astral Broadcasting Group Inc.	Disney Junior Subco	Disney Junior

5. **7954689 Canada Inc.**
 Montréal, Quebec
 Application 2012-0748-1

Application by **7954689 Canada Inc.** (7954689 Canada) for a broadcasting licence to operate an English-language AM commercial radio programming undertaking in Montréal.

The proposed station would operate at 600 kHz (class B) with a transmitter power of 10,000 watts day-time and 5,000 watts night-time.

The applicant proposes a spoken word format consisting of news, public affairs, debates and call-in programs intended to English-language listeners from the Greater Montréal region.

The Commission notes that this application follows *AM radio stations in Montréal*, Broadcasting Decision CRTC 2011-721, 21 November 2011, in which the Commission denied an application by 7954689 Canada for a broadcasting licence to operate an English-language AM radio station. The Commission added that if 7954689 Canada wished to pursue its proposal by using an alternative frequency, it may submit a new application. The Commission will examine and consider the present application on its own merits.

The Commission may withdraw this application from the public hearing if it is not advised by the Department of Industry, at least twenty days prior to the hearing, that the application is technically acceptable.

Applicant's address:

6322 Jean-Talon Street East
 Montréal, Quebec
 H1M 1S8

Fax: 416-640-3009

Email: ahamilton@casselsbrock.com

Email to request electronic version of application: ntetrault@tpmedia.ca

6. **Fight Media Inc.**
 Across Canada
 Application 2012-0420-6

Application by **Fight Media Inc.** for a broadcasting licence to operate a national, English language Specialty Category B service to be known as The League – Fantasy Sports TV.

The applicant states that the programming will be devoted to fantasy sports allowing viewers to act as owners and assume all the responsibilities associated with operating real sports franchises. Viewers will be able to create, monitor, trade and discuss players on their teams with others playing fantasy sports.

The applicant states that the flagship shows would be devoted to studio call-in and talk shows hosted by anchors providing viewers with the opportunity to call-in and to discuss and seek advice on their fantasy picks and drafts. Viewers would be provided with multi-screen, real-time fantasy statistics and fantasy pool standings and rankings. Studio shows would take place prior to and after live events so that the information being providing is timely and relevant.

The applicant proposes to offer programming from the following program categories set out in Item 6 of Schedule I to the *Specialty Services Regulations, 1990*, as amended from time to time: 1, 2(a), 2(b), 3, 5(b), 6(a), 6(b), 7(a), 7(c), 7(d), 7(e), 8(b), 10, 11(a), 11(b), 12, 13 and 14.

The applicant confirmed that it will adhere to the conditions set out in Appendix 1 to *Standard conditions of licence, expectations and encouragements for Category B pay and specialty services – Corrected Appendices 1 and 2*, Broadcasting Regulatory Policy CRTC 2010-786-1, 18 July 2011.

The applicant proposes the following conditions of licence:

- No more than 10% of all programming broadcast during the broadcast month shall be drawn from each of program categories 2(b), 7(a), 7(d), 7(e) and 8(b).
- No more than 10% of all programming broadcast during the broadcast month shall be drawn from program category 6(a).

Applicant's address:

2844 Dundas Street West
 Toronto, Ontario
 M6P 1Y7

Fax: 647-343-4173

Email: anthony@fightnetwork.com

Email to request electronic version of application: anthony@fightnetwork.com

7. **L S Movie Channel Limited**

Across Canada

Application 2012-0426-3

Application by **L S Movie Channel Limited** for a broadcasting licence to operate a national, general interest, third-language specialty Category B service to be known as LS Times 2.

The applicant proposes to offer programming that would focus on feature films from China and Taiwan with a mix of popular films from Hong Kong, Japan, South Korea and other Asian countries. The service would also include news programming, television series, game shows and general entertainment shows.

The applicant proposes to offer programming from the following program categories set out in Item 6 of Schedule I to the *Specialty Services Regulations, 1990*, as amended from time to time: 1, 2(a), 2(b), 3, 4, 6(a), 6(b), 7(a), 7(b), 7(c), 7(d), 7(e), 7(f), 7(g), 8(a), 8(b), 8(c), 9, 10, 11(a), 11(b), 12, 13 and 14.

The applicant confirmed that it will adhere to the conditions set out in Appendix 1 to *Standard conditions of licence, expectations and encouragements for Category B pay and specialty services – Corrected Appendices 1 and 2*, Broadcasting Regulatory Policy CRTC 2010-786-1, 18 July 2011.

In addition, the applicant proposes the following conditions of licence:

- No more than 30% of all programming broadcast during the broadcast week shall be drawn from program category 1.
- No more than 50% of all programming broadcast during the broadcast week shall be drawn from program categories 7, 9, 10 and 11(a) combined.
- Not less than 40% of all programming broadcast during the broadcast week shall consist of movies from Asia.
- Not less than 70% of all programming broadcast during the broadcast week shall be in the Mandarin language.
- No more than 30% of all programming broadcast during the broadcast week shall be in Cantonese, Japanese, Korean, Thai, Vietnamese and other East-Asian languages.
- No more than 10% of all programming broadcast during the broadcast week shall be in the English and/or the French language.

Applicant's address:

1155-4871 Shell Road
 Richmond, British Columbia
 V6X 3Z6

Fax: 604-231-1669

Email: info@longshong.com

Email to request electronic version of application: shirl@longshong.com

8. **HGTV Canada Inc.**
 Across Canada
 Application 2012-0482-5

Application by **HGTV Canada Inc.**, for a broadcasting licence to operate a national, English-language specialty Category B service to be known as Quest.

The applicant proposes to offer a service devoted to science and technology, nature and the environment, adventure, animal behaviour, pet care, wildlife, travel and world cultures.

The applicant proposes to offer programming from the following program categories set out in Item 6 of Schedule I to the *Specialty Services Regulations, 1990*, as amended from time to time: 1, 2(a), 2(b), 3, 5(a), 5(b), 7(a), 7(b), 7(c), 7(d), 7(e), 7(f), 7(g), 10, 11(a), 11(b), 12, 13 and 14.

The applicant confirmed that it will adhere to the conditions set out in Appendix 1 to *Standard conditions of licence, expectations and encouragements for Category B pay and specialty services – Corrected Appendices 1 and 2*, Broadcasting Regulatory Policy CRTC 2010-786-1, 18 July 2011.

In addition, the applicant proposes the following condition of licence:

- No more than 15% of all programming broadcast during each broadcast week shall be drawn from program category 7.

The applicant is seeking authority to offer both a standard and high definition version of the proposed service.

Applicant's address:

181 Bay Street
 Suite 4210
 Toronto, Ontario
 M5J 2T3

Fax: 647-776-2801

Email: monica.chohan@cjrb.ca

Email to request electronic version of application: monica.chohan@cjrb.ca

9. **Paul Girouard, on behalf of a corporation to be incorporated**
 Across Canada
 Application 2012-0523-7

Application by **Paul Girouard, on behalf of a corporation to be incorporated**, for a broadcasting licence to operate a national, English-language specialty Category B service to be known as Hockey TV.

The applicant proposes to offer programming that would be devoted exclusively to all aspects of the game of hockey including hockey news, coverage of professional and amateur games, analysis and interpretation of hockey news and events, hockey-related documentaries, the replaying of classic games, interviews, magazine shows and training instructional programming.

The applicant also proposes to offer programming from the following program categories, as set out in Item 6 of Schedule I to the *Specialty Services Regulations, 1990*, as amended from time to time: 1, 2(a), 2(b), 3, 5(b), 6(a), 6(b), 7(a), 7(b), 7(c), 7(d), 7(e), 7(f), 7(g), 9, 10, 11(a), 11(b), 12, 13 and 14.

The applicant states that it would commit to a condition of licence stating that not more than 10% of all programming broadcast during the broadcast month would be devoted to programming drawn from each of program categories 2(b) and 7 and that it will not air any live coverage of National Hockey League games.

The applicant confirmed that it will adhere to the conditions set out in Appendix 1 to *Standard conditions of licence, expectations and encouragements for Category B pay and specialty services – Corrected Appendices 1 and 2*, Broadcasting Regulatory Policy CRTC 2010-786-1, 18 July 2011.

Applicant's address:

333 Berwick Drive
Beaconsfield, Quebec
H9W 1B8

Email: dgaudet@stratmediaent.ca

Email to request electronic version of application: dgaudet@stratmediaent.ca

10. **Paul Girouard, on behalf of a corporation to be incorporated**
Across Canada
Application 2012-0524-5

Application by **Paul Girouard, on behalf of a corporation to be incorporated**, for a broadcasting licence to operate a national, French-language specialty Category B service to be known as Canal Hockey.

The applicant proposes to offer programming that would be devoted exclusively to all aspects of the game of hockey including hockey news, coverage of professional and amateur games, analysis and interpretation of hockey news and events, hockey-related documentaries, the replaying of classic games, interviews, magazine shows and training instructional programming.

The applicant also proposes to offer programming from the following program categories, as set out in Item 6 of Schedule I to the *Specialty Services Regulations, 1990*, as amended from time to time: 1, 2(a), 2(b), 3, 5(b), 6(a), 6(b), 7(a), 7(b), 7(c), 7(d), 7(e), 7(f), 7(g), 9, 10, 11(a), 11(b), 12, 13 and 14.

The applicant states that it would commit to a condition of licence stating that not more than 10% of all programming broadcast during the broadcast month would be devoted to programming drawn from each of program categories 2(b) and 7 and that it will not air any live coverage of National Hockey League games.

The applicant confirmed that it will adhere to the conditions set out in Appendix 1 to *Standard conditions of licence, expectations and encouragements for Category B pay and specialty services – Corrected Appendices 1 and 2*, Broadcasting Regulatory Policy CRTC 2010-786-1, 18 July 2011.

Applicant's address:

333 Berwick Drive
Beaconsfield, Quebec
H9W 1B8

Email: dgaudet@stratmediaent.ca

Email to request electronic version of application: dgaudet@stratmediaent.ca

11. **Paul Girouard, on behalf of a corporation to be incorporated**
Across Canada
Application 2012-0525-3

Application by **Paul Girouard, on behalf of a corporation to be incorporated**, for a broadcasting licence to operate a national, English-language specialty Category B service to be known as Boating Television.

The applicant states the programming would be devoted to all aspects of boating and nautical activities including boats, water sports and the people involved in these activities.

The applicant proposes to offer programming from the following program categories set out in Item 6 of Schedule I to the *Specialty Services Regulations, 1990*, as amended from time to time: 2(a), 2(b), 3, 5(b), 6(a), 6(b), 7(a), 7(b), 7(c), 7(d), 7(e), 7(f), 7(g), 9, 10, 11(a), 11(b), 12, 13 and 14.

The applicant confirmed that it will adhere to the conditions set out in Appendix 1 to *Standard conditions of licence, expectations and encouragements for Category B pay and specialty services – Corrected Appendices 1 and 2*, Broadcasting Regulatory Policy CRTC 2010-786-1, 18 July 2011.

Applicant's address:

333 Berwick Drive
Beaconsfield, Quebec

H9W 1B8

Email: dgaudet@stratmediaent.ca

Email to request electronic version of application: dgaudet@stratmediaent.ca

12. **Paul Girouard, on behalf of a corporation to be incorporated**

Across Canada

Application 2012-0526-1

Application by **Paul Girouard, on behalf of a corporation to be incorporated**, for a broadcasting licence to operate a national, English-language specialty Category B service to be known as Flying Television.

The applicant states that the programming would be devoted to all aspects of flight and aviation including airplanes, pilots and stories about air travel.

The applicant proposes to offer programming from the following program categories set out in Item 6 of Schedule I to the *Specialty Services Regulations, 1990*, as amended from time to time: 2(a), 2(b), 3, 5(b), 6(a), 6(b), 7(a), 7(b), 7(c), 7(d), 7(e), 7(f), 7(g), 9, 10, 11(a), 11(b), 12, 13 and 14.

The applicant confirmed that it will adhere to the conditions set out in Appendix 1 to *Standard conditions of licence, expectations and encouragements for Category B pay and specialty services – Corrected Appendices 1 and 2*, Broadcasting Regulatory Policy CRTC 2010-786-1, 18 July 2011.

Applicant's address:

333 Berwick Drive

Beaconsfield, Quebec

H9W 1B8

Email: dgaudet@stratmediaent.ca

Email to request electronic version of application: dgaudet@stratmediaent.ca

13. **Paul Girouard, on behalf of a corporation to be incorporated**

Across Canada

Application 2012-0527-9

Application by **Paul Girouard, on behalf of a corporation to be incorporated**, for a broadcasting licence to operate a national, English-language specialty Category B service to be known as World Sports Network.

The applicant states that the programming would be devoted to international amateur and professional sports primarily through live coverage, documentaries, instructional programs and information programming.

The proposed service would be dedicated to international sports and Olympic-related sports. It would feature professional and amateur athletes in sports that normally only get exposure during the Olympics, such as table tennis, badminton, volleyball and international basketball

leagues. These sports would be brought to Canadian audiences through live and tape-delayed coverage. Also, the proposed service would not offer mainstream Canadian professional sports programming.

The applicant proposes to offer programming from the following program categories set out in Item 6 of Schedule I to the *Specialty Services Regulations, 1990*, as amended from time to time: 1, 2(a), 2(b), 3, 5(b), 6(a), 6(b), 7(a), 7(b), 7(c), 7(d), 7(e), 7(f), 7(g), 9, 10, 11(a), 11(b), 12, 13 and 14.

The applicant confirmed that it will adhere to the conditions set out in Appendix 1 to *Standard conditions of licence, expectations and encouragements for Category B pay and specialty services – Corrected Appendices 1 and 2*, Broadcasting Regulatory Policy CRTC 2010-786-1, 18 July 2011.

The applicant proposes the following conditions of licence:

- No more than 10% of all programming broadcast during the broadcast week shall be drawn from program category 7.
- The channel will not air any live coverage from North American professional sports leagues.

Applicant's address:

333 Berwick Drive
Beaconsfield, Quebec
H9W 1B8

Email: dgaudet@stratmediaent.ca

Email to request electronic version of application: dgaudet@stratmediaent.ca

14. **8045313 Canada Inc.**
 St. Catharines and Niagara Region, Ontario
 Application 2012-0369-5

Application by **8045313 Canada Inc.** for a broadcasting licence to operate an English-language commercial AM radio programming undertaking in St. Catharines and the Niagara Region.

The proposed station would operate at 1,220 kHz (class B) with a transmitter power of 10,000 watts, day-time and night-time.

The applicant states that the music format would consist of a mix of past, present and emerging artists.

The Commission may withdraw this application from the public hearing if it is not advised by the Department of Industry, at least twenty days prior to the hearing, that the application is technically acceptable.

Applicant's address:

181 Coppard Avenue
 Markham, Ontario
 L3S 3Z4

Email: frogers@bell.net

Email to request electronic version of application: frogers@bell.net

15. **Canadian Broadcasting Corporation**

Yellowknife, Fort Providence, Fort Resolution, Fort Simpson, Fort Smith, Hay River, Rae-Edzo and Wrigley, Northwest Territories and Fort Chipewyan, Alberta
 Application 2012-0596-4

Application by the **Canadian Broadcasting Corporation** to convert the English-language radio station CFYK Yellowknife from the AM to the FM band.

The proposed station would operate at 98.9 MHz (channel 255A) with an effective radiated power of 1,200 watts (non-directional antenna with an effective height of antenna above average terrain of 46.57 metres).

The licensee intends to operate the existing transmitters of CBQC Fort Providence, CBQD-FM Fort Resolution, CBDO Fort Simpson, CBDI Fort Smith, CBDJ-FM Hay River, CBQB-FM Rae-Edzo, CBQG Wrigley, Northwest Territories and CBKE Fort Chipewyan, Alberta as rebroadcasting stations of the proposed FM station.

The licensee is requesting permission to simulcast the programming of the proposed FM station on CFYK for a period of three months from the date of implementation of the station.

The licensee is also requesting, pursuant to sections 9(1)(e) and 24(2) of the *Broadcasting Act*, the revocation of the broadcasting licence of CFYK effective at the end of the simulcast period.

The Commission may withdraw this application from the public hearing if it is not advised by the Department of Industry, at least twenty days prior to the hearing, that the application is technically acceptable.

This application requires the issuance of a new broadcasting licence.

Licensee's address:

181 Queen Street
 Ottawa, Ontario
 K1P 1K9

Fax: 613-288-6257

Email: regulatoryaffairs@cbc.ca

Website to view application: <http://www.cbc.radio-canada.ca/submissions/2012.shtml>

Email to request electronic version of application: regulatoryaffairs@cbc.ca

16. **Novus Entertainment Inc.**

Metro Vancouver, British Columbia
 Application 2012-0528-7

Application by **Novus Entertainment Inc.** for a broadcasting licence to operate a regional video-on-demand programming undertaking to serve Metro Vancouver, to be known as NOVUS VOD.

The applicant proposes to offer programming that would be devoted to feature films but would also include other types of programming, such as television series, documentaries, children's programs, animation, music, sports and adult programming.

The applicant included an internal policy for adult programming along with its application.

The applicant indicates that the programming would be predominantly in the English language, but that it would also offer programming in the French, Mandarin and Cantonese languages.

The applicant confirmed that it will comply with the standard requirements as set out in *Standard requirements for video-on-demand undertakings – Provision of an outlet for local expression, measures to control the loudness of commercial messages and annual filing of aggregate statistical data*, Broadcasting Regulatory Policy CRTC 2011-59-1, 8 May 2012.

Applicant's address:

300-112 3rd Avenue East
Vancouver, British Columbia
V5T 1C8

Fax: 604-685-7832

Email: donna.robertson@novusnow.ca

Email to request electronic version of application: donna.robertson@novusnow.ca

17. **Vista Radio Ltd.**

Niagara Falls, Elliot Lake, St. Catharines, Iroquois Falls, Timmins, Kapuskasing, Bancroft, Stratford, Fort Erie, Parry Sound, Huntsville, Bracebridge, Sturgeon Falls, Cochrane, Hearst, Haldimand, North Bay, Haliburton, Espanola, Bolton, Caledon, Barry's Bay, Kemptville and Prescott, Ontario
Application 2012-0497-4

Application by **Vista Radio Ltd.**, (Vista Radio) for authority to acquire the assets of all of the radio broadcasting undertakings located in the various cities mentioned above, from Haliburton Broadcasting Group Inc. (Haliburton).

Haliburton is the licensee of various radio stations in Ontario.

The applicant is also requesting new broadcasting licences to continue the operations of the undertakings under the same terms and conditions as those in effect under the current licences.

Vista Radio is currently a wholly owned subsidiary of Vista Broadcast Group Inc., a widely held corporation controlled by its board of directors pursuant to the terms of a shareholders' agreement. The Commission notes that an application (2012-0182-1) for a change of effective control has been approved in a Decision Letter on 5 July 2012. Following the closing of the transaction, Vista Radio will become a wholly owned subsidiary of Westerkirk Capital Inc.

(Westerkirk), a corporation wholly owned by SEB Investments Corp. which in turn will be owned by Thomson Investments Limited (85% voting interest) and Brydson Group Inc. (15% voting interest). Vista Radio will then be controlled by Westerkirk and the Thomson family.

Pursuant to the Asset Purchase Agreement dated 7 February 2012, the purchase price for the transaction is \$31,500,000. The applicant has calculated the value of transaction by including other considerations following the CRTC general practice. This value amounts to \$32,335,415.

Pursuant to the *Commercial Radio Policy, 2006*, Broadcasting Public Notice CRTC 2006-158, 15 December 2006, the applicant proposes tangible benefits in the amount of \$1,940,000 for the stations over a seven-year period, representing 6% of the value of the transaction as calculated by the applicant.

The Commission notes that the applicant has committed to assume the unfulfilled tangible benefits resulting from previous transactions.

The Commission also notes that, for some of its stations, the current licensee appears to be in non-compliance with section 15 of the *Radio Regulations, 1986* as well as its conditions of licence.

Applicant's address:

1625 McPhee Avenue
Courtenay, British Columbia
V9N 3A6

Fax: 250-334-9540

Email: edwards@vistaradio.net

Website to view the application: edwards@vistaradio.net

18. Hollywood Suite Inc. on behalf of a corporation to be incorporated

Across Canada

Application 2012-0668-1

Application by **Hollywood Suite Inc. on behalf of a corporation to be incorporated** (Newco) for authority to acquire from Hollywood Suite Inc. (HSI), as part of a corporate reorganization, the assets of the national, English-language Category 2 specialty programming undertakings known as Hollywood Storm (formerly adventure) and Hollywood Festival (formerly The Love Channel).

Newco is also requesting new broadcasting licences to continue the operation of the undertakings under the same terms and conditions as those in effect under the current licences, with the exception of the standard conditions of licence to be replaced by the standard conditions of licence for Category B specialty services set out in *Standard conditions of licence, expectations and encouragements for Category B pay and specialty services – Corrected Appendices 1 and 2*, Broadcasting Regulatory Policy CRTC 2010-786-1, 18 July 2011.

HSI is the licensee of four English-language category B services, including Hollywood Storm and Hollywood Festival. The two other services are Warner Films and MGM Channel. The proposed transaction does not affect the ownership of the last two services, which will continue to be held by HSI.

Newco will be owned by another corporation to be incorporated (Holdco) which will hold a 80% voting interest, and HSI holding the remaining 20%. Holdco will be wholly owned by HSI, which in turn is owned by various shareholders and controlled by Jay Switzer by virtue of the power vested in him pursuant to the terms of the Voting Trust Agreement dated 5 May 2011.

Following completion of the transaction, Newco will become the licensee of Hollywood Storm and Hollywood Festival.

The above transaction will not affect the effective control of the undertakings, which will continue to be exercised by Jay Switzer.

Applicant's address:

186 St. George Street
Suite 200
Toronto, Ontario
M5R 2N3
Fax: 416-979-1234

Email: rmalcomson@goodmans.ca

Email to request electronic version of application: rmalcomson@goodmans.ca

19. **RNC MÉDIA Inc.**
Montréal, Quebec
Application 2011-1650-0

Application by **RNC MÉDIA Inc.** to amend the broadcasting licence of the French-language radio programming undertaking CKLX-FM Montréal (Quebec).

The licensee proposes to change the station's conditions of licence in order to change its format from a specialty format focusing on category 3 (Special interest) music with a particular emphasis on jazz and blues to a specialty format devoting more than 50% of the broadcast week to spoken word. Specifically, the licensee proposes to remove the following conditions of licence set out in *CKLX-FM Montréal – Licence renewal and amendment*, Broadcasting Decision CRTC 2010-585, 17 August 2010:

- The licensee shall devote a minimum of 70% of the station's music programming to musical selections from subcategory 34 (Jazz and blues).
- The licensee shall devote a minimum of 45% of all category 2 (Popular music) musical selections broadcast during the broadcast week to Canadian selections broadcast in their entirety.

- The licensee shall devote a minimum of 35% of all category 3 (Special interest) musical selections broadcast during the broadcast week to Canadian selections, to be scheduled in a reasonable manner throughout the broadcast day.

In addition, the licensee proposes to add the following condition of licence:

- The licensee shall devote a minimum of 50% of the station's programming each broadcast week to programs from category 1 (Spoken word).

The licensee submits that CKLX-FM is encountering important financial losses related to the non-viability of the jazz and blues music format in the Montréal region. The licensee considers that the presence of only one FM station devoted to spoken word programming in Montréal combined with RNC MÉDIA Inc.'s experience with the spoken word format elsewhere in Quebec would result in its ability to make CKLX-FM profitable with this modification.

The present application was initially published as part of a public process under Part 1 of the *CRTC Rules of Practice and Procedure*. Given the interventions received relating to the application and the scope of the requested modification, the application is hereby being scheduled as a non-appearing item on this public hearing. The interventions received as part of the Part 1 process will be added to the public record for this hearing.

Licensee's address:

1 Place Ville-Marie
Suite 1523
Montréal, Quebec
H3B 2B5

Fax: 514-866-8777

Email: rbriere@rncmedia.ca

Email to request electronic version of application: rbriere@rncmedia.ca

Procedure

Deadline for interventions or answers

9 August 2012

The new *Canadian Radio-television and Telecommunications Commission Rules of Practice and Procedure*, SOR/2010-277 (the Rules of Procedure), set out, among other things, the rules for content, format, filing and service of interventions and answers of respondents, the procedure for filing confidential information and requesting its disclosure, and the conduct of the public hearing. Accordingly, the procedure set out below must be read in conjunction with the Rules of Procedure and its accompanying documents, which can be found on the Commission's website under "CRTC Rules of Practice and Procedure."

An intervention or an answer from a respondent must be filed with the Commission and served on the applicant on or before the above-mentioned date. An answer from a respondent must also be served on any other respondent.

In accordance with the Rules of Procedure, a document must be filed with, not merely sent to, the Commission by 5 p.m. Vancouver time (8 p.m. Ottawa time) on the date it is due. The Commission takes no responsibility for postal delays and will not notify a party whose submission is received after the deadline date. Late submissions will not be considered by the Commission and will not be made part of the public file.

The intervention or answer must include one of the following statements in either the first or the last paragraph:

1. I request to appear at the public hearing.
2. I do not want to appear at the public hearing.

The applicant, respondents and interveners are permitted to coordinate, organize and file, in a single submission, interventions of other interested persons who share their position but do not wish to appear at the hearing as a “Joint Supporting Intervention.” More information on how to do so and a template for the covering letter to be filed by the parties can be found in *Changes to certain practices for filing interventions – Expansion of filing practices to include the filing of joint supporting comments for broadcasting policy proceedings*, Broadcasting Information Bulletin CRTC 2010-28-1, 10 December 2010.

Interventions and answers will be considered by the Commission and will form part of the public record of the proceeding without further notification to parties, provided the procedures set out in the Rules of Procedure and this notice have been followed. Parties will be contacted only if their submissions raise procedural questions.

Submissions must be filed by sending them to the Secretary General of the Commission by **only one** of the following means:

by using the
[\[Intervention/comment/answer form\]](#)

or

by mail to
CRTC, Ottawa, Ontario K1A 0N2

or

by fax at
819-994-0218

A true copy of each intervention or answer from a respondent must be sent to the applicant and, in the case of a respondent to an application, to any other respondent.

The Commission advises those who file and serve by electronic mode to exercise caution when using e-mail for service of documents, as it may be difficult to establish that service has occurred.

Parties must ensure that, before initiating service through electronic mode, they will be able to satisfy the Commission, upon request, that service was completed. The sender must keep proof of the sending and the receipt of the document for 180 days after the day on which it is filed.

Submissions longer than five pages should include a summary.

Each paragraph of the submission should be numbered. In addition, where the intervention is filed by electronic means, the line *****End of document***** should be entered following the last paragraph of the document, as an indication that the document has not been altered during electronic transmission.

Interventions and answers must clearly identify the application referred to and indicate whether parties support or oppose the application, or, if they propose changes to it, include the facts and grounds for their proposal.

In the event that an application to be considered during the non-appearing phase of the hearing is brought to the oral phase of the hearing, and if parties wish to appear, they must provide reasons why their written interventions or answers are not sufficient and why an appearance is necessary. Parties requiring communication support must state their request on the first page of their intervention. Only those parties whose requests to appear have been granted will be contacted by the Commission and invited to appear at the public hearing.

Persons requiring communications support such as assistance listening devices and sign language interpretation are requested to inform the Commission at least twenty (20) days before the commencement of the public hearing so that the necessary arrangements can be made.

Important notice

All information that parties provide as part of this public process, except information designated confidential, whether sent by postal mail, facsimile, e-mail or through the Commission's website at www.crtc.gc.ca, becomes part of a publicly accessible file and will be posted on the Commission's website. This information includes personal information, such as full names, e-mail addresses, postal/street addresses, telephone and facsimile numbers, and any other personal information parties provide.

The personal information that parties provide will be used and may be disclosed for the purpose for which the information was obtained or compiled by the Commission, or for a use consistent with that purpose.

Documents received electronically or otherwise will be put on the Commission's website in their entirety exactly as received, including any personal information contained therein, in the official language and format in which they are received. Documents not received electronically will be available in PDF format.

The information that parties provide to the Commission as part of this public process is entered into an unsearchable database dedicated to this specific public process. This database is accessible only from the web page of this particular public process. As a result, a general search of the Commission's website with the help of either its own search engine or a third-party

search engine will not provide access to the information that was provided as part of this public process.

The Commission encourages parties and interested persons to monitor the record of the proceeding, available on the Commission's website, for additional information that they may find useful when preparing their submissions.

Examination of documents

An electronic version of the applications is available on the Commission's website by selecting the application number within this notice. It is also available from the applicants/licensees, either on their websites or upon request by contacting the applicants at their email addresses, provided above.

A list of all interventions and answers will also be available on the Commission's website. The list is accessible by selecting "View all proceedings open for comment" from the "Public Proceedings" section of the Commission's website and clicking on the "Interventions/Answers" link associated with this notice.

Documents are also available during normal office hours at the Commission offices and documentation centres directly involved with these applications, or, upon request, within two (2) working days, at any other Commission offices and documentation centres.

Location of Commission offices

Toll-free telephone: 1-877-249-2782

Toll-free TDD: 1-877-909-2782

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Central Building
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Tel.: 819-997-2429
Fax: 819-994-0218

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Fax: 902-426-2721

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Secretary General