



Broadcasting Order CRTC 2013-382

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Ottawa, 8 August 2013

Distribution of the public affairs programming service of Cable Public Affairs Channel Inc. (CPAC Inc.) known as the Cable Public Affairs Channel and of the exempt service operated by CPAC Inc.

This order replaces *Distribution of the public affairs programming service of Cable Public Affairs Channel Inc. known as CPAC and of the exempt service operated by CPAC*, Broadcasting Order CRTC 2011-536, set out in the appendix to *Amendments to the distribution order for the Cable Public Affairs Channel and the House of Commons programming service*, Broadcasting Order CRTC 2011-536, 30 August 2011.

Pursuant to section 9(1)(h) of the *Broadcasting Act*, the Commission orders licensees of broadcasting distribution undertakings to distribute the licensed public affairs programming service of Cable Public Affairs Channel Inc. (CPAC Inc.) known as Cable Public Affairs Channel (CPAC) and the exempt service operated by CPAC Inc. pursuant to the *Parliamentary and Provincial or Territorial Legislature Proceedings Exemption Order* appended to *Parliamentary and Provincial or Territory Legislature Proceedings Exemption Order: Amendments to previous order in force*, Broadcasting Public Notice CRTC 2002-73, 19 November 2002 (the Exemption Order), as amended from time to time. These services must be distributed effective 1 January 2014 under the following terms and conditions:

- (a) This order applies to all licensed broadcasting distribution undertakings, including terrestrial and DTH distribution undertakings. These licensees are collectively referred to in this order as distribution licensees.
- (b) Distribution licensees shall distribute the licensed public affairs programming service of CPAC Inc. and the service exempted pursuant to the Exemption Order, as amended from time to time, in the manner specified below:
 - (i) Subject to subparagraph iv) and except as otherwise provided under a condition of its licence,
 - Each terrestrial distribution undertaking operating in a francophone market shall distribute as part of its basic service CPAC and the service exempted pursuant to the Exemption Order, as amended from time to time, including the main audio channel of those services in the French language and an auxiliary audio channel of those services in the English language.

- Each terrestrial distribution undertaking operating in an anglophone market shall distribute as part of its basic service CPAC and the service exempted pursuant to the Exemption Order, as amended from time to time, including the main audio channel of those services in the English language and an auxiliary audio channel of those services in the French language.
- (ii) Each terrestrial distribution undertaking operating in a francophone market shall distribute a second version of CPAC and the service exempted pursuant to the Exemption Order, as amended from time to time, including the main audio channel of those services in the English language. This second version may be distributed as part of the basic service or on a discretionary basis.
- (iii) Each terrestrial distribution undertaking operating in an anglophone market shall distribute a second version of CPAC and the service exempted pursuant to the Exemption Order, as amended from time to time, including the main audio channel of those services in the French language. This second version may be distributed as part of the basic service or on a discretionary basis.
- (iv) If a terrestrial distribution undertaking elects to distribute as part of its basic service both an English-language and a French-language version of CPAC and the service exempted pursuant to the Exemption Order, as amended from time to time, it is relieved of the requirement in i) and ii) above to distribute an auxiliary audio channel for any of these services.
- (v) Except as otherwise provided under a condition of its licence, a DTH distribution undertaking shall distribute as part of its basic service the English- and French-language versions of CPAC and the service exempted pursuant to the Exemption Order, as amended from time to time.
- (c) Notwithstanding the foregoing, distribution licensees shall not be required to distribute the licensed public affairs programming service of CPAC Inc. and the service exempted pursuant to the Exemption Order, as amended from time to time, unless CPAC Inc. or a third party:
 - (i) ensures the transmission of CPAC and the service exempted pursuant to the Exemption Order, as amended from time to time, from their production facilities to each broadcasting distribution undertaking's head end located within the area for which it is licensed or to a satellite uplink centre located within that area; and
 - (ii) bears the costs of the transmission.

- (d) Notwithstanding the foregoing, distribution licensees shall not be required to distribute the CPAC programming service if CPAC inc. ceases to provide the service exempted pursuant to the the Exemption Order, as amended from time to time.
- (e) Each distribution licensee distributing CPAC shall remit to the licensee a wholesale rate of \$0.12 per subscriber per month.
- (f) Distribution licensees are authorized to increase the basic monthly fee to be paid by their subscribers by no more than the amount required under this order for the distribution of the service.
- (g) This order shall remain in effect until 31 August 2018.

For the purposes of this order, “anglophone market,” “basic service,” “DTH distribution undertaking,” “francophone market,” “licensed,” “programming service” and “terrestrial distribution undertaking” shall have the same meanings as set out in the *Broadcasting Distribution Regulations*, as may be amended from time to time.

Secretary General