



## Broadcasting Public Notice CRTC 2006-87

Ottawa, 19 July 2006

*The Commission has received the following applications. The deadline for submission of interventions/comments is 23 August 2006.*

### Item Applicant and Locality

1. **Mountain Cablevision Limited**  
Hamilton, Ontario
2. **MTS Allstream Inc.**  
Winnipeg and surrounding areas, Manitoba
3. **TELUS Communications Inc.**  
Calgary, Edmonton (including St. Albert, Sherwood Park, Spruce Grove and Stony Plain), Fort McMurray, Grande Prairie, Lethbridge, Medicine Hat and Red Deer, Alberta; Kamloops, Kelowna, Nanaimo, Penticton, Prince George, Terrace, Vancouver (including Lower Mainland and Fraser Valley), Vernon and Victoria, British Columbia; Rimouski, Saint-Georges, Sept-Îles, Baie-Comeau, Gaspé, Montmagny and Sainte-Marie, and their surrounding areas, Quebec
4. **The Kamloops Campus/Community Radio Society**  
Kamloops, British Columbia

### 1. **Hamilton, Ontario** **Application No. 2006-0838-3**

Application by **Mountain Cablevision Limited** to amend the licence of its Class 1 cable distribution undertakings serving Hamilton.

The licensee proposes to replace the condition of licence relating to the use of local availabilities, which reads:

Consistent with Decision CRTC 95-922 dated 21 December 1995, the licensee is authorized, by condition of licence, to insert, at its option, certain promotional material as a substitute for the "local availabilities" (i.e. non-Canadian advertising material) of non-Canadian satellite services. At least 75% of these local availabilities must be made available for use by licensed Canadian programming services for the promotion of their respective services, for the promotion of the community channel and for unpaid Canadian public service announcements. A maximum of 25% of the local availabilities may be made

available for the promotion of discretionary programming services and packages, customer service information, channel realignments, cable FM service and additional cable outlets.

with the following condition:

The licensee may, at its option, insert certain promotional material as a substitute for the "local availabilities" (i.e. non-Canadian advertising material) of non-Canadian satellite services. At least 75% of these local availabilities must be made available for use by licensed Canadian programming services for the promotion of their respective services, for the promotion of the community channel and for unpaid Canadian public service announcements. A maximum of 25% of the local availabilities may be made available for the promotion of discretionary programming services and packages, customer service information, channel realignments, cable FM service, additional cable outlets and **non-programming services, including Internet and telephone services.** (amendment highlighted).

This proposal is consistent with the Commission's new policy for the use of local availabilities as set out in *Promotion of non-programming services using local availabilities*, Broadcasting Public Notice CRTC 2006-69, 2 June 2006.

*Licensee's address:*

141 Hester Street  
Hamilton, Ontario  
L9A 2N9  
Fax: 905-574-6330  
E-Mail : [patk@mountaincable.on.ca](mailto:patk@mountaincable.on.ca)

*Examination of application:*

At the licensee's address

[\[Broadcasting intervention/comments form\]](#)

2. **Winnipeg and surrounding areas, Manitoba**  
**Application No. 2006-0849-0**

Application by **MTS Allstream Inc.** to amend the licence of its Class 1 cable distribution undertaking serving Winnipeg and surrounding areas.

The licensee proposes to replace the condition of licence relating to the use of local availabilities, which reads:

The licensee may, at its option, insert certain promotional material as a substitute for the "local availabilities" (i.e. non-Canadian advertising material) of non-Canadian satellite services. At least 75% of these local availabilities must be made available for use by licensed Canadian programming services for the promotion of their respective services, for the promotion of the community channel and for unpaid Canadian public service announcements. A maximum of 25% of the commercial availabilities may be made available for the promotion of discretionary programming services and packages, customer service information, channel realignments, cable FM service and additional cable outlets.

with the following condition:

The licensee may, at its option, insert certain promotional material as a substitute for the "local availabilities" (i.e. non-Canadian advertising material) of non-Canadian satellite services. At least 75% of these local availabilities must be made available for use by licensed Canadian programming services for the promotion of their respective services, for the promotion of the community channel and for unpaid Canadian public service announcements. A maximum of 25% of the **local** availabilities may be made available for the promotion of discretionary programming services and packages, customer service information, channel realignments, cable FM service, additional cable outlets and **non-programming services, including Internet and telephone services.**  
(amendment highlighted)

The applicant states that this proposal is consistent with the Commission's new policy for the use of local availabilities as set out in *Promotion of non-programming services using local availabilities*, Broadcasting Public Notice CRTC 2006-69, 2 June 2006.

*Licensee's address:*

45 O'Connor Street  
Suite 1400  
Ottawa, Ontario  
K1P 1A4  
Fax: 613-688-8303  
E-Mail : [iworkstation@allstream.com](mailto:iworkstation@allstream.com)

*Examination of application:*

333 Main Street  
Winnipeg, Manitoba

[\[Broadcasting intervention/comments form\]](#)

3. **Calgary, Edmonton (including St. Albert, Sherwood Park, Spruce Grove and Stony Plain), Fort McMurray, Grande Prairie, Lethbridge, Medicine Hat and Red Deer, Alberta; Kamloops, Kelowna, Nanaimo, Penticton, Prince George, Terrace, Vancouver (including Lower Mainland and Fraser Valley), Vernon and Victoria, British Columbia; Rimouski, Saint-Georges, Sept-Îles, Baie-Comeau, Gaspé, Montmagny and Sainte-Marie, and their surrounding areas, Quebec  
Application No. 2006-0789-8**

Application by **TELUS Communications Inc.** (TELUS) to amend the licences of its regional cable distribution undertakings serving the above-mentioned locations in Alberta, British Columbia and Quebec.

The licensee proposes to replace the condition of licence relating to the use of local availabilities, which reads:

The licensee may, at its option, insert certain promotional material as a substitute for the "local availabilities" (i.e. non-Canadian advertising material) of non-Canadian satellite services. At least 75% of these local availabilities must be made available for use by licensed Canadian programming services for the promotion of their respective services, for the promotion of the community channel and for unpaid Canadian public service announcements. A maximum of 25% of the local availabilities may be made available for the promotion of discretionary programming services and packages, customer service information, channel realignments, cable FM service and additional cable outlets;

with the following condition of licence:

The licensee may, at its option, insert certain promotional material as a substitute for the "local availabilities" (i.e. non-Canadian advertising material) of non-Canadian satellite services. At least 75% of these local availabilities must be made available for use by licensed Canadian programming services for the promotion of their respective services, for the promotion of the community channel and for unpaid Canadian public service announcements. A maximum of 25% of the local availabilities may be used to provide subscribers with information regarding customer service and channel realignments, and for the promotion of discretionary programming services and packages, cable FM service, additional cable outlets and **non-programming services, including Internet and telephone services.** (amendment highlighted)

TELUS submitted that this proposal is consistent with the Commission's new policy for the use of local availabilities as set out in Broadcasting Public Notice CRTC 2006-69, *Promotion of non-programming services using local availabilities.*

*Licensee's address:*

Floor 12,  
45 O'Connor St.  
Ottawa, Ontario  
Fax: 866-455-2231  
E-Mail : [ann.mainville-neeson@telus.com](mailto:ann.mainville-neeson@telus.com)

*Examination of application:*

3777 Kingsway  
Burnaby, British Columbia

31<sup>st</sup> Floor  
10020-100 Street NW  
Edmonton, Alberta

12-45 O'Connor Street  
Ottawa, Ontario

6 Jules-A. Brillant  
Rimouski, Quebec

[\[Broadcasting intervention/comments form\]](#)

4. **Kamloops, British Columbia**  
**Application No. 2006-0808-6**

Application by **The Kamloops Campus/Community Radio Society** relating to the licence of radio programming undertaking CFBX-FM Kamloops, British Columbia.

The licensee proposes to change the authorized contours by increasing the effective radiated power from 4.9 watts to 420 watts, by decreasing the antenna height and by relocating the transmitter (non-directional antenna/antenna height -191 metres).

The licensee advised that it wished to improve the reception across the city and it would like to have a protected status for the frequency.

The Commission notes that the increase in power would result in a change of the CFBX-FM Kamloops status from a low power unprotected service to a regular Class A service.

*Licensee's address:*

900 McGill Road  
House 8  
Kamloops, British Columbia  
V2C 5N3  
Fax: 250-372-5055  
E-Mail: [radio@tru.ca](mailto:radio@tru.ca)

*Examination of application:*

At the licensee's address

[\[Broadcasting intervention/comments form\]](#)

## **Public Participation**

### **Deadline for Interventions/Comments**

**23 August 2006**

The intervention must be received by the CRTC and by the applicant on or before the above-mentioned date. The Commission cannot be held responsible for postal delays.

Your intervention will be considered by the Commission, and will form part of the public record of the proceeding without further notification to you, provided the procedure set out below has been followed. You will be contacted only if your submission raises procedural questions.

Submit your written intervention to the Secretary General of the Commission in **only one** of the following formats:

**by using the**

***Broadcasting Intervention/Comments Form***

located below the description of each application within this public notice

or

**by mail to**

CRTC, Ottawa, Ontario K1A 0N2

or

**by fax at**

819-994-0218

A true copy must be sent to the applicant and proof that this has been done must

accompany the intervention sent to the Commission.

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

Before initiating service through electronic mode, please ensure that you will be able to satisfy the Commission, upon request, that service of the notification was completed.

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 damaged during electronic transmission.

Each paragraph of the document should be numbered.

Your intervention should clearly identify the application and indicate whether you support or oppose the application, or if you propose changes to it, include the facts and grounds for your proposal.

### **Important notice**

Note that all information that you provide as part of this public process, except information granted confidentiality, whether sent by postal mail, facsimile, e-mail or through the Commission's web site at [www.crtc.gc.ca](http://www.crtc.gc.ca), becomes part of a publicly accessible file and will be posted on the Commission's web site. This information includes your personal information, such as your full name, e-mail address, postal/street address, telephone and facsimile number(s), and any other personal information you provide.

Documents received electronically or otherwise will be put on the Commission's web site in their entirety exactly as you send them, 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 personal information you 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.

### **Examination of Documents**

An electronic version of applications is available from the Commission's web site by selecting the application number within this notice.

A list of all interventions/comments will also be available on the Commission's Web site. An electronic version of all interventions/comments submitted will be accessible from this list. To access the list, select "Lists of interventions/comments" under "Public

Proceedings” from the Commission’s Web site.

Documents are also available during normal office hours at the local address provided in this notice and at the Commission offices and documentation centres directly involved with these applications or, upon request, within 2 working days, at any other CRTC offices and documentation centres.

Central Building  
Les Terrasses de la Chaudière  
1 Promenade du Portage, Room 206  
Gatineau, Quebec K1A 0N2  
Tel: 819-997-2429  
Toll free Telephone: 1-877-249-2782  
Toll-free TDD: 1-877-909-2782  
FAX: 819-994-0218

Metropolitan Place  
99 Wyse Road, Suite 1410  
Dartmouth, Nova Scotia B3A 4S5  
Tel: 902-426-7997  
FAX: 902-426-2721

205 Viger Avenue West  
Suite 504  
Montréal, Quebec H2Z 1G2  
Tel: 514-283-6607

55 St. Clair Avenue East, Suite 624  
Toronto, Ontario M4T 1M2  
Tel: 416-952-9096

Kensington Building  
275 Portage Avenue, Suite 1810  
Winnipeg, Manitoba R3B 2B3  
Tel: (204) 983-6306 – TDD: (204) 983-8274  
FAX: 204-983-6317

Cornwall Professional Building  
2125 – 11<sup>th</sup> Avenue, Room 103  
Regina, Saskatchewan S4P 3X3  
Tel: 306-780-3422

10405 Jasper Avenue, Suite 520  
Edmonton, Alberta T5J 3N4  
Tel: (780) 495-3224

530-580 Hornby Street  
Vancouver, British Columbia V6C 3B6  
Tel: 604-666-2111 – TDD: 604-666-0778  
FAX: 604-666-8322

Secretary General

*This document 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>