



Broadcasting Public Notice CRTC 2008-27

Ottawa, 8 April 2008

Notice of consultation

Applications received

Various locations

Deadline for submission of interventions/comments: 13 May 2008

The Commission has received the following applications:

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

Item Applicant and Locality

1. **Rogers Broadcasting Limited (Rogers), on behalf of 1163031 Ontario Inc. (1163031)**
Across Canada
Application No. 2007-1865-3
2. **ARTV inc.**
Montréal, Quebec
Application No. 2007-1640-0
3. **591991 B.C. Ltd.**
Gatineau, Quebec
Application No. 2008-0399-1

1. **Across Canada**
Application No. 2007-1865-3

Application by **Rogers Broadcasting Limited (Rogers), on behalf of 1163031 Ontario Inc. (1163031)**, seeking authority to effect a change of effective control pursuant to subsection 10(4)(a) of *Specialty Services Regulations, 1990*.

1163031 is the licensee of the English-language specialty programming undertaking known as Outdoor Life Network.

1163031 is wholly-owned by 1163030 Ontario Inc. (the parent corporation), which in turn is owned in equal parts (33.33% each) by CTV Inc. (CTV), Rogers Broadcasting Limited (Rogers) and Versus, L.P. (formerly Outdoor Life Network, L.L.C.), a non-Canadian entity.

1163031 is jointly controlled by CTV and Rogers pursuant a Voting Trust Agreement dated 26 September 1997, in which the parties agree to vote their shares jointly as one voting unit. In addition CTV assume responsibility for the day-to-day operations.

The transaction will be effected through the transfer of all the issued and outstanding shares currently held by CTV and Versus, L.P. in the capital of 1163030 Ontario Inc., to Rogers. As a result, effective control of 1163031 would be exercised by Rogers, a corporation ultimately controlled by Edward S. Rogers.

The value of the transaction, based on the terms of the share transfer agreements, is \$38,805,000 and the applicant proposed a tangible benefits package totalling \$3,880,500.

The Commission invites comments on the proposed transaction.

Applicant's address:

9 Channel Nine Court
 Scarborough, Ontario
 M1S 4B5
 Email: susan.wheeler@rci.rogers.com

Examination of application:

333 Bloor Street East
 6th Floor
 Toronto, Ontario

2. **Montréal, Quebec**
Application No. 2007-1640-0

Application by **ARTV inc.** seeking authority to transfer the voting shares of CTVglobemedia Inc. (CTV), to Canadian Broadcasting Corporation (CBC), as per the *Specialty Services Regulations, 1990*, section 10(4)(b).

ARTV inc. is the licensee of the French-language specialty programming undertaking ARTV.

The CBC and CTV respectively hold 45.09% and 15.57% of the voting shares in ARTV inc. As a result of the transaction, the CBC would increase its participation to 60.66%. The other shareholders are Télé-Québec (24.34%) and ARTE France (15%).

ARTV is currently controlled by its board of directors, pursuant to the terms of the unanimous shareholders agreement.

The applicant does not propose any tangible benefits on the basis that the proposed

transaction does not represent a change in the effective control of ARTV inc. However, in the event the Commission were to require benefits, the applicant has proposed a tangible benefits package of \$176,000 to be spent over a seven-year period, representing 10% of the value of the transaction (\$1,760,000), based on the terms of the Share Purchase Agreement.

The Commission invites comments on the proposed transaction.

Applicant's address:

1400 Boulevard René-Lévesque East A 53-1
 Montréal, Quebec
 H2L 2M2
 Email: m.cote@artv.ca

Examination of application:

At the applicant's address &

181 Queen Street
 Ottawa, Ontario

3. **Gatineau, Quebec**
Application No. 2008-0399-1

Application by **591991 B.C. Ltd.** relating to the licence of the French-language commercial radio programming undertaking CJRC-FM Gatineau.

The licensee proposes to change the authorized contours by increasing the average effective radiated power from 2,900 watts to 36,000 watts, by decreasing the effective antenna height and by relocating the antenna (maximum effective radiated power 100,000 watts/effective antenna height 41.5 metres).

The licensee wishes to change the authorized contours of CJRC-FM in order to get the same coverage as the coverage presently authorized for its AM station CJRC.

Licensee's address:

BCE Place
181 Bay Street
Suite 1630
Toronto, Ontario
M5J 2T3
Fax : 416-642-3779
E-Mail: sylvie.courtemanche@corusent.com

Examination of application:

150 Edmonton Street
Gatineau, Quebec

Public Participation

Deadline for Interventions/Comments

13 May 2008

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

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, 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.

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.

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.

Please note that the information you 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 Webpage of this particular public process. As a result, a general search of our Website with the help of either our own search engine or a third-party search engine will not provide access to the information which was provided as part of this public process.

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.

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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

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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
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Tel: 204-983-6306 – TDD: 204-983-8274
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Cornwall Professional Building

2125 – 11th Avenue, Room 103
Regina, Saskatchewan S4P 3X3

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Edmonton, Alberta T5J 3N4
Tel: 780-495-3224

530-580 Hornby Street
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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>