



## Broadcasting Public Notice CRTC 2008-80

Ottawa, 10 September 2008

### Notice of consultation

#### Applications received

#### Various locations

**Deadline for submission of interventions/comments: 15 October 2008**

The Commission has received the following applications:

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

#### Item Applicant and Locality

1. **Movie Central Ltd.**  
British Columbia, Alberta, Saskatchewan, Manitoba, Nunavut, Yukon Territory  
and the Northwest Territories  
Application No. 2008-1079-8
2. **Encore Avenue Ltd.**  
British Columbia, Alberta, Saskatchewan, Manitoba, Nunavut, Yukon Territory  
and the Northwest Territories  
Application No. 2008-1080-6
3. **Rogers Broadcasting Limited**  
Medicine Hat, Alberta  
Application No. 2008-1133-2

1. **British Columbia, Alberta, Saskatchewan, Manitoba, Nunavut, Yukon Territory  
and the Northwest Territories**  
**Application No. 2008-1079-8**

Application by **Movie Central Ltd.** to amend the licence of the pay television programming undertaking known as Movie Central.

The licensee proposes to replace the conditions of licence relating to the adherence to industry codes regarding violence and programming standards and practices which currently read as follows:

Current condition of licence relating to the adherence to the industry code regarding violence:

The licensee shall adhere to the *Pay television and pay-per-view programming code regarding violence*, as amended from time to time and approved by the Commission.

Current condition of licence relating to the adherence to the industry code regarding programming standards and practices:

The licensee shall adhere to the *Pay television programming standards and practices code*, as amended from time to time and approved by the Commission.

with the following conditions of licence:

Proposed condition of licence relating to the adherence to the industry code regarding violence:

The licensee shall adhere to the *Pay television and pay-per-view programming code regarding violence*, as amended from time to time and approved by the Commission. The application of the foregoing condition of licence will be suspended as long as the licensee remains a member in good standing of the Canadian Broadcast Standards Council.

Proposed condition of licence relating to the adherence to the industry code regarding programming standards and practices:

The licensee shall adhere to the *Industry code of programming standards and practices governing pay, pay-per-view and video-on-demand services*, as amended from time to time and approved by the Commission. The application of the foregoing condition of licence will be suspended as long as the licensee remains a member in good standing of the Canadian Broadcast Standards Council.

Movie Central states that they filed this application pursuant to recent discussions with the Canadian Broadcast Standards Council (CBSC) concerning the CBSC's willingness to assume responsibility for the administration of both the *Pay television and pay-per-view programming code regarding violence* and the *Industry code of programming standards and practices governing pay, pay-per-view and video-on-demand services*.

The CBSC has also forwarded a letter to the Commission with the purpose to advise the Commission that they are prepared to assume responsibility for the administration of both of these Codes.

Movie Central adds that the approval of this application would allow the CBSC to address and resolve any complaints it might receive concerning violence in its programming content, or with respect to its programming standards and practices.

*Licensee's address:*

181 Bay Street  
 Suite 1630  
 Toronto, Ontario  
 M5J 2T3  
 Fax: 416-642-3779  
 E-Mail: [sylvie.courtemanche@corusent.com](mailto:sylvie.courtemanche@corusent.com)

*Examination of application:*

At the licensee's address

2. **British Columbia, Alberta, Saskatchewan, Manitoba, Nunavut, Yukon Territory and the Northwest Territories**  
**Application No. 2008-1080-6**

Application by **Encore Avenue Ltd.** to amend the licence of the pay television programming undertaking known as Encore Avenue.

The licensee proposes to replace the conditions of licence relating to the adherence to industry codes regarding violence and programming standards and practices which currently read as follows:

Current condition of licence relating to the adherence to the industry code regarding violence:

The licensee shall adhere to the *Pay television and pay-per-view programming code regarding violence*, as amended from time to time and approved by the Commission.

Current condition of licence relating to the adherence to the industry code regarding programming standards and practices:

The licensee shall adhere to the *Pay television programming standards and practices code*, as amended from time to time and approved by the Commission.

with the following conditions of licence:

Proposed condition of licence relating to the adherence to the industry code regarding violence:

The licensee shall adhere to the *Pay television and pay-per-view programming code regarding violence*, as amended from time to time and approved by the Commission. The application of the foregoing condition of licence will be suspended as long as the licensee remains a member in good standing of the Canadian Broadcast Standards Council.

Proposed condition of licence relating to the adherence to the industry code regarding programming standards and practices:

The licensee shall adhere to the *Industry code of programming standards and practices governing pay, pay-per-view and video-on-demand services*, as amended from time to time and approved by the Commission. The application of the foregoing condition of licence will be suspended as long as the licensee remains a member in good standing of the Canadian Broadcast Standards Council.

Encore Avenue states that they filed this application pursuant to recent discussions with the Canadian Broadcast Standards Council (CBSC) concerning the CBSC's willingness to assume responsibility for the administration of both the *Pay television and pay-per-view programming code regarding violence* and the *Industry code of programming standards and practices governing pay, pay-per-view and video-on-demand services*.

The CBSC has also forwarded a letter to the Commission with the purpose to advise the Commission that they are prepared to assume responsibility for the administration of both of these Codes.

Encore Avenue adds that the approval of this application would allow the CBSC to address and resolve any complaints it might receive concerning violence in its programming content, or with respect to its programming standards and practices.

*Licensee's address:*

181 Bay Street  
 Suite 1630  
 Toronto, Ontario  
 M5J 2T3  
 Fax: 416-642-3779  
 E-Mail: [sylvie.courtemanche@corusent.com](mailto:sylvie.courtemanche@corusent.com)

*Examination of application:*

At the licensee's address

3. **Medicine Hat, Alberta**  
**Application No. 2008-1133-2**

Application by **Rogers Broadcasting Limited** (RBL) relating to the licence of the commercial English-language radio programming undertaking CKMH-FM Medicine Hat.

RBL proposes to change the transmission facilities for CKMH-FM from its original licensed location, which is owned by the Canadian Broadcasting Corporation, to a tower owned by CKUA Radio Foundation (CKUA).

RBL indicates that the tower owned by CKUA is a better choice as the contour is wider with a consistent signal, the costs are lower and the antenna will be easier to construct and implement.

The Commission notes that the new proposed technical parameters would increase the originally proposed contours.

*Licensee's address:*

333 Bloor Street East  
Toronto, Ontario  
M4W 1G9  
Fax: 416-935-8203  
E-Mail: [susan.wheeler@rci.rogers.com](mailto:susan.wheeler@rci.rogers.com)

*Examination of application:*

206-1741 Dunmore Road  
Medicine Hat, Alberta

## **Public Participation**

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

**15 October 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](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.

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.

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>