



Broadcasting Notice of Consultation CRTC 2010-464

PDF version

Ottawa, 8 July 2010

Notice of applications received

Various locations

Deadline for submission of interventions/comments: 12 August 2010

The Commission has received the following applications:

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

Applicant and Locality

1. **TVA Group Inc.**
Québec, Quebec
Application No. 2010-0993-6
2. **1486781 Ontario Limited**
Brantford, Ontario
Application No. 2010-0602-3
3. **1486781 Ontario Limited**
Brantford, Ontario
Application No. 2010-0618-0

1. **Québec, Quebec**
Application No. 2010-0993-6

Application by **TVA Group Inc.** to amend the broadcasting licence for the French-language television programming undertaking CFCM-TV Québec.

The licensee proposes to add a digital transmitter at Québec to broadcast the programming of CFCM-TV, in the digital format.

The transmitter would operate on channel 17 with an average effective radiated power (ERP) of 122,500 watts (maximum ERP of 210,000 watts with an effective height of antenna above average terrain of 117.2 metres).

The licensee wishes to comply with *Revised licensing framework for over-the-air digital television services*, Broadcasting Regulatory Policy CRTC 2010-69, 10 February 2010.

Licensee's address:

1600 de Maisonneuve Boulevard East
Montréal, Quebec
Fax: 514-380-4664
E-mail: reglementaires@quebecor.com

Examination of application:

1600 de Maisonneuve Boulevard East
CFCM-TV
1000 Myrand Avenue
Sainte-Foy, Quebec

and

612 St-Jacques Street
15th floor, South Tower
Montréal, Quebec

and

on the TVA and Quebecor Media websites:

<http://tva.canoe.ca/groupe TVA/>

<http://www.quebecor.com/NewsCenter/PublicFiles.aspx>

2. Brantford, Ontario **Application No. 2010-0602-3**

Application by **1486781 Ontario Limited** (1486781 Ontario) for authority to effect a change to its effective control through the transfer of all of its issued and outstanding shares from its sole shareholder, Anthony Schleifer, to Durham Radio Inc. (Durham Radio), pursuant to subsection 11(4) of the *Radio Regulations, 1986*.

The proposed transaction is conditional to a favourable decision relating to the proposed changes to CFWC-FM Brantford's conditions of licence, set out in application 2010-0618-0, which is included in this notice of consultation.

1486781 Ontario is the licensee of the English-language specialty FM radio programming undertaking CFWC-FM.

Durham Radio is controlled by Kirk Douglas, who owns approximately 82% of the voting interests in Durham Radio.

Following this transaction, Durham Radio would become the sole owner of 1486781 Ontario. As a result, Kirk Douglas would exercise control of 1486781 Ontario.

The purchase price for the acquired shares, which is set out in the Share Purchase Agreement, is \$265,000.

The applicant does not propose any tangible benefits on the basis that the station has been unprofitable for the past several years.

Applicant's address:

271 Greenwich Street
 Brantford, Ontario
 N3S 2X9
 Fax: 905-571-1150
 E-mail: doug@kx96.fm

Examination of application:

At the licensee's address

3. Brantford, Ontario **Application No. 2010-0618-0**

Application by **1486781 Ontario Limited** to amend the broadcasting licence for the English-language specialty FM radio programming undertaking CFWC-FM Brantford.

The licensee proposes to delete the following conditions of licence:

A minimum of 95% of all musical selections broadcast during each broadcast week shall be devoted to selections drawn from subcategory 35 (Non-classic religious).

The licensee shall ensure that a minimum of 15% of musical selections from category 3 (Special interest music) broadcast during each broadcast week are Canadian selections.

The licensee shall broadcast, in any broadcast week, no more than 20% hit material as defined in *Revised Policy on the Use of Hits by English-Language FM Radio Stations*, Public Notice CRTC 1997-42, 23 April 1997.

The licensee proposes to replace the station's Christian music format with a broad-based rock format.

This application is non-severable to application 2010-0602-3, which is included in this notice of consultation.

Applicant's address:

271 Greenwich Street
Brantford, Ontario
N3S 2X9
Fax: 905-571-1150
E-mail: doug@kx96.fm

Examination of application:

At licensee's address

Public participation
Deadline for interventions
12 August 2010

The intervention must be received by the Commission and by the applicant on or before the above-mentioned date.

The Commission cannot be held responsible for postal delays and will not notify a party whose intervention is received after the deadline date. In such a case, the intervention will not be considered by the Commission and will not be part of the public file.

Interventions will be considered by the Commission and will form part of the public record of the proceeding without further notification to intervening parties, provided the procedure set out below has been followed. Parties will be contacted only if their submissions raise procedural questions.

Written interventions should be submitted to the Secretary General of the Commission in **only one** of the following formats:

by using the
[\[Broadcasting interventions/comments form\]](#)

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.

Parties must ensure that, before initiating service through electronic mode, they will be able to satisfy the Commission, upon request, that service of the notification was completed.

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 damaged during electronic transmission.

Interventions should 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.

Important notice

All information that parties provide as part of this public process, except information granted confidentiality, 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 interested parties to monitor the public examination file and the Commission's website for additional information that they may find useful when preparing their interventions.

Examination of documents

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

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

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 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

Les Terrasses de la Chaudière
Central Building
1 Promenade du Portage, Room 206
Gatineau, Quebec
J8X 4B1
Tel.: 819-997-2429
Fax: 819-994-0218

Regional offices

Metropolitan Place
99 Wyse Road
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Tel.: 902-426-7997
Fax: 902-426-2721

205 Viger Avenue West
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V6C 3B6

Tel.: 604-666-2111
Fax: 604-666-8322

Secretary General