



## Broadcasting Decision CRTC 2010-586

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Route reference: 2010-146

Ottawa, 17 August 2010

### **Hornby Community Radio Society** Hornby Island, British Columbia

*Application 2009-1738-8, received 18 December 2009*

*Public Hearing in Toronto, Ontario*

*12 May 2010*

### **Developmental community radio station on Hornby Island**

*The Commission **approves** an application for a broadcasting licence to operate a very low-power, English-language developmental community FM radio station on Hornby Island.*

#### **Introduction**

1. The Commission received an application by Hornby Community Radio Society (Hornby) for a broadcasting licence to operate a very low-power, English-language developmental community FM radio programming undertaking on Hornby Island, British Columbia. The applicant indicated that the new station would operate on frequency 96.5 MHz (channel 243VLP) with an effective radiated power (ERP) of 5 watts (non-directional antenna with an effective height of the antenna above average terrain of 30 metres).<sup>1</sup> The Commission received interventions in support of this application.
2. Hornby is a not-for-profit corporation controlled by its board of directors.
3. In Broadcasting Decision 2007-203, the Commission approved an application by Hornby to operate an English-language developmental community FM programming undertaking on Hornby Island, at 96.5 MHz (channel 243VLP) with an ERP of 5 watts. However, due to various circumstances, Hornby never implemented the station. The applicant has indicated that there is sufficient support to begin operation.

#### **Commission's determination**

4. The Commission is satisfied that the application is consistent with the provisions for developmental community radio stations set out in Public Notice 2000-13.<sup>2</sup> Accordingly,

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<sup>1</sup> These technical parameters reflect those approved by the Department of Industry.

<sup>2</sup> As set out in Public Notice 2000-13, developmental radio stations are granted licence terms of three years. However, in Broadcasting Regulatory Policy 2010-499, the Commission set out its revised policy for both campus and community radio (the revised policy) and determined that such stations should be granted

the Commission **approves** the application by Hornsby Community Radio Society for a broadcasting licence to operate a very low power, English-language developmental community FM radio programming undertaking on Hornby Island. The terms and **conditions of licence** are set out in the appendix to this decision.

Secretary General

**Related documents**

- *Campus and community radio policy*, Broadcasting Regulatory Policy CRTC 2010-499, 22 July 2010
- *Developmental community radio station on Hornby Island*, Broadcasting Decision CRTC 2007-203, 26 June 2007
- *Community radio policy*, Public Notice CRTC 2000-13, 28 January 2000

*\*This decision is to be appended to the licence.*

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licence terms of five years. The Commission increased the length of the licence term to foster the establishment of more stable and viable campus and community radio organizations, while being mindful that licensees may take up to two years to implement their services. Accordingly, although the present application was submitted and considered prior to the issuance of the revised policy, the Commission considers it appropriate to grant Hornby a five-year licence term.

# Appendix to Broadcasting Decision CRTC 2010-586

## Terms, conditions of licence and encouragement

### Terms

#### **Issuance of the broadcasting licence to operate a very low-power English-language developmental community FM radio programming undertaking on Hornby Island, British Columbia**

The licence will expire 17 August 2015. If the applicant wishes to continue the operation of the station beyond this period, it should file an application for a regular community radio licence with the Commission, nine months before the expiry of its licence.

The station will operate at 96.5 MHz (channel 243VLP) with an effective radiated power of 5 watts (non-directional antenna with an effective height of the antenna above average terrain of 30 metres).

Given that the technical parameters approved in this decision are for a very low-power unprotected FM service, the Commission also reminds the applicant that it will have to select another frequency if the Department of Industry so requires.

Furthermore, the licence for this undertaking will be issued once the applicant has informed the Commission in writing that it is prepared to commence operations. The undertaking must be operational at the earliest possible date and in any event no later than 24 months from the date of this decision, unless a request for an extension of time is approved by the Commission before 17 August 2012. In order to ensure that such a request is processed in a timely manner, it should be submitted at least 60 days before this date.

In accordance with *Community radio policy*, Public Notice CRTC 2000-13, 28 January 2000, the licence for this community radio station will be held by a not-for-profit organization without share capital whose structure provides for membership, management, operation and programming by members of the community at large. The board of directors will ultimately control the undertaking and be responsible for adherence to the *Radio Regulations, 1986* and the station's conditions of licence.

### Conditions of licence

1. The licence will be subject to the conditions set out in *New licence form for community radio stations*, Public Notice CRTC 2000-157, 16 November 2000.

### Encouragement

The Commission considers that community radio stations should be particularly sensitive to employment equity issues in order to reflect fully the communities they serve. It encourages the licensee to consider these issues in its hiring practices and in all other aspects of its management of human resources.