



Broadcasting Decision CRTC 2011-742

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Route reference: Part 1 application posted on 12 September 2011

Ottawa, 1 December 2011

Newfoundland Broadcasting Company Limited
St. John's and Argentia, Newfoundland and Labrador

Application 2011-1253-1

CJON-DT St. John's and its transmitter CJOM-TV Argentia – Technical change

1. The Commission **approves** the application by Newfoundland Broadcasting Company Limited to change the technical parameters of CJOM-TV Argentia, a transmitter of the English-language conventional television programming undertaking CJON-DT St. John's, by decreasing the average effective radiated power (ERP) from 6,700 to 2,178 watts (maximum ERP from 14,000 to 6,457 watts and effective height of antenna above average terrain from 164 to 129.7 meters). The Commission did not receive any interventions in connection with this application.
2. The licensee stated that the changes had been implemented six years ago but that due to an oversight it forgot to apply to the Commission for approval prior to their implementation. The licensee added that it became aware of this oversight in June 2011 when the Department of Industry (the Department) requested that the licensee review its Technical Operating Certificate, which the Department determined was not consistent with the transmitter operation in Argentia. The licensee indicated that immediate corrective actions were taken at that time and that a new technical brief was commissioned and filed with the Department. The licensee further indicated that the technical changes needed to be implemented in 2005 because the old tower was condemned and had to be taken down as the public's safety was considered at risk.
3. The Commission reminds the licensee that pursuant to section 22(1) of the *Broadcasting Act*, this authority will only be effective when the Department notifies the Commission that its technical requirements have been met and that a broadcasting certificate will be issued.

Secretary General

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