



Broadcasting Notice of Consultation CRTC 2012-214

PDF version

Ottawa, 11 April 2012

Notice of applications received

Across Canada

Deadline for submission of interventions/comments/answers: 16 May 2012

[\[Submit an intervention/comment/answer or view related documents\]](#)

The Commission has received the following applications:

Applicant/Licensee and Locality

1. **Bell ExpressVu Inc. (the general partner) and Bell Canada (the limited partner), carrying on business as Bell ExpressVu Limited Partnership**
Across Canada
Application 2011-0950-5
 2. **Shaw Satellite Services Inc.**
Across Canada
Application 2011-0953-8
1. **Across Canada**
Application 2011-0950-5

Application by **Bell ExpressVu Inc. (the general partner) and Bell Canada (the limited partner), carrying on business as Bell ExpressVu Limited Partnership** (Bell) to renew the broadcasting licence for its satellite relay distribution undertaking (SRDU) serving communities throughout Canada, expiring 31 August 2012.

In addition, the licensee proposes an amendment to the wording of a condition of licence authorizing the distribution of U.S. over-the-air television programming undertakings, in order to reflect the amended *Broadcasting Distribution Regulations*. Additional details are available in the application.

The Commission reminds parties that, in *Licensing and other issues relating to satellite relay distribution undertakings*, Broadcasting Regulatory Policy CRTC 2012-94, 14 February 2012, it announced that it would consider, at the time of the renewal of SRDU licences:

- the possibility of incorporating a reverse onus provision in conditions of licence related to undue preference; and

- whether a condition of licence that restricts sharing of information with an affiliated broadcasting distribution undertaking should be incorporated into Bell's SRDU licence.

Accordingly, the Commission also invites comments on the above questions.

Licensee's address:

160 Elgin Street

Floor 19

Ottawa, Ontario

K2P 2C4

Fax: 613-560-0472

E-mail: bell.regulatory@bell.ca

Website to view application:

http://www.bell.ca/shopping/PrsShp_Regulatory.page?tab=1

E-mail to request electronic version of application: bell.regulatory@bell.ca

2. **Across Canada**
Application 2011-0953-8

Application by **Shaw Satellite Services Inc.** (Shaw) to renew the broadcasting licence for its satellite relay distribution undertaking (SRDU) serving communities throughout Canada, expiring 31 August 2012.

In addition, the licensee proposes amendments to conditions of licence relating to the distribution of Canadian and non-Canadian television services, the distribution of Canadian and non-Canadian radio services, and undue preference.

The licensee also proposes the deletion of conditions of licence relating to the requirement to contribute to Canadian programming and to the filing of reports. Additional details are available in the application.

The Commission reminds parties that, in *Licensing and other issues relating to satellite relay distribution undertakings*, Broadcasting Regulatory Policy CRTC 2012-94, 14 February 2012, it announced that it would consider, at the time of the renewal of SRDU licences:

- the possibility of incorporating a reverse onus provision in conditions of licence related to undue preference; and
- whether the Shaw SRDU should retain a condition of licence that restricts sharing of information with an affiliated broadcasting distribution undertaking.

Accordingly, the Commission also invites comments on the above questions.

Licensee's address:

630-3rd Avenue SW

Calgary, Alberta

T2P 4L4

Fax: 613-688-6753

E-mail: cynthia.rathwell@shawdirect.ca

E-mail to request electronic version of application: joanne.benoit@sjrb.ca

Procedure

Deadline for interventions or answers

16 May 2012

The new *Canadian Radio-television and Telecommunications Commission Rules of Practice and Procedure*, SOR/2010-277 (the Rules of Procedure), set out, among other things, the rules for content, format, filing and service of interventions, the procedure for filing confidential information and requesting its disclosure, and the conduct of public hearings. Accordingly, the procedure set out below must be read in conjunction with the Rules of Procedure and its accompanying documents, which can be found on the Commission's website under "CRTC Rules of Practice and Procedure."

This notice may announce applications that would normally be subject to the written process described in Part 1 of the Rules of Procedure, but that were filed before 1 April 2011. An explanation in this regard is set out in *Implementation of new Rules of Practice and Procedure*, Broadcasting and Telecom Regulatory Policy CRTC 2010-958, 23 December 2010.

An intervention or answer from a respondent must be received by the Commission and by the applicant on or before the above-mentioned date. An answer from a respondent must also be served on any other respondent.

In accordance with the Rules of Procedure, a document must be filed with, not merely sent to, the Commission by 5 p.m. Vancouver time (8 p.m. Ottawa time) on the date it is due. The Commission takes no responsibility for postal delays and will not notify a party whose submission is received after the deadline date. Late submissions will not be considered by the Commission and will not be made part of the public file.

Interventions and answers from respondents will be considered by the Commission and will form part of the public record of the proceeding without further notification to parties, provided the procedures set out in the Rules of Procedure and this notice have been followed. Parties will be contacted only if their submissions raise procedural questions.

Submissions must be filed by sending them to the Secretary General of the Commission by **only one** of the following means:

by using the
[\[Intervention/comment/answer form\]](#)

or

by mail to
CRTC, Ottawa, Ontario K1A 0N2

or

by fax at
819-994-0218

A true copy of each intervention or answer from a respondent must be sent to the applicant and, in the case of a respondent to an application, to any other respondent.

The Commission advises those who file and serve by electronic mode to exercise caution when using e-mail for service of documents, 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 was completed. The sender must keep proof of the sending and the receipt of the document for 180 days after the day on which it is filed.

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 altered during electronic transmission.

Interventions and answers 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 designated confidential, 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 parties and interested persons to monitor the record of the proceeding, available on the Commission's website, for additional information that they may find useful when preparing their submissions.

Examination of documents

An electronic version of the applications is available on the Commission's website by selecting the application number within this notice. It is also available from the licensees, either on their websites or upon request by contacting the licensees at their email addresses, provided above.

A list of all interventions and answers will also be available on the Commission's website. The list is accessible by selecting "View all proceedings open for comment" from the "Public Proceedings" section of the Commission's website and by clicking on the "Interventions/Answers" link associated with this notice.

Documents are also available during normal office hours 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
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
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Toronto, Ontario
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Tel.: 416-952-9096

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Fax: 204-983-6317

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

Secretary General