



## Broadcasting Notice of Consultation CRTC 2013-320

PDF version

Ottawa, 3 July 2013

### Notice of application received

**Cape Croker Reserve #27 – Wiarton, Ontario**

**Deadline for submission of interventions/comments/answers:  
7 August 2013**

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

The Commission has received the following application:

#### Licensee and locality

1. **CHFNB Communications Society**  
Cape Croker Reserve #27 - Wiarton, Ontario  
Application 2012-1509-6
1. **CHFNB Communications Society**  
Cape Croker Reserve #27 - Wiarton, Ontario  
Application 2012-1509-6

Application by **CHFNB Communications Society** (CHFNB) to renew the broadcasting licence for the Native Type B radio programming undertaking CHFNB-FM Cape Croker Reserve #27 - Wiarton, expiring 31 August 2013.

CHFNB proposes to operate its undertaking under the same terms and conditions as those set out in its current licence. In addition, the licensee will be required to adhere to the conditions set out in *Native Broadcasting Policy*, Public Notice CRTC 1990-89, 20 September 1990.

It appears to the Commission that the licensee may have failed to comply with section 9(2) of the *Radio Regulations, 1986* (the Regulations) relating to the provision of annual returns, for the 2009-2010 broadcast year.

The Commission intends to consider the renewal of this broadcasting licence, subject to interventions, pursuant to *Revised approach to non-compliance by radio stations*, Broadcasting Information Bulletin CRTC 2011-347, 26 May 2011. Further, it intends to address the above-noted apparent non-compliance in the context of this renewal.

The Commission notes that in *CHFNB-FM Cape Croker (Neyaashiinigmiing) - Licence renewal*, Broadcasting Decision CRTC 2010-435, 30 June 2010, it granted the station a

short-term licence renewal based on its failure to comply with section 9(2) of the Regulations for the 2004-2005, 2005-2006 and 2007-2008 broadcast years.

*Licensee's address:*

R.R. #5  
Warton, Ontario  
N0H 2T0  
Fax: 519-534-4916  
Email: [chegahno@nawashfn.ca](mailto:chegahno@nawashfn.ca)

## **Procedure**

### **Deadline for interventions, comments or answers**

**7 August 2013**

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."

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](http://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 application is available on the Commission's website by selecting the application number within this notice. It is also available from the licensee, either on its website or upon request by contacting the licensee at its email address, 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 this application, 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

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### **Regional offices**

#### **Nova Scotia**

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Secretary General