



Broadcasting Decision CRTC 2020-294

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Reference: Part 1 licence renewal application posted on 3 December 2019

Ottawa, 25 August 2020

JAZZ.FM91 Inc.

Toronto, Ontario

Public record for this application: 2019-0862-5

CJRT-FM Toronto – Licence renewal

1. The Commission has the authority, pursuant to section 9(1) of the *Broadcasting Act* (the Act), to issue and renew licences for such terms not exceeding seven years and subject to such conditions related to the circumstances of the licensee as it deems appropriate for the implementation of the broadcasting policy set out in section 3(1) of the Act.
2. Consistent with that authority, the Commission **renews** the broadcasting licence for the English-language radio programming undertaking CJRT-FM Toronto, Ontario, from 1 September 2020 to 31 August 2027. The Commission did not receive any interventions in regard to this application. The terms and **conditions of licence** for this station are set out in the appendix to this decision.
3. CJRT-FM operates within the Other Special FM category, as defined in Public Notice 1988-78. As such, it is neither a community radio station, a community-based campus radio station, nor an instructional radio station, and is not considered to be a commercial radio station. As specified in Public Notice 1988-78, the programming of stations operating in the Other Special FM category should be clearly complementary to, rather than imitative of, that provided by commercial broadcasters. In addition, since the station's licensee, JAZZ.FM91 Inc., operates as a not-for-profit corporation, CJRT-FM is not subject to the requirements set out in section 15 of the *Radio Regulations, 1986* relating to Canadian content development contributions.
4. The licensee submitted a separate application (2020-0146-0) to amend the broadcasting licence for CJRT-FM in order to increase the number of advertising minutes it is authorized to broadcast over the broadcast week from 504 to 1,200. The current restriction is set out in the following condition of licence in the appendix to Broadcasting Decision 2013-719:

The licensee may broadcast a maximum of 504 minutes of advertising per broadcast week drawn from subcategory 51 (Commercial announcement), as set out in the appendix to *Revised content categories and sub-categories for radio*, Broadcasting Regulatory Policy CRTC 2010-819, 5 November 2010, as amended

from time to time. Content drawn from subcategories 52 (Sponsor identification) and 53 (Promotion with sponsor mention) shall not be counted towards the total allowable advertising minutes.

5. That application was published on 10 June 2020 under Part 1 of the *Canadian Radio-television and Telecommunications Commission Rules of Practice and Procedure*, and is currently under consideration. The Commission will issue a decision regarding that application at a later date.
6. Pursuant to section 22 of the Act, the broadcasting licence renewed in this decision will cease to have any force or effect if the broadcasting certificate issued by the Department of Industry lapses.

Secretary General

Related documents

- *CJRT-FM Toronto – Licence renewal and amendment*, Broadcasting Decision CRTC 2013-719, 18 December 2013
- *Educational and institutional radio – Adoption of the proposed policy*, Public Notice CRTC 1988-78, 17 May 1988

This decision is to be appended to the licence.

Appendix to Broadcasting Decision CRTC 2020-294

Terms, conditions of licence, expectation and encouragement for the English-language radio programming undertaking CJRT-FM Toronto, Ontario

Terms

The licence will expire 31 August 2027.

Conditions of licence

1. The licensee shall adhere to the conditions set out in the broadcasting licence for the undertaking.
2. The licensee shall, in any broadcast week, devote a minimum of 12% of its musical selections from content category 3 (Special Interest Music) to Canadian selections broadcast in their entirety.
3. The licensee shall, in any broadcast week, devote a minimum of 75% of its content category 3 musical selections to musical selections drawn from content subcategories 31 (Concert), 32 (Folk and folk-oriented) and 34 (Jazz and blues).
4. The licensee shall broadcast, in any broadcast week, no more than 1% hit material, as defined in *Policy regarding the broadcast of hits by English-language FM radio stations*, Broadcasting Regulatory Policy CRTC 2009-61, 11 February 2009.
5. The licensee may broadcast a maximum of 504 minutes of advertising per broadcast week drawn from content subcategory 51 (Commercial announcement), as set out in the appendix to *Revised content categories and sub-categories for radio*, Broadcasting Regulatory Policy CRTC 2010-819, 5 November 2010. Content drawn from content subcategories 52 (Sponsor identification) and 53 (Promotion with sponsor mention) shall not be counted towards the total allowable advertising minutes.
6. If the licensee originates 42 or more hours of programming in any broadcast week, the licensee shall adhere to the *Equitable Portrayal Code*, as amended from time to time and approved by the Commission. However, the application of the foregoing condition of licence will be suspended if the licensee is a member in good standing of the Canadian Broadcast Standards Council.

For the purposes of these conditions, “broadcast week,” “Canadian selection,” “content category,” “content subcategory” and “musical selection” shall have the same meanings as those set out in the *Radio Regulations, 1986*.

Expectation

The Commission expects the licensee to reflect the cultural diversity of Canada in its programming and employment practices.

Encouragement

In accordance with *Implementation of an employment equity policy*, Public Notice CRTC 1992-59, 1 September 1992, the Commission encourages the licensee to consider employment equity issues in its hiring practices and in all other aspects of its management of human resources.