



Broadcasting Decision CRTC 2009-154

Route reference: 2009-24

Ottawa, 23 March 2009

Canadian Broadcasting Corporation
Vancouver, British Columbia

Application 2008-1651-4, received 9 December 2008

CBUF-FM Vancouver – Use of the SCMO channel

1. The Commission **approves** the application by the Canadian Broadcasting Corporation (CBC), licensee of CBUF-FM Vancouver, for authority to use a subsidiary communications multiplex operation (SCMO) channel¹ for the purpose of broadcasting a predominantly Fijian Hindi- and Fijian-language radio service. Radio Fiji Mirchi will produce the programming. The Commission notes that it received an intervention that was not relevant to this application.
2. The Commission's policy regarding services using the SCMO channel of FM stations is set out in *Services using the vertical blanking interval (television) or subsidiary communications multiplex operation (FM)*, Public Notice CRTC 1989-23, 23 March 1989 (Public Notice 1989-23). The policy states that the Commission would be concerned if an SCMO service were to have a negative impact on existing local conventional ethnic broadcasters. No such broadcaster opposed this application. The Commission is satisfied that approval of this application will not have an undue negative impact on existing local conventional ethnic radio stations.
3. The Commission reminds the CBC that as stated in section 3(1)(h) of the *Broadcasting Act* (the Act), it is responsible for the programs that it broadcasts. The Commission therefore expects the CBC to ensure that its SCMO service is operated in a responsible manner and that it adheres to the guidelines regarding the provision of SCMO services set out in Appendix A to Public Notice 1989-23.
4. The Commission also reminds the licensee that pursuant to section 22(1) of the Act, this authority will only be effective when the Department of Industry notifies the Commission that its technical requirements have been met and that the licensee's broadcasting certificate will be amended.

Secretary General

This decision is to be appended to the licence. It is available in alternative format upon request and may also be examined in PDF format or in HTML at the following Internet site:
<http://www.crtc.gc.ca>.

¹ Programming broadcast using an SCMO channel is not accessible with standard radio equipment and requires the use of a special receiver.