



## Broadcasting Notice of Consultation CRTC 2009-74

Ottawa, 17 February 2009

Notice of applications received

### Various locations

**Deadline for submission of interventions/comments: 24 March 2009**

The Commission has received the following applications:

[\[Broadcasting intervention/comments form\]](#)

### Item Applicant and Locality

1. **Société de communication Ikito Pikogan ltée**  
Pikogan, Quebec  
Application No. 2009-0119-1
2. **My Broadcasting Corporation**  
Kincardine and Goderich, Ontario  
Application No. 2008-1565-7

### 1. **Pikogan, Quebec** **Application No. 2009-0119-1**

Application by **Société de communication Ikito Pikogan ltée** relating to the licence of the native Type B radio programming undertaking CKAG-FM Pikogan, Quebec.

The licensee proposes to change the authorized contours of CKAG-FM by increasing the effective radiated power from 50 watts to 3,738 watts (non-directional antenna with an effective height of antenna above average terrain of 38.43 metres) and by relocating the antenna to another site.

The licensee indicated that changing the effective radiated power, the antenna location and its height will allow members of the Abitibiwinini First Nation living outside the area presently covered, to receive CKAG-FM's programming.

*Licensee's address:*

30 David Kitabish Street  
Pikogan, Quebec  
J9T 3A3  
Fax: 819-772-4432  
E-mail: [ckagfm@cableamos.com](mailto:ckagfm@cableamos.com)

*Examination of application:*

At the licensee's address

2. **Kincardine and Goderich, Ontario**  
**Application No. 2008-1565-7**

Application by **My Broadcasting Corporation** (MBC), on behalf of 2079966 Ontario Inc. (2079966), seeking authority to effect a change in effective control of 2079966, pursuant to section 11(4)(a) of the *Radio Regulations, 1986*.

2079966 is the licensee of radio station CIYN-FM Kincardine and its transmitter in Goderich. The Commission authorized the FM radio station in Kincardine with transmitters in Goderich and Port Elgin in Broadcasting Decision CRTC 2005-68.

Since the licensee did not meet the requirement to implement the transmitters authorized in Broadcasting Decision CRTC 2005-68; that is, the transmitters were not implemented within the established time frame and the licensee did not request an extension to that time frame, the authorization granted for the operation of the transmitters became null and void.

Subsequently, the licensee filed a new application to operate a transmitter in Goderich. That application was approved in Broadcasting Decision CRTC 2008-68.

The applicant also filed a separate application (2008-1594-6) seeking an amendment to broadcasting licence for CIYN-FM Kincardine. In that application, the licensee proposes to add a transmitter in Port Elgin operating at 90.9 MHz (channel 215B) with an effective radiated power of 3,100 watts.

2079966 is owned by Mr. Brian Cooper (35.05% of voting interest), Mr. Daniel McCarthy (35.05% of voting interest) and The Haliburton Broadcasting Group Inc. (Haliburton) (29.9% of voting interest). The proposed transaction will be effected through the transfer of all the issued and outstanding shares of 2079966 to MBC. As a result, effective control of 2079966 would be exercised by MBC, a corporation jointly controlled by Mr. John Pole and Mr. Andrew Dickson.

The share purchase price, based on the terms of the purchase agreement, reflects two values, one considering the Port Elgin transmitter of \$1,125,000 and one without the Port Elgin transmitter of \$1,000,000. This value is subject to the Commission's determination.

The applicant is seeking an exemption from the tangible benefits requirements set out in Broadcasting Public Notice CRTC 2006-158 on the basis of the financial situation of the Kincardine station and the current level of Canadian content development commitments already in place, by condition of licence, for CIYN-FM Kincardine.

The Commission invites comments on the proposed transaction.

*Applicant's address:*

321B Raglan St. South  
P.O. Box 961  
Renfrew, Ontario  
K7V 4H4  
E-mail: [andrew@myfmradio.ca](mailto:andrew@myfmradio.ca)

*Examination of application:*

CIYN-FM Kincardine  
807 Queen Street  
Kincardine, Ontario

## **Public Participation**

### **Deadline for Interventions/Comments**

**24 March 2009**

The intervention must be received by the Commission and by the applicant on or before the above-mentioned date. The Commission cannot be held responsible for postal delays and will not notify an intervener whose intervention is received after the deadline date. The intervention will not be considered by the Commission and will not be part of the public file.

Your intervention will be considered by the Commission, and will form part of the public record of the proceeding without further notification to you, provided the procedure set out below has been followed. You will be contacted only if your submission raises procedural questions.

Submit your written intervention to the Secretary General of the Commission in **only one** of the following formats:

**by using the**  
[\[Broadcasting intervention/comments form\]](#)

or

**by mail to**  
CRTC, Ottawa, Ontario K1A 0N2

or

**by fax at**  
819-994-0218

A true copy must be sent to the applicant and proof that this has been done must accompany the intervention sent to the Commission.

The Commission advises those who file and serve by electronic mode to exercise caution when using e-mail for service of documents or notification, as it may be difficult to establish that service has occurred.

Before initiating service through electronic mode, please ensure that you will be able to satisfy the Commission, upon request, that service of the notification was completed.

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 damaged during electronic transmission.

Each paragraph of the document should be numbered.

Your intervention should clearly identify the application and indicate whether you support or oppose the application, or if you propose changes to it, include the facts and grounds for your proposal.

### **Important notice**

Note that all information that you provide as part of this public process, except information granted confidentiality, whether sent by postal mail, facsimile, e-mail or through the Commission's Web site 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 Web site. This information includes your personal information, such as your full name, e-mail address, postal/street address, telephone and facsimile number(s), and any other personal information you provide.

The personal information you 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 Web site in their entirety exactly as you send them, 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.

Please note that the information you 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 our Web site with the help of either our own search engine or a third-party search engine will not provide access to the information which was provided as part of this public process.

### **Examination of Documents**

An electronic version of applications is available from the Commission's Web site by selecting the application number within this notice.

A list of all interventions/comments will also be available on the Commission's Web site. An electronic version of all interventions/comments submitted will be accessible from this list. To access the list, select "Lists of interventions/comments" under "Public Proceedings" from the Commission's Web site.

Documents are also available during normal office hours at the local address provided in this notice and at the Commission offices and documentation centres directly involved with these applications or, upon request, within 2 working days, at any other Commission offices and documentation centres.

Central Building  
Les Terrasses de la Chaudière  
1 Promenade du Portage, Room 206  
Gatineau, Quebec K1A 0N2  
Tel: 819-997-2429  
Toll free Telephone: 1-877-249-2782  
Toll-free TDD: 1-877-909-2782  
Fax: 819-994-0218

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, Suite 624  
Toronto, Ontario M4T 1M2  
Tel: 416-952-9096  
Kensington Building  
275 Portage Avenue, Suite 1810  
Winnipeg, Manitoba R3B 2B3  
Tel: 204-983-6306 – TDD: 204-983-8274  
Fax: 204-983-6317

Cornwall Professional Building  
2125 – 11<sup>th</sup> Avenue, Room 103  
Regina, Saskatchewan S4P 3X3  
Tel: 306-780-3422

10405 Jasper Avenue, Suite 520  
Edmonton, Alberta T5J 3N4  
Tel: 780-495-3224

530-580 Hornby Street  
Vancouver, British Columbia V6C 3B6  
Tel: 604-666-2111 – TDD: 604-666-0778  
Fax: 604-666-8322

Secretary General

*This document 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>.