



Telecom Order CRTC 2009-99-1

Additional reference: 2009-99

Ottawa, 12 March 2009

Videotron Ltd. – *Ex parte* application

File number: Tariff Notice 23

Erratum

Telecom Order CRTC 2009-99 dated 27 February 2009 is amended and the modifications are identified below in bolded italics.

1. The Commission approves on an interim basis, effective 18 March 2009, the *ex parte* application¹ by Videotron Ltd. dated 16 February 2009.
2. In order that the application may be available for public examination, consistent with the *CRTC Telecommunications Rules of Procedure*, the company is directed to file with the Commission, on or before 18 March 2009, an electronic version of the application for the Commission website. Among other things, Telecom ***Circular 2007-16***² allows interveners to comment, within **30** days, on ***competitor services*** applications that have been placed on the public record.

Secretary General

¹ An *ex parte* application is an application that has been filed with the Commission without notice to the public and, as such, is not placed on the public record when initially filed. An *ex parte* decision is one in which the Commission disposes of an application solely on the basis of the applicant's submissions. Subsection 61(3) of the *Telecommunications Act* allows the Commission to make an *ex parte* decision where it considers that the circumstances of the case justify it. In *Review of regulatory framework*, Telecom Decision CRTC 94-19, 16 September 1994, the Commission set out several considerations to be balanced in any determination to permit *ex parte* tariff filings, including the public interest in the effective operation of the competitive marketplace and the public interest in an open regulatory process.

² ***Telecom Circular CRTC 2007-16 – A guide to the CRTC processes for telecommunications applications, 11 June 2007.***

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