



## Broadcasting Notice of Consultation CRTC 2012-10

PDF version

Ottawa, 10 January 2012

### Notice of application received

**Calgary, Alberta**

**Deadline for submission of interventions/comments/answers: 14 February 2012**

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

The Commission has received the following application:

### **Applicant/Licensee and Locality**

1. **Bell Media Inc. and 7550413 Canada Inc., partners in a general partnership carrying on business as Bell Media Calgary Radio Partnership**  
Calgary, Alberta  
Application 2010-1383-8

### **1. Calgary, Alberta** **Application 2010-1383-8**

Application by **Bell Media Inc. and 7550413 Canada Inc., partners in a general partnership carrying on business as Bell Media Calgary Radio Partnership**, relating to the broadcasting licence for the English-language commercial radio programming undertaking CKCE-FM Calgary.

The applicant requests the deletion of the following condition of licence relating to Canadian talent development (CTD), set out in *Hot Adult Contemporary FM radio station in Calgary*, Broadcasting Decision CRTC 2006-324, 2 August 2006:

2. Upon commencement of operations, the licensee shall contribute an annual minimum of \$640,000 to the development and promotion of Canadian talent, allocated as follows:
  - \$62,000 to support the Emerging Indie CD series – a series of CDs featuring new independent Canadian artists
  - \$15,000 to support Alberta's Own Independent Music Festival
  - \$61,500 for the Calgary Café Series, a series of live lunch time concerts in downtown locations

- \$65,000 to support the staging and marketing of an Alberta musician's showcase during Canadian Music Week
- \$118,250 to support the Foundation to Assist Canadian Talent on Records (FACTOR)
- \$118,250 to support the Radio Starmaker Fund
- \$200,000 to support the Music Education Program of the Canadian Academy of Recording Arts and Sciences

The amounts set out above include those required under condition of licence 5 set out in Public Notice 1999-137. The Commission reminds the licensee that all CTD expenditures must be made in accordance with the Commission's policy on qualifying contributions to Canadian talent development, as set out in Appendix 1 to *An FM policy for the nineties*, Public Notice CRTC 1990-111, 17 December 1990.

The applicant proposes instead to adhere to the following condition of licence relating to Canadian content development (CCD) contributions:

In addition to the required basic annual contribution to CCD, set out in section 15 of the *Radio Regulations, 1986*, the licensee shall, for the remainder of its licence term, make an annual contribution of \$640,000 to the promotion and development of Canadian content.

Of this amount, the licensee shall allocate 20% to FACTOR as required by *Commercial Radio Policy 2006*, Broadcasting Public Notice CRTC 2006-158, 15 December 2006 (Broadcasting Public Notice 2006-158).

The remainder of the licensee's CCD contribution shall be allocated to parties and initiatives fulfilling the definition of eligible initiatives set out in paragraph 108 of Broadcasting Public Notice 2006-158.

The applicant states that it submitted this application in order to have more flexibility regarding the manner in which CKCE-FM allocates monies that are used towards the Emerging Indie CD Series and the Calgary Café Series.

It appears to the Commission that the licensee may have failed to comply with its conditions of licence relating to its contributions to certain CTD and CCD initiatives for the 2006-2007, 2007-2008, 2008-2009, and 2009-2010 broadcast years.

*Applicant's address:*

299 Queen Street West  
Toronto, Ontario  
M5V 2Z5  
Fax: 416-384-4580

E-mail: [david.spodek@bellmedia.ca](mailto:david.spodek@bellmedia.ca)

Website to view application:

[http://www.bellmedia.ca/about/Media\\_RegulatoryAffairs.page?language=en](http://www.bellmedia.ca/about/Media_RegulatoryAffairs.page?language=en)

E-mail to request electronic version of application: [david.spodek@bellmedia.ca](mailto:david.spodek@bellmedia.ca)

## **Procedure**

### **Deadline for interventions or answers**

**14 February 2012**

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."

This notice may announce applications that would normally be subject to the written process described in Part 1 of the Rules of Procedure, but that were filed before 1 April 2011. An explanation in this regard is set out in *Implementation of new Rules of Practice and Procedure*, Broadcasting and Telecom Regulatory Policy CRTC 2010-958, 23 December 2010.

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 applicant/licensee, either on its website or upon request by contacting the applicant/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

Les Terrasses de la Chaudière  
Central Building  
1 Promenade du Portage, Room 206  
Gatineau, Quebec  
J8X 4B1  
Tel.: 819-997-2429  
Fax: 819-994-0218

***Regional offices***

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

360 Main Street  
 Suite 970  
 Winnipeg, Manitoba  
 R3C 3Z3  
 Tel.: 204-983-6306  
 Fax: 204-983-6317

2220 – 12<sup>th</sup> Avenue  
 Suite 620  
 Regina, Saskatchewan  
 S4P 0M8  
 Tel.: 306-780-3422

100 – 4<sup>th</sup> Avenue South-West  
 Suite 403  
 Calgary, Alberta  
 T2P 3N2  
 Tel.: 403-292-6660  
 Fax: 403-292-6686

858 Beatty Street  
 Suite 290  
 Vancouver, British Columbia  
 V6B 1C1  
 Tel.: 604-666-2111  
 Fax: 604-666-8322

Secretary General