



Broadcasting Decision CRTC 2013-203

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Route reference: 2012-616

Ottawa, 25 April 2013

Canadian Broadcasting Corporation
Paris and Kitchener-Waterloo, Ontario

Application 2012-0751-4, received 14 June 2012
Public hearing in the National Capital Region
18 January 2013

English-language FM radio station in Paris and licence amendment for CBLA-FM Toronto

*The Commission **approves** an application by the Canadian Broadcasting Corporation (CBC) for a broadcasting licence to operate an English-language FM radio station in Paris. The terms and conditions of licence are set out in the appendix to this decision.*

*The Commission also **approves** the CBC's application to amend the broadcasting licence for the radio programming undertaking CBLA-FM Toronto by deleting the transmitter CBLA-FM-2 Paris.*

Introduction

1. The Canadian Broadcasting Corporation (CBC) filed an application for a broadcasting licence to operate an English-language FM radio programming undertaking in Paris.
2. The proposed FM station would replace the CBC transmitter CBLA-FM-2 Paris and would operate under the technical parameters currently authorized. The station would therefore operate at 89.1 MHz (channel 206B) with an average effective radiated power (ERP) of 5,000 watts (maximum ERP of 13,500 watts with an effective height of antenna above average terrain of 220.5 metres).
3. The CBC indicated that the station would continue to broadcast programming from its Radio One network, but would also broadcast at least 12 hours and 30 minutes of local programming directed to Kitchener-Waterloo residents in each broadcast week. Local programming would consist of a mix of local, national and international news, up-to-date weather forecasts, road conditions, sports coverage, interviews and short documentaries.
4. Finally, the CBC stated that if this application were approved, it wished to amend the broadcasting licence for the radio programming undertaking CBLA-FM Toronto by deleting the transmitter CBLA-FM-2 Paris.

5. The Commission acknowledges the intervention submitted by Durham Radio Inc. in opposition to this application.

Commission's analysis and decision

6. The Commission considers that this application serves the public interest and is consistent with the CBC's statutory mandate under the *Broadcasting Act*.
7. The Commission **approves** the application by the Canadian Broadcasting Corporation for a broadcasting licence to operate an English-language FM radio programming undertaking in Paris. The terms and **conditions of licence** are set out in the appendix to this decision. The CBC must submit a licence amendment application if it wishes to harmonize the new station's conditions of licence with those that will be imposed on the CBC's undertakings following the proceeding on the renewal of the licences for its stations.
8. Given the preceding, the Commission also **approves** the application by the Canadian Broadcasting Corporation to amend the broadcasting licence for the radio programming undertaking CBLA-FM Toronto by deleting the transmitter CBLA-FM-2 Paris. The Commission notes that this deletion will occur at the time that the new FM station approved above is prepared to commence operations.

Employment equity

9. Because this applicant is subject to the *Employment Equity Act* and files reports concerning employment equity with the Department of Human Resources and Skills Development, its employment equity practices are not examined by the Commission.

Secretary General

**This decision is to be appended to the licence.*

Appendix to Broadcasting Decision CRTC 2013-203

Terms and conditions of licence for the English-language FM radio programming undertaking in Paris, Ontario

Terms

The licence will expire 31 August 2019.

The station will operate at 89.1 MHz (channel 206B) with an average effective radiated power (ERP) of 5,000 watts (maximum ERP of 13,500 watts with an effective height of antenna above average terrain of 220.5 metres).

Conditions of licence

1. The licensee shall not broadcast any commercial messages belonging to content category 5 (Advertising) except:
 - a) during programs that are available to the licensee only on a sponsored basis; or
 - b) as required to fulfill the requirements of the legislation of the Parliament of Canada pertaining to elections.
2. In each broadcast week, the licensee shall devote at least 50% of its musical selections from content category 2 (Popular Music) to Canadian musical selections scheduled in a reasonable manner throughout the broadcast day.
3. In each broadcast week, the licensee shall devote at least 20% of its musical selections from content category 3 (Special Interest Music) to Canadian musical selections.
4. The licensee must adhere to its self-regulatory guidelines on sex-role portrayal, as amended from time to time and approved by the Commission, and at a minimum to the Canadian Association of Broadcasters' *Equitable Portrayal Code*, as amended from time to time and approved by the Commission.