



Broadcasting Decision CRTC 2014-393

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Route reference: 2014-26

Ottawa, 29 July 2014

CJQC Radio Society
Liverpool, Nova Scotia

Application 2012-1618-5, received 21 December 2012
Public hearing in the National Capital Region
8 April 2014

Low-power community radio station in Liverpool

*The Commission **approves** an application for a broadcasting licence to operate a low-power, English-language community FM radio station in Liverpool, Nova Scotia.*

Application

1. CJQC Radio Society (CJQC Radio) filed an application for a broadcasting licence to operate a low-power, English-language community FM radio station in Liverpool, Nova Scotia. The Commission received an intervention supporting the application by the National Campus and Community Radio Association.
2. CJQC Radio is a not-for-profit corporation controlled by its board of directors.
3. The new station would operate at 99.3 MHz (channel 257LP) with an effective radiated power of 50 watts (non-directional antenna with an effective height of antenna above average terrain of -4.2 metres).
4. CJQC Radio indicated that the station would broadcast 126 hours of programming each broadcast week, including 91 hours of local, station-produced programming. The remainder of the programming would consist of syndicated programming obtained from Canadian and American sources.
5. Spoken word programming would consist of local and regional news, weather, community announcements and interviews, as well as the promotion of local events and activities. CJQC Radio proposed to devote 10 hours per broadcast week to newscasts, including 1 hour and 40 minutes of pure news.¹ The station's musical

¹ As set out in Broadcasting Regulatory Policy 2010-819, "news" excludes related surveillance material—that is, weather, traffic, sports and entertainment reports.

programming would be drawn from a range of selections from content categories 2 (Popular Music) and 3 (Special Interest Music).

6. With respect to the promotion of local talent, the station would broadcast an hour-long program entitled “Analog Songs” on Sundays featuring interviews with and showcasing the music of local emerging artists from Queens County and the surrounding South Shore region. Finally, regarding the use and training of volunteers, CJQC Radio indicated that they would be involved in every facet of the station’s operations and would acquire technical and production skills from training with an experienced staff member. The program director or the station manager would be solely responsible for the training of on-air personalities and for ensuring that the station’s programming complies with Commission regulations.

Background

7. The Commission notes that a previous application by Alex J. Walling, representing a company to be incorporated (Mr. Walling), for an English-language low-power Type B community FM station to serve Liverpool was approved by the Commission in Broadcasting Decision 2009-580. The Commission noted in the decision, however, that it would only issue a licence once the applicant satisfied the Commission, with supporting documentation, that an eligible Canadian corporation had been incorporated and informed it in writing that it was prepared to commence operations. The required documentation and notification were not received by the Commission, nor did Mr. Walling request an extension of time before the 15 September 2011 deadline. Consequently, the authority granted in Broadcasting Decision 2009-580 became null and void.
8. For its part, CJQC Radio acquired the assets of the radio station from Mr. Walling on 28 May 2012, unaware that the station was operating without a licence since September 2009. In November 2012, Commission staff informed CJQC Radio that it was operating a radio broadcasting undertaking without a licence as required by the *Broadcasting Act*. In light of this information, CJQC Radio filed the current application for a new community station in Liverpool to rectify the situation.

Commission’s decision

9. The Commission expects community radio stations to provide programming differing in style and substance from that provided by other elements of the broadcasting system, particularly commercial radio stations and the Canadian Broadcasting Corporation. Such programming should consist of music, especially Canadian music, not generally heard on commercial stations (including special interest music, as well as styles of popular music seldom broadcast), in-depth spoken word programming and programming targeted to specific groups within the community.
10. The Commission is satisfied that the application complies with the provisions for community radio stations set out in Broadcasting Regulatory Policy 2010-499. Accordingly, the Commission **approves** the application by CJQC Radio Society for a

broadcasting licence to operate a low-power, English-language community FM radio programming undertaking in Liverpool, Nova Scotia. The terms and **conditions of licence** are set out in the appendix to this decision.

Secretary General

Related documents

- *Revised content categories and subcategories for radio*, Broadcasting Regulatory Policy CRTC 2010-819, 5 November 2010
- *Campus and community radio policy*, Broadcasting Regulatory Policy CRTC 2010-499, 22 July 2010
- *Community radio station in Liverpool*, Broadcasting Decision CRTC 2009-580, 15 September 2009

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

Appendix to Broadcasting Decision CRTC 2014-393

Terms, conditions of licence, expectation and encouragement for the low-power, English-language community FM radio programming undertaking in Liverpool, Nova Scotia

Terms

The licence will take effect 1 September 2014 and expire 31 August 2021.

The station will operate at 99.3 MHz (channel 257LP) with an average effective radiated power of 50 watts (non-directional antenna with an effective height of antenna above average terrain of -4.2 metres).

The Commission reminds the applicant that pursuant to section 22(1) of the *Broadcasting Act*, no licence may be issued until the Department of Industry (the Department) notifies the Commission that its technical requirements have been met and that a broadcasting certificate will be issued.

Given that the technical parameters approved in this decision are for a low-power unprotected FM undertaking, the Commission also reminds the applicant that it will have to select another frequency if the Department so requires.

Furthermore, the Commission will only issue a licence for this undertaking once the applicant has informed the Commission in writing that it is prepared to commence operations. The undertaking must be operational at the earliest possible date and in any event no later than 24 months from the date of this decision, unless a request for an extension of time is approved by the Commission before **29 July 2016**. In order to ensure that such a request is processed in a timely manner, it should be submitted at least 60 days before this date.

Conditions of licence

1. The licensee shall adhere to the conditions of licence set out in *Standard conditions of licence for campus and community stations*, Broadcasting Regulatory Policy CRTC 2012-304, 22 May 2012.

Expectation

As set out in *Campus and community radio policy*, Broadcasting Regulatory Policy CRTC 2010-499, 22 July 2010, the Commission expects all community and campus licensees to file yearly updates on the composition of their boards of directors. These annual updates can be submitted at the time of submission of annual returns, following annual board of directors' elections, or at any other time. As noted in Appendix 3 to that regulatory policy, licensees may submit such documentation via the Commission's website.

Encouragement

The Commission considers that community radio stations should be particularly sensitive to employment equity issues in order to reflect fully the communities they serve. It encourages the licensee to consider these issues in its hiring practices and in all other aspects of its management of human resources.