



## Broadcasting Decision CRTC 2006-290

Ottawa, 11 July 2006

### **Newcap Inc.**

Charlottetown, Prince Edward Island

*Application 2006-0443-0*

*Broadcasting Public Notice CRTC 2006-58*

*8 May 2006*

### **Use of frequency 105.5 MHz by the new FM radio station in Charlottetown**

1. The Commission **approves** the application by Newcap Inc. (Newcap) to operate its new English-language commercial FM station in Charlottetown at 105.5 MHz (channel 288C1) with an average effective radiated power (ERP) of 33,000 watts.
2. Newcap filed this application in response to the Commission's direction in *English-language FM radio station in Charlottetown*, Broadcasting Decision CRTC 2006-90, 24 March 2006 (Decision 2006-90). The applicant had originally proposed to operate its new station at 89.9 MHz, but that proposal was technically mutually exclusive with two applications for the use of the same frequency in Halifax, Nova Scotia, heard at the 16 January 2006 Public Hearing in the National Capital Region. The Department of Industry (the Department) identified the frequency in question as the last Class C1 channel available to the Halifax market.
3. The Commission noted in Decision 2006-90 that, although there were other FM allotments in Charlottetown, no comparable alternative to 89.9 MHz existed in Halifax. Accordingly, the Commission denied Newcap's proposed use of 89.9 MHz in Charlottetown, and stated that it would only issue a licence to Newcap if it submitted an application proposing the use of an FM frequency and technical parameters acceptable to both the Commission and to the Department.
4. The Commission did not receive any interventions in connection with this application.

5. 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 notifies the Commission that its technical requirements have been met, and that a broadcasting certificate will be issued.

Secretary General

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