



Broadcasting Public Notice CRTC 2006-2

Ottawa, 12 January 2006.

*The Commission has received the following applications. The deadline for submission of interventions/comments is **16 February 2006**.*

Item Applicant and Locality

1. **CHUM Limited (CHBE-FM)**
Victoria, British Columbia
2. **TELUS Communications Inc.**
Across Canada
3. **CanWest MediaWorks Inc. and Prime Television Holdco Inc., partners in a general partnership carrying on business as Prime TV**
Across Canada
4. **The Winnipeg Campus/Community Radio Society Inc. (CKUW- FM)**
Winnipeg, Manitoba
5. **Saskatchewan Telecommunications**
Province of Saskatchewan
6. **MTS Allstream Inc.**
Province of Manitoba

1. **Victoria, British Columbia** **Application No. 2005-0662-8**

Application by **CHUM Limited (CHUM)** to renew the licence of the English-language commercial FM radio programming undertaking CHBE-FM Victoria, expiring 31 August 2006.

CHUM proposes to delete the condition of licence which requires it to contribute \$22,000 per year to Canadian Talent Development (CTD), including \$14,000 per year for a New Music Festival and \$3,000 per year for a Songwriter's Seminar.

In its place, CHUM proposes to add a condition of licence which requires that it contribute \$5,000 annually in CTD contributions to FACTOR over the period of seven years. This contribution is in accordance with the minimum required by the CTD plan created by the Canadian Association of Broadcasters.

Licensee's address:

CFOX/CHBE-FM
 825 Broughton Street
 Victoria, British Columbia
 V8W 1E5
 Fax: (250) 386-5775
 E-Mail: tspence@cfax1070.com

Examination of application:

At the licensee's address

[\[Broadcasting intervention/comments form\]](#)

2. **Across Canada**
Application No. 2005-1274-0

Application by **TELUS Communications Inc.** (TELUS) to amend the licence of the national video on demand (VOD) programming undertaking known as TELUS video on demand.

The licensee proposes to add a condition of licence that would prohibit it from distributing programming that contains any commercial message except if the message is already included in a program previously aired by a Canadian television programming undertaking and is subsequently offered on an on-demand basis at no charge to the subscriber.

To this end, TELUS proposes that the condition of licence pertaining to adherence to the *Pay Television Regulations, 1990* be amended as follows:

The licensee shall adhere to the *Pay Television Regulations, 1990*, with the exception of section 3(2)(d) (commercial messages) and section 4 (logs and records).

The applicant also proposes to add the following condition of licence :

TELUS shall not include as part of its VOD offering any program including a commercial message except where:

- a. the message was already included in a program previously broadcast by a Canadian programming service;
- b. the program's inclusion as part of the VOD offering is in accordance with the terms of a written agreement entered into with the operator of the Canadian programming service that broadcast the program; and
- c. the program is offered to subscribers on an on-demand basis at no charge.

TELUS Communications Inc. states it wishes to obtain more flexibility in offering television content on its VOD service.

Licensee's address:

12-45 O'Connor Street
Ottawa, Ontario
K1P 1A4
Fax: (613) 597-8374
E-Mail: ann.mainville-neeson@telus.com

Examination of application:

At the licensee's address

[\[Broadcasting intervention/comments form\]](#)

3. **Across Canada**
Application No. 2005-1133-8

Application by **CanWest MediaWorks Inc. and Prime Television Holdco Inc., partners in a general partnership carrying on business as Prime TV**, to amend the licence of the national English-language specialty programming undertaking known as Prime TV.

The licensee proposes to amend condition of licence 1(b) to add category 4 (religion) to the list of categories from which it may draw programming.

The licensee further proposes to limit the amount of category 4 programming which it may broadcast at 10% of the broadcast week.

Licensee's address:

Global Television
81 Barber Greene Road
Toronto, Ontario
M3C 2A2
Fax: (416) 446-2077
E-Mail: ttatto@globaltv.ca

Examination of application:

At the licensee's address

[\[Broadcasting intervention/comments form\]](#)

4. **Winnipeg, Manitoba**
Application No. 2005-0127-2

Application by **The Winnipeg Campus/Community Radio Society Inc.** to renew the licence of the community-based campus radio programming undertaking CKUW-FM Winnipeg, expiring 28 February 2006.

Licensee's address:

515 Portage Avenue
 Winnipeg, Manitoba
 R3B 2E9
 Fax: (204) 783-7080
 E-Mail: ckuw@uwinnipeg.ca

Examination of application:

Room 4CM11
 515 Portage Avenue
 Winnipeg, Manitoba

[\[Broadcasting intervention/comments form\]](#)

5. **Province of Saskatchewan**
Application No. 2005-1265-9

Application by **Saskatchewan Telecommunications** (SaskTel) to amend the licence of the video on demand (VOD) programming undertaking known as Max Front Row.

The licensee proposes to add a condition of licence that would prohibit it from distributing programming that contains any commercial message except if the message is already included in a program previously aired by a Canadian television programming undertaking and is subsequently offered on an on-demand basis at no charge to the subscriber.

To this end, SaskTel proposes that the condition of licence pertaining to adherence to the *Pay Television Regulations, 1990* be amended as follows:

The licensee shall adhere to the *Pay Television Regulations, 1990*, with the exception of section 3(2)(d) (commercial messages) and section 4 (logs and records).

The applicant also proposes to add the following condition of licence:

The licensee shall not include as part of its VOD offering any program containing a commercial message except where:

- a. the message was already included in a program previously broadcast by a Canadian programming service;
- b. the program's inclusion as part of the VOD offering is in accordance with the terms of a written agreement entered into with the operator of the Canadian programming service that broadcast the program; and
- c. the program is offered to subscribers on an on-demand basis at no charge.

SaskTel states that granting approval of this application would allow them to enhance the level of service it provides to its subscribers by offering a more flexible and convenient means to watch their favourite television shows.

Licensee's address:

2121 Saskatchewan Drive, 12th Floor
 Regina, Saskatchewan
 S4P 3Y2
 Fax: (306) 565-6216
 E-Mail: document.control@sasktel.sk.ca

Examination of application:

Estevan Shoppers Mall
 400 King Street
 Estevan, Saskatchewan

109 MacLeod Avenue
 Melfort, Saskatchewan

83 Ominica Street West
 Moose Jaw, Saskatchewan

1201 – 100th Street
 North Battleford, Saskatchewan

47 – 12th Street East
 Prince Albert, Saskatchewan

Cornwall Centre
 2121 Saskatchewan Drive
 Regina, Saskatchewan

Scotia Centre
 123 2nd Avenue South
 Main Floor
 Saskatoon, Saskatchewan

Wheatland Mall
 1150 Central Avenue North
 Swift Current, Saskatchewan

314 Coteau Avenue
 Weyburn, Saskatchewan

Parkland Mall
 277 Broadway East
 Yorkton, Saskatchewan

[\[Broadcasting intervention/comments form\]](#)

6. **Province of Manitoba**
Application No. 2005-1270-9

Application by **MTS Allstream Inc.** (MTS) to amend the licence of the video on demand (VOD) programming undertaking known as MTS Video on Demand.

The licensee proposes to add a condition of licence that would prohibit it from distributing programming that contains any commercial message except if the message is already included in a program previously aired by a Canadian television programming undertaking and is subsequently offered on an on-demand basis at no charge to the subscriber.

To this end, MTS proposes that the condition of licence pertaining to adherence to the *Pay Television Regulations, 1990* be amended as follows:

The licensee shall adhere to the *Pay Television Regulations, 1990*, with the exception of section 3(2)(d) (commercial messages) and section 4 (logs and records).

The applicant also proposes to add the following condition of licence:

The licensee shall not include as part of its VOD offering any program containing a commercial message except where:

- a. the message was already included in a program previously broadcast by a Canadian programming service;

- b. the program's inclusion as part of the VOD offering is in accordance with the terms of a written agreement entered into with the operator of the Canadian programming service that broadcast the program; and
- c. the program is offered to subscribers on an on-demand basis at no charge.

MTS states that an expanded assortment of relevant Canadian programming will increase the level of use of its VOD service.

Licensee's address:

45 O'Connor Street
Suite 1400
Ottawa, Ontario
K1P 1A4
Fax: (613) 688-8303
E-Mail: iworkstation@allstream.com

Examination of application:

Best Lands Building
Security / Reception
191 Pioneer Avenue
Winnipeg, Manitoba

[\[Broadcasting intervention/comments form\]](#)

Public Participation

Deadline for Interventions/Comments

16 February 2006

The intervention must be received by the CRTC and by the applicant on or before the above-mentioned date. The Commission cannot be held responsible for postal delays.

Your intervention will be considered by the Commission, and will form part of the public record of the proceeding without further notification to you, provided the procedure set out below has been followed. You will be contacted only if your submission raises procedural questions.

Submit your written intervention to the Secretary General of the Commission in **only one** of the following formats:

by using the
Broadcasting Intervention/Comments Form
located below the description of each application within this public notice

or

by mail to
CRTC, Ottawa, Ontario K1A 0N2

or

by fax at
(819) 994-0218

A true copy must be sent to the applicant and proof that this has been done must accompany the intervention sent to the Commission.

The Commission advises those who file and serve by electronic mode to exercise caution when using e-mail for service of documents or notification, as it may be difficult to establish that service has occurred.

Before initiating service through electronic mode, please ensure that you will be able to satisfy the Commission, upon request, that service of the notification was completed.

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 damaged during electronic transmission.

Each paragraph of the document should be numbered.

Your intervention should clearly identify the application and indicate whether you support or oppose the application, or if you propose changes to it, include the facts and grounds for your proposal.

Important notice

Note that all information that you provide as part of this public process, except information granted confidentiality, whether sent by postal mail, facsimile, e-mail or through the Commission's web site at www.crtc.gc.ca, becomes part of a publicly accessible file and will be posted on the Commission's web site. This information includes your personal information, such as your full name, e-mail address, postal/street address, telephone and facsimile number(s), and any other personal information you provide.

Documents received electronically or otherwise will be put on the Commission's web site in their entirety exactly as you send them, 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 personal information you 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.

Examination of Documents

An electronic version of applications is available from the Commission's web site by selecting the application number within this notice.

A list of all interventions/comments will also be available on the Commission's Web site. An electronic version of all interventions/comments submitted will be accessible from this list. To access the list, select "Lists of interventions/comments" under "Public Proceedings" from the Commission's Web site.

Documents are also available during normal office hours at the local address provided in this notice and at the Commission offices and documentation centres directly involved with these applications or, upon request, within 2 working days, at any other CRTC offices and documentation centres.

Central Building

Les Terrasses de la Chaudière
1 Promenade du Portage, Room 206
Gatineau, Quebec K1A 0N2
Tel: (819) 997-2429 – TDD: 994-0423
FAX: (819) 994-0218

Metropolitan Place

99 Wyse Road, Suite 1410
Dartmouth, Nova Scotia B3A 4S5
Tel: (902) 426-7997 – TDD: 426-6997
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

Kensington Building
275 Portage Avenue, Suite 1810
Winnipeg, Manitoba R3B 2B3
Tel: (204) 983-6306 – TDD: 983-8274
FAX: (204) 983-6317

Cornwall Professional Building
2125 – 11th Avenue, Room 103
Regina, Saskatchewan S4P 3X3
Tel: (306) 780-3422

10405 Jasper Avenue, Suite 520
Edmonton, Alberta T5J 3N4
Tel: (780) 495-3224

530-580 Hornby Street
Vancouver, British Columbia V6C 3B6
Tel: (604) 666-2111 – TDD: 666-0778
FAX: (604) 666-8322

Secretary General

This document 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>