



Broadcasting Public Notice CRTC 2006-38

Ottawa, 30 March 2006

Call for comments on the proposed addition of Baby TV to the eligible lists of satellite services for distribution on a digital basis, and on the removal of German TV

Request to add Baby TV

1. The Commission received a request dated 23 February 2006 from Rogers Cable Communications Inc. (Rogers) for the addition of Baby TV, a non-Canadian satellite service, to the lists of eligible satellite services for distribution on a digital basis (the digital lists). Rogers described the service as follows:

Baby TV is a 24-hour non-commercial television channel dedicated to infants and toddlers under 3 years of age. Daytime programming consists of 2 to 8 minute episodes, which are educational and entertaining. Evening programming consists of soft music with gentle images providing a soothing atmosphere. The service does not include any commercials, advertisements or promotions. The service will be offered to Canadian distributors in both English-language and French-language versions, so that the second language can be carried on a secondary audio program (SAP).
2. The Commission's approach to requests for the addition of non-Canadian English- and French-language services to the digital lists was set out initially in *Call for proposals to amend the lists of eligible satellite services through the inclusion of additional non-Canadian services eligible for distribution on a digital basis only*, Public Notice CRTC 2000-173, 14 December 2000 (Public Notice 2000-173). In Public Notice 2000-173, the Commission indicated that it would assess such requests in the context of its general policy which, among other things, precludes the addition of a non-Canadian satellite service that can be considered either totally or partially competitive with Canadian specialty or pay television services. In applying this policy, the Commission stated that it would take into account all specialty and pay television programming services whose licence applications had been approved by the Commission, including all of the launched and unlaunched Category 1 and Category 2 specialty and pay television services.
3. Public Notice 2000-173 also set out specific information that the Canadian sponsors must file in support of their requests.

Removal of German TV from the digital lists

4. German TV, originally sponsored by the Canadian Cable Telecommunications Association, was added to the digital lists on 15 July 2004¹. It is the Commission's understanding that German TV ceased to operate on 31 December 2005.
5. Accordingly, the Commission proposes to delete German TV from the digital lists.

Call for comments

6. The Commission calls for comments on Rogers' request for the addition of Baby TV to the digital lists and on the proposal to remove German TV from the digital lists. Parties submitting comments on the request by Rogers should also submit a true copy of their comments to the Canadian sponsor, Rogers, at the following address:

Rogers Cable Communications Inc.
333 Bloor Street East
9th Floor
Toronto, Ontario
M4W 1G9
e-mail: cable.regulatory@rci.rogers.com
facsimile: (416) 935-4875

7. In the case of Rogers' request, proof that comments have been sent to the sponsor must accompany the original version of the comments sent to the Commission.
8. Comments on both Rogers' request to add Baby TV to the digital lists and the proposal to remove German TV from the digital lists must be received by the Commission no later than **1 May 2006**. In the case of Rogers' request, a copy of the comments must be received by Rogers no later than the deadline for receipt of comments by the Commission.
9. Rogers may file a written reply to any comments received concerning its request. This reply should be filed with the Commission, and a copy sent to the person who submitted the comments, by no later than **15 May 2006**.
10. In the case of both Rogers' request and the proposal related to German TV, the Commission will not formally acknowledge comments. It will, however, fully consider all comments and they will form part of the public record of the proceeding, provided that the procedures for filing set out below have been followed.

¹ Requests to add non-Canadian third-language services to the lists of eligible satellite services for distribution on a digital basis, Broadcasting Public Notice CRTC 2004-50, 15 July 2004.

Procedures for filing comments

11. Interested parties can file their comments to the Secretary General of the Commission:

- **by using the**
Broadcasting Intervention/Comments Form

OR

- **by mail to**
CRTC, Ottawa, Ontario K1A 0N2

OR

- **by fax at**
(819) 994-0218

12. Submissions longer than five pages should include a summary.

13. Please number each paragraph of your submission. In addition, please enter the line ***End of document*** following the last paragraph. This will help the Commission verify that the document has not been damaged during transmission.

Important notice

14. 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.

15. 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.

16. 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.

17. The Commission encourages interested parties to monitor the public examination file and the Commission's web site for additional information that they may find useful when preparing their comments.

**Examination of public comments and related documents at the following
Commission offices during normal business hours**

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
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Secretary General

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