



Broadcasting Decision CRTC 2007-120

Ottawa, 26 April 2007

CF Cable TV Inc.
Maniwaki, Quebec

Application 2006-1154-2
Public Hearing in the National Capital Region
29 January 2007

Cable broadcasting distribution undertaking

*The Commission **approves** the application by CF Cable TV Inc. for a broadcasting licence to continue the operation of the Class 3 cable broadcasting distribution undertaking serving Maniwaki, Quebec, subject to the conditions set out in the appendix to this decision and in the licence.*

The application

1. The Commission received an application by CF Cable TV Inc. (CF Cable) for a broadcasting licence to continue the operation of the Class 3 cable broadcasting distribution undertaking (BDU) serving Maniwaki, Quebec.
2. In *Revocation of the licences of exempted small cable distribution undertakings*, Broadcasting Decision CRTC 2002-45, 19 February 2002, the Commission revoked the broadcasting licence issued to the then licensee Vidéotron (RDL) Itée. for the BDU serving Maniwaki, pursuant to *Exemption order respecting cable systems having fewer than 2,000 subscribers*, Public Notice CRTC 2001-121, 7 December 2001, an order subsequently amended in *Amendments to the Exemption order for small cable undertakings*, Broadcasting Public Notice CRTC 2002-74, 19 November 2002 (Public Notice 2002-74).
3. Given that the BDU serving Maniwaki is no longer operating its head-end and is now interconnected with Videotron Ltd.'s BDU serving Montréal, Quebec, the BDU serving Maniwaki no longer complies with the terms of the exemption order appended to Public Notice 2002-74 and must therefore obtain a broadcasting licence to continue its operations.
4. CF Cable is also seeking approval to distribute certain signals. The signals identified in the CF Cable application are set out in the appendix to this decision.

Interventions

5. The Commission did not receive any interventions in connection with this application.

Commission's analysis and determination

6. The Commission notes that the exemption order appended to Public Notice 2002-74 no longer applies to the BDU serving Maniwaki since it is now interconnected with the Videotron Ltd. BDU serving Montréal, Quebec. Accordingly, the Commission **approves** the application by CF Cable TV Inc. for a broadcasting licence to continue the operation of the Class 3 cable broadcasting distribution undertaking serving Maniwaki, Quebec.

Issuance of the licence

7. The Commission will issue a Class 3 broadcasting licence to authorize CF Cable TV Inc. to continue the operation of the cable BDU serving Maniwaki, Quebec.
8. The rules applicable to Class 3 licensees shall apply to this undertaking, including those relating to distribution on a digital basis. The operation of this undertaking will be regulated pursuant to the *Broadcasting Distribution Regulations*. The licence will expire 31 August 2013 and will be subject to the **conditions** specified therein, as well as to the conditions set out in the appendix to this decision.

Employment equity

9. Because this licensee 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. 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>.

Appendix to Broadcasting Decision CRTC 2007-120

Conditions of licence

1. The licensee is authorized to distribute, at its option, as part of the basic service, WVNY (ABC), WCAX-TV (CBS) and WETK-TV (PBS) Burlington, Vermont, and WCFE-TV (PBS) and WPTZ (NBC) Plattsburgh, New York.
2. The licensee is authorized to distribute, at its option, WFFF-TV (FOX) Burlington, Vermont, and WUTV (FOX) Buffalo, New York, on a discretionary tier.
3. The licensee is authorized to distribute the following signals on a digital discretionary basis:
 - a second set of signals that provides the programming of the four U.S. commercial networks (CBS, NBC, ABC, FOX) and the non-commercial PBS network (referred to as the U.S. 4+1 signals).

The distribution on a discretionary basis on the licensee's digital service of a second set of U.S. 4+1 signals is subject to the provision that, with respect to such signals, the licensee adhere to the requirements regarding non-simultaneous program deletion set out in section 43 of the *Broadcasting Distribution Regulations*. The Commission may suspend the application of this provision, with respect to the signals to be distributed, upon its approval of an executed agreement between the licensee and broadcasters. Such an agreement must deal with issues related to the protection of program rights arising in connection with the discretionary carriage of a second set of U.S. 4+1 signals solely on the licensee's digital service.

4. The licensee is authorized to distribute the following signals on a digital discretionary basis:
 - a third set of signals that provides the programming of the four U.S. commercial networks (CBS, NBC, ABC, FOX) (referred to as the U.S. commercial network signals).

The distribution on a discretionary basis on the licensee's digital service of a third set of U.S. commercial network signals is subject to the provision that, with respect to such signals, the licensee adhere to the requirements regarding non-simultaneous program deletion set out in section 43 of the *Broadcasting Distribution Regulations*. The Commission may suspend the application of this provision, with respect to the signals to be distributed, upon its approval of an executed agreement between the licensee and broadcasters. Such an agreement must deal with issues related to the protection of program rights arising in connection with the discretionary carriage of a third set of U.S. commercial network signals solely on the licensee's digital service.

5. The licensee shall not distribute to any subscriber more than two sets of U.S. commercial network signals.