



Broadcasting Decision CRTC 2007-193

Ottawa, 19 June 2007

Astral Media Radio Atlantic Inc.

Truro, Nova Scotia

Application 2007-0262-2, received 19 February 2007

Broadcasting Public Hearing in the National Capital Region

30 April 2007

CKTY-FM Truro – Licence renewal

*The Commission **renews** the broadcasting licence for the English-language, commercial radio programming undertaking CKTY-FM Truro, from 1 September 2007 to 31 August 2014.*

Introduction

1. Astral Media Radio Atlantic Inc. (Astral Atlantic) filed an application to renew the broadcasting licence for the English-language, commercial radio programming undertaking CKTY-FM Truro.
2. Astral Atlantic is a wholly owned subsidiary of Astral Media inc. In Broadcasting Decision 2002-90, the Commission approved applications that resulted in Astral Media inc.'s acquisition of a number of radio stations, including CKTY-FM. At that time, the Commission issued a new licence to Astral Atlantic to continue the operation of CKTY-FM. The licence expires 31 August 2007.
3. The Commission received interventions in support of CKYT-FM's licence renewal as well as comments by the Canadian Independent Record Production Association (CIRPA) and the Canadian Society for the Recording Arts (CSRA).

Commission's analysis

Canadian content development

4. In its Commercial Radio Policy 2006 announced in Broadcasting Public Notice 2006-158, the Commission set out a new approach to the development and promotion of Canadian artists. In order to reflect a new emphasis on development initiatives that lead to the creation of audio content for broadcast using Canadian resources, the Commission replaced the expression "Canadian talent development" (CTD) with "Canadian content development" (CCD).

5. CIRPA expressed concern that it and other interested parties would not have an opportunity to comment on Astral Atlantic's CCD commitments because the licensee proposed to submit its plans at a later date. For its part, the CSRA indicated that support for Canadian artists is an important part of this proceeding and requested that the Commission "add the CSRA to the proposed benefits package."
6. The Commission notes that, under the new policy, each radio station holding a commercial radio licence, including CKTY-FM, is required to make a basic annual CCD contribution based on its total broadcast revenues in the previous broadcast year. No less than 60% of the basic annual CCD contribution must be forwarded to FACTOR or MUSICACTION. The remaining amount may be allocated, at the licensee's discretion, to parties and initiatives fulfilling the definition of eligible initiatives in Broadcasting Public Notice 2006-158. This requirement will be reflected in the *Radio Regulations, 1986* (the Regulations). Until such time, it will be implemented by a transitional condition of licence that will expire upon the coming into force of the amendments to the Regulations.

Emerging Canadian artists

7. As part of its licence renewal application, Astral Atlantic submitted a definition of emerging Canadian artists. CIRPA indicated that the definition of this concept should be the subject of an ongoing consultation process that adjusts to the radio industry's ever changing realities.
8. The Commission encourages the licensee to continue discussions with the intervener as well as with different broadcasting associations and broadcasters in order to develop a definition of emerging Canadian artists that would be acceptable to all parties.

Commission's conclusion

9. Based on its examination of the application, the Commission is satisfied that a full-term renewal of the licence for CKTY-FM is appropriate. Accordingly, the Commission **renews** the broadcasting licence for the English-language, commercial radio programming undertaking CKTY-FM Truro, from 1 September 2007 to 31 August 2014. The terms and **conditions of licence** are set out in the appendix to this decision.

Employment equity

10. 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.

Tangible benefits flowing from 2002 ownership transaction

11. In Broadcasting Decision 2002-90, Astral Media proposed tangible benefits having a value of \$15.3 million, representing 6% of the value of the transaction. The Commission expects Astral Media to honour its commitment to distribute the tangible benefits flowing from the 2002 ownership transaction between its French-language and English-language radio sectors.

Secretary General

Related documents

- *Commercial Radio Policy 2006*, Broadcasting Public Notice CRTC 2006-158, 15 December 2006
- *Transfer of control of 3903206 Canada Inc., of Telemédia Radio Atlantic Inc. and of 50% of Radiomédia Inc. to Astral Radio Inc.*, Broadcasting Decision CRTC 2002-90, 19 April 2002

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 2007-193

Renewal of the licence for CKTY-FM Truro

Terms and conditions of licence

Terms

The licence for the above-mentioned undertaking will expire 31 August 2014.

Conditions of licence

1. The licence shall be subject to the conditions set out in *New licence form for commercial radio stations*, Public Notice CRTC 1999-137, 24 August 1999, with the exception of condition number 5.
2. The licensee shall make a basic annual contribution to Canadian content development (CCD). The amount of the contribution shall be determined in accordance with the policy set out in *Commercial Radio Policy 2006*, Broadcasting Public Notice CRTC 2006-158, 15 December 2006, as amended from time to time (Public Notice 2006-158).

The licensee shall allocate 60% of this basic annual CCD contribution to FACTOR or to MUSICACTION.

The remainder of the annual basic contribution to CCD may be allocated to parties and initiatives fulfilling the definition of eligible initiatives in Public Notice 2006-158.

This condition of licence shall expire upon the coming into force of the amendments to the *Radio Regulations, 1986* relating to CCD.