



Broadcasting Decision CRTC 2007-321

Ottawa, 22 August 2007

Northwest Broadcasting Inc.
Kaministiquia, Ontario

*Application 2007-0200-5, received 7 February 2007
Broadcasting Public Notice CRTC 2007-65
19 June 2007*

CFQK-FM Kaministiquia and its transmitter CKED-FM Shuniah Township – Licence renewal

*The Commission **renews** the broadcasting licence for the English-language, low-power commercial radio programming undertaking CFQK-FM Kaministiquia and its transmitter CKED-FM Shuniah Township from 1 September 2007 to 31 August 2011. This short-term renewal will permit the Commission to review at an earlier date the licensee's compliance with its condition of licence relating to Canadian content development.*

The application

1. The Commission received an application by Northwest Broadcasting Inc. (Northwest) to renew the broadcasting licence for the English-language, low-power commercial radio programming undertaking CFQK-FM Kaministiquia and its transmitter CKED-FM Shuniah Township. The current licence expires 31 August 2007.
2. On 19 June 2007, in Broadcasting Public Notice 2007-65, the Commission announced the receipt of the application and noted the licensee's apparent non-compliance with its condition of licence relating to Canadian talent development (CTD) contributions for the year 2002.
3. The Commission did not receive any interventions in connection with this application.

Non-compliance

4. In a letter dated 27 March 2007, the Commission indicated to the licensee that CRTC records showed that it had not expended its annual CTD contribution of \$400 for the 2002 broadcast year, as required under the Canadian Association of Broadcasters' former CTD funding plan and Northwest's current conditions of licence. The Commission asked the licensee to provide its plans towards the fulfillment of this shortfall or evidence that this shortfall had been met.

5. In reply, Northwest provided a copy of a cheque to the Ontario Country Performer and Fan Association dated 15 January 2003 in excess of the required amount.

Commission's analysis and determinations

6. The Commission has reviewed the renewal application and the licensee's file. The Commission notes that the licensee has met and even exceeded its overall funding commitment with respect to CTD over the current licence term. The Commission also notes that this represents Northwest's first instance of non-compliance with respect to CFQK-FM's CTD contributions. However, given that the CTD contribution specified in Northwest's condition of licence was to be disbursed on an annual basis, the Commission is of the view that it would be appropriate to renew the licence for a short-term period of four years, in accordance with Circular No. 444. This short-term renewal will enable the Commission to review at an earlier date the licensee's compliance with its condition of licence relating to Canadian content development.
7. Accordingly, the Commission **renews** the broadcasting licence of the English-language, low-power commercial radio programming undertaking CFQK-FM Kaminstiquia and its transmitter CKED-FM Shuniah Township from 1 September 2007 to 31 August 2011. The **conditions of licence** are set out in the appendix to this decision.

Canadian content development

8. 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 broadcasting Canadian resources, the Commission replaced the expression "Canadian talent development" (CTD) with "Canadian content development" (CCD). Under the new policy, each radio station holding a commercial radio licence is required to make a basic annual CCD contribution based on its total broadcast revenues in the previous broadcast year. 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, as set out in the appendix to this decision. This condition of licence will expire upon the coming into force of the amendments to the Regulations.

Secretary General

Related documents

- Broadcasting Public Notice CRTC 2007-65, 19 June 2007
- *Commercial Radio Policy 2006*, Broadcasting Public Notice CRTC 2006-158, 15 December 2006

- *Practices regarding radio non-compliance*, Circular No. 444, 7 May 2001
- *New licence form for commercial radio stations*, Public Notice CRTC 1999-137, 24 August 1999

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 2007-321

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 of licence 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 (Public Notice 2006-158), as amended from time to time.

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

The remainder of the annual basic contribution to CCD shall 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.

3. The licensee shall broadcast, in any broadcast week, no more than 25% hit material as defined in *Revised Policy on the Use of Hits by English-Language FM Radio Stations*, Public Notice CRTC 1997-42, 23 April 1997, as amended from time to time.

Encouragement

Employment equity

In accordance with *Implementation of an employment equity policy*, Public Notice CRTC 1992-59, 1 September 1992, the Commission encourages the licensee to consider employment equity issues in its hiring practices and in all other aspects of its management of human resources.