



## Broadcasting Decision CRTC 2008-295

Ottawa, 23 October 2008

### **Northwoods Broadcasting Limited**

Fort Frances, Kenora, Dryden, Sioux Lookout, Ignace, Hudson, Atikokan, Red Lake and Ear Falls, Ontario

*Application 2008-0768-8, received 2 June 2008*

*Public Hearing in the National Capital Region*

*24 September 2008*

### **CFOB-FM Fort Frances, CJRL-FM Kenora, CKDR-FM Dryden, CKDR-2-FM Sioux Lookout and CKDR-5-FM Red Lake – Intra-corporate reorganization – Acquisition of assets**

1. The Commission **approves** the application by Northwoods Broadcasting Limited (Northwoods) to acquire the assets of the radio programming undertakings CFOB-FM Fort Frances, CJRL-FM Kenora, CKDR-FM Dryden, CKDR-2-FM Sioux Lookout and its transmitters CKDR-1 Ignace, CKDR-3 Hudson and CKDR-6 Atikokan as well as CKDR-5-FM Red Lake and its transmitter CKDR-4 Ear Falls, Ontario, from Fawcett Broadcasting Limited (Fawcett) and for broadcasting licences to continue the operation of these undertakings under the same terms and conditions as those in effect under the current licences.
2. The Commission did not receive any interventions in connection with this application.
3. Fawcett is a wholly-owned subsidiary of Northwoods. This transaction will be completed through the wind-up of the assets of Fawcett into Northwoods.
4. The Commission notes that this transaction will not change the effective control of the undertakings, which will continue to be exercised by John E. Irving.
5. The Commission notes that, to date, CKDR-5-FM Red Lake and its transmitter CKDR-4-FM Ear Falls are not yet implemented.<sup>1</sup> The Commission will issue a licence to Northwoods once it has satisfied the Commission, with supporting documentation, that CKDR-5-FM and its transmitter CKDR-4-FM have commenced operations.
6. The licence for CKDR-5 FM and its transmitter will expire 31 August 2012, the current expiry date, and will be subject to the conditions set out in Public Notice 1999-137, with the exception of conditions of licence 9, 5 and 1. Condition of licence 9 does not apply to stations such as CKDR-5-FM that operate in a single-station market. Condition of licence 5 is replaced by the following condition:

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<sup>1</sup> In a letter dated 22 January 2008, the Commission extended to 31 December 2008 the time limit to commence the operation of CKDR-5-FM.

If the licensee originates 42 or more hours of programming in any broadcast week, the licensee shall adhere to the Canadian Association of Broadcasters' *Equitable Portrayal Code*, as amended from time to time and approved by the Commission. The application of the foregoing condition of licence will be suspended as long as the licensee is a member in good standing of the Canadian Broadcast Standards Council.

7. With respect to the remaining undertakings affected by the proposed reorganization, the Commission will, upon surrender of the current licences issued to Fawcett, issue new broadcasting licences to Northwoods, which will expire on the current expiry dates: 31 August 2015 for CFOB-FM Fort Frances, 31 August 2010 for CJRL-FM Kenora, 31 August 2011 for CKDR-FM Dryden and 31 August 2012 for CKDR-2-FM Sioux Lookout and its transmitters. Each of these licences will be subject to the terms and **conditions** set out in Public Notice 1999-137, with the exception of conditions of licence 5 and 1 for CFOB-FM, CJRL-FM and CKDR-FM, and with the exception of conditions of licence 9, 5 and 1 for CKDR-2-FM, which operates in a single-station market. For each undertaking condition of licence 1 is replaced by the following **condition**:

If the licensee originates 42 or more hours of programming in any broadcast week, the licensee shall adhere to the Canadian Association of Broadcasters' *Equitable Portrayal Code*, as amended from time to time and approved by the Commission. The application of the foregoing condition of licence will be suspended as long as the licensee is a member in good standing of the Canadian Broadcast Standards Council.

8. The Commission reminds Northwoods that, as of 1 September 2008, all commercial radio licensees must adhere to the requirements relating to contributions to Canadian content development set out in section 15 of the *Radio Regulations, 1986*, as amended by *Regulations Amending the Radio Regulations, 1986*, SOR/2008-177, 28 May 2008, announced in Broadcasting Public Notice 2008-67.
9. Because Northwoods is subject to the *Employment Equity Act* and files reports concerning employment equity with the department of Human Resources and Social Development Canada, its employment equity practices are not examined by the Commission.

Secretary General

#### **Related documents**

- *Amendments to the Radio Regulations, 1986 – Implementation of the Commercial Radio Policy 2006 and the Digital Radio Policy – Regulatory Policy Broadcasting Public Notice CRTC 2008-67, 23 July 2008*
- *CFOB-FM Fort Frances – Licence renewal, Broadcasting Decision CRTC 2008-275, 1 October 2008*

- *CKDR-5 Red Lake – Conversion to FM band*, Broadcasting Decision CRTC 2006-68, 14 March 2006
- *CKDR-2 Sioux Lookout – Conversion to FM band*, Broadcasting Decision CRTC 2006-67, 14 March 2006
- *Conversion of CKDR Dryden to FM band and new AM radio stations in Red Lake and Sioux Lookout*, Broadcasting Decision CRTC 2005-116, 24 March 2005
- *CJRL Kenora - Conversion to FM band*, Broadcasting Decision CRTC 2004-142, 13 April 2004
- *New licence form for commercial radio stations*, Public Notice CRTC 1999-137, 24 August 1999
- *Local programming policy for FM radio – definition of a single station market*, Public Notice CRTC 1993-121, 17 August 1993

*This decision is to be appended to each 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>.*