



Broadcasting Decision CRTC 2008-351

Ottawa, 11 December 2008

TVA Group Inc.

Across Canada

Application 2008-1192-8, received 3 September 2008

Broadcasting Public Notice CRTC 2008-82

25 September 2008

Canal Indigo – Licence amendment

1. The Commission **approves** the application by TVA Group Inc. to amend the broadcasting licence for the national French-language pay-per-view (PPV) television programming undertaking known as Canal Indigo to allow the service to be made available for distribution in high definition (HD) format. The Commission did not receive any interventions in connection with this application.
2. In Broadcasting Public Notices 2003-61 and 2006-74, the Commission stated that it would authorize the licensee of a Canadian pay or specialty service to make available an upgraded version of its service, by means of an amendment to the licence of the existing service.
3. In Broadcasting Decision 2006-315, the Commission approved an application to amend the licences of PPV services in order to allow the services to be made available for distribution in HD format. The Commission notes that it approved and imposed conditions of licence that reflected the approach established in Broadcasting Public Notice 2003-61, as the application was filed and published prior to the release of Broadcasting Public Notice 2006-74.
4. In Broadcasting Public Notice 2006-74, the Commission stated:

Those services that are authorized to offer HD programming by way of licence amendment will remain subject to the requirement initially imposed in [Broadcasting] Public Notice 2003-61 that the programming on the analog or [standard definition] service and on the upgraded service be comparable, that is, not less than 95% of the video and audio components must be the same. Further, the Commission will require that all of the programming making up the 5% allowance be provided in HD.
5. This authority would be in effect for a term of three years. The Commission notes, however, that the current licence for the undertaking expires 31 August 2009.

6. Accordingly, the Commission, by **condition of licence**, authorizes the licensee to make available for distribution, until the end of its current licence term, a version of Canal Indigo in HD format, provided that not less than 95% of the video and audio components of the upgraded and standard definition versions of the service are the same, exclusive of commercial messages and of any part of the service carried on a subsidiary signal. Further, all of the programming making up the 5% allowance shall be provided in HD.

Secretary General

Related documents

- *Direct-to-home and terrestrial pay-per-view services – Licence amendments*, Broadcasting Decision CRTC 2006-315, 26 July 2006
- *Regulatory framework for the licensing and distribution of high definition pay and specialty services*, Broadcasting Public Notice CRTC 2006-74, 15 June 2006
- *The regulatory framework for the distribution of digital television signals*, Broadcasting Public Notice CRTC 2003-61, 11 November 2003

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>.