



## Broadcasting Notice of Public Hearing CRTC 2008-3

Ottawa, 3 April 2008

### Notice of consultation and hearing

**3 June 2008**

**Winnipeg, Manitoba**

**Competing radio applications and other broadcasting applications**

**Deadline for submission of interventions/comments: 8 May 2008**

The Commission will hold a public hearing commencing on **3 June 2008 at 9:30 a.m., at the Fort Garry Hotel, 222 Broadway Avenue, Winnipeg, Manitoba** to consider the following applications :

[\[Broadcasting intervention/comments form\]](#)

#### Item Applicant and Locality

1. **Newcap Inc.**  
Winnipeg, Manitoba  
Application No. 2007-0951-1
2. **YO Radio Management Inc.**  
Winnipeg, Manitoba  
Application No. 2008-0061-6
3. **Evanov Communications Inc., on behalf of a corporation to be incorporated**  
Winnipeg, Manitoba  
Application No. 2008-0060-9
4. **Native Communication Inc.**  
Winnipeg, Manitoba  
Application No. 2007-1163-1
5. **Arctic Radio (1982) Limited**  
Flin flon, Manitoba  
Application No. 2008-0142-4
6. **Ag-Com Productions Ltd.**  
Across Canada  
Application No. 2008-0178-9
7. **Serdy inc., on behalf of a corporation to be incorporated**  
Across Canada  
Application No. 2008-0213-3
8. **Club Social la Grande**  
Camp Rupert, Quebec  
Application No. 2008-0309-0

9. **My Broadcasting Corporation**  
Exeter, Ontario  
Application No. 2007-1840-6
10. **Chase and District Community Radio Society**  
Chase, British Columbia  
Application No. 2008-0109-4

**PREAMBLE**

On 7 November 2007, the Commission issued Broadcasting Public Notice CRTC 2007-123, calling for applications for a broadcasting licence to carry on a radio programming undertaking to serve Winnipeg, Manitoba.

**Items 1 to 4**

In response to this call, the Commission received four applications for licences to serve this market.

These applications are technically mutually exclusive for the use of two frequencies:

Items 1 and 2 are technically mutually exclusive proposing the use of the frequency 106.3 MHz.

Items 3 and 4 are technically mutually exclusive proposing the use of the frequency 104.7 MHz.

These applications will be considered as competitive radio applications for Winnipeg.

**Item 5**

This involves a radio renewal application that has been found to be operating in apparent non-compliance with the *Radio Regulations, 1986* and with certain conditions of licence.

**Items 6 to 10**

The Commission intends to consider, subject to interventions, items 6 to 10 during the non-appearance phase of the public hearing.

1. **Winnipeg, Manitoba**  
**Application No. 2007-0951-1**

Application by **Newcap Inc.** for a licence to operate an English-language commercial FM radio programming undertaking in Winnipeg.

The new station would operate on frequency 106.3 MHz (channel 292C1) with an effective radiated power of 100,000 watts (non-directional antenna/antenna height of 223 metres).

The applicant is proposing to offer an Alternative Rock music format.

*Applicant's address:*

745 Windmill Road  
 Dartmouth, Nova Scotia  
 B3B 1C2  
 Fax: 902-468-5661  
 E-Mail: [dmurray@ncc.ca](mailto:dmurray@ncc.ca)

*Examination of application:*

520 Corydon Avenue  
 Winnipeg, Manitoba

2. **Winnipeg, Manitoba**  
**Application No. 2008-0061-6**

Application by **YO Radio Management Inc.** for a licence to operate an English-language FM commercial radio programming undertaking in Winnipeg.

The new station would operate on frequency 106.3 MHz (channel 292C1) with an effective radiated power of 100,000 watts (non-directional antenna/antenna height of 223 metres).

The applicant proposes a Pop Alternative music format.

The Commission may withdraw this application from the public hearing if it is not advised by the Department of Industry, at least twenty days prior to the hearing, that the application is technically acceptable.

*Applicant's address:*

1504-201 Portage Avenue  
 Winnipeg, Manitoba  
 R3B 3K6  
 Fax: 204-989-5536  
 E-Mail: [bwortely@aspergroup.com](mailto:bwortely@aspergroup.com)

*Examination of application:*

At the applicant's address

3. **Winnipeg, Manitoba**  
**Application No. 2008-0060-9**

Application by **Evanov Communications Inc., on behalf of a corporation to be incorporated**, for a licence to operate an English-language FM commercial radio programming undertaking in Winnipeg.

The new station would operate on frequency 104.7 MHz (channel 284B) with an average effective radiated power of 6,500 watts (maximum effective radiated power of 10,000 watts/antenna height of 206.1 metres).

The applicant proposes a Contemporary Easy Listening music format.

The Commission may withdraw this application from the public hearing if it is not advised by the Department of Industry, at least twenty days prior to the hearing, that the application is technically acceptable.

*Applicant's address:*

5302 Dundas Street West  
Toronto, Ontario  
M9B 1B2  
Fax: 416-233-8617  
E-Mail: [carmela@z1035.com](mailto:carmela@z1035.com)

*Examination of application:*

E.K. Williams Law Library  
Robson Hall  
224 Dysart Road  
University of Manitoba  
Winnipeg, Manitoba

4. **Winnipeg, Manitoba**  
**Application No. 2007-1163-1**

Application by **Native Communication Inc. (NCI)** for a licence to operate an English and Aboriginal-languages native Type B FM radio programming undertaking in Winnipeg.

The new station would operate on frequency 104.7 MHz (channel 284A) with an effective radiated power of 3,000 watts (non-directional antenna/antenna height of 121.6 metres).

The applicant proposes to broadcast a minimum of 126 hours of station-produced programming during each broadcast week, with a minimum of 10 hours of Cree and Ojibway languages programming. The applicant also proposes that 50% of the music broadcast will be performed or composed by Aboriginal talent. NCI has noted that this programming will be geared to a young urban aboriginal audience.

The Commission may withdraw this application from the public hearing if it is not advised by the Department of Industry, at least twenty days prior to the hearing, that the application is technically acceptable.

*Applicant's address:*

1507 Inkster Boulevard  
Winnipeg, Manitoba  
R2X 1R2  
Fax: 204-779-5628  
E-Mail: [bhoa@ncifm.com](mailto:bhoa@ncifm.com)

*Examination of application:*

At the applicant's address

5. **Flin flon , Manitoba**  
**Application No. 2008-0142-4**

Application by **Arctic Radio (1982) Limited** to renew the broadcasting licence of the commercial radio programming undertaking CFAR Flin flon, expiring 31 August 2008.

It appears to the Commission that the licensee may have failed to comply with the *Radio Regulations, 1986* relating to the broadcast of Canadian content for category 2 music and its condition of licence to broadcast a minimum of two hours of Cree-language programming during the broadcast week of 5 to 11 November 2006.

The Commission intends to inquire into this matter at the hearing. The Commission expects the licensee to demonstrate at this hearing, why a mandatory order should not be issued requiring the licensee to comply with *Radio Regulations, 1986* relating to the broadcast of Canadian content for category 2 music and its condition of licence to broadcast a minimum of two hours of Cree-language programming during the broadcast week.

The Commission notes that, in Decision CRTC 2004-334, the station was issued a four-year short term renewal based on its failure to comply with *Radio Regulations, 1986* relating to the broadcast of Canadian content for category 2 music and its condition of licence to broadcast a minimum of two hours of Cree-language programming during each broadcast week.

*Licensee's address:*

316 Green Street  
 Flin flon, Manitoba  
 R8A 0H2  
 Fax: 204-687-6786  
 E-Mail: [cfar@arcticradio.ca](mailto:cfar@arcticradio.ca)

*Examination of application:*

At the licensee's address

6. **Across Canada**  
**Application No. 2008-0178-9**

Application by **Ag-Com Productions Ltd.** for a licence to operate a national niche English-language Category 2 specialty programming undertaking to be known as The Rural Channel.

The applicant states that programming will be dedicated to serving the interests and needs of individuals and families living outside of major cities in smaller and rural communities across Canada. While the service would be of interest to all rural residents it would also be of interest to all Canadians as it would focus on Canada's single most important industry "agriculture".

The applicant proposes to offer programming from the following categories: 1, 2(a), 2(b), 3, 6(a), 6(b), 7(d), 8(b), 11, and 13 as set out in Schedule I of the *Specialty Services Regulations, 1990*.

*Applicant's address:*

19 McLeod Road  
 Emerald Park, Saskatchewan  
 S4L 1B7  
 Fax: 306-781-2849  
 E-Mail: [info@agcomdirect.com](mailto:info@agcomdirect.com)

*Examination of application:*

At the applicant's address

7. **Across Canada**  
**Application No. 2008-0213-3**

Application by **Serdy inc., on behalf of a corporation to be incorporated**, for a licence to operate a national French-language Category 2 specialty television programming undertaking to be known as Cuisine.

The applicant states that the programming broadcast will consist solely of entertainment, information and educational programs on food and nutrition, with a particular focus on: i) the cultural and social aspects of food; ii) the selection, preparation, cooking and preservation of food; and iii) presentation and the art of entertaining.

The applicant states that no specialty service offers more than 10% of their programming to programs on food and nutrition, except Food Network, who does not have an equivalent in French-language.

The applicant propose to offer programming from the following categories : 1, 2(a), 2(b), 3, 5(a), 7(a), 7(b), 7(c), 7(d), 7(e), 7(f), 7(g), 9, 10, 11, 12, 13, and 14 as set out in Schedule I of the *Specialty Services Regulations, 1990*.

*Applicant's address:*

992 Joliette Street  
 Longueil, Quebec  
 J4K 4V9  
 Fax: 450-677-9964  
 E-Mail: [gsthilaire@serdyvideo.ca](mailto:gsthilaire@serdyvideo.ca)

*Examination of application:*

At the applicant's address

8. **Camp Rupert, Quebec**  
**Application No. 2008-0309-0**

Application by **Club Social la Grande** for a broadcasting licence to operate a radiocommunication distribution undertaking to serve Camp Rupert, located 60 km east of Nemiscau in north-western Quebec.

The applicant is proposing to distribute, in non-encrypted mode, the programming services of CFQR-FM, CBF-FM, CKOI-FM and CITE-FM Montréal.

The Commission will only proceed with this application at the public hearing if advised by the Department of Industry, at least twenty days prior to the hearing, that it is technically acceptable.

*Applicant's address:*



888 De Maisonneuve Boulevard East  
 6<sup>th</sup> Floor  
 Montréal, Quebec  
 H2L 5B2  
 Fax: 450-688-7709  
 E-Mail: [LSebastiani@incospec.com](mailto:LSebastiani@incospec.com)

*Examination of application:*

Camp Rupert, Quebec  
 (located 60 km east of Nemiscau in north-western Quebec)

9. **Exeter, Ontario**  
**Application No. 2007-1840-6**

Application by **My Broadcasting Corporation** for a licence to operate an English-language FM commercial radio programming undertaking in Exeter.

The new station would operate on frequency 90.5 MHz (channel 213A) with an average effective radiated power of 1,330 watts (maximum effective radiated power of 2,950 watts/antenna height of 77.5 metres).

The applicant proposes a blended adult contemporary and middle of the road music format.

The Commission may withdraw this application from the public hearing if it is not advised by the Department of Industry, at least twenty days prior to the hearing, that the application is technically acceptable.

*Applicant's address:*

P.O. Box 961  
 Renfrew, Ontario  
 K7V 4H4  
 Fax: 613-432-1086  
 E-Mail: [andrew@myfmradio.ca](mailto:andrew@myfmradio.ca)

*Examination of application:*

Exeter Branch Public Library  
 330 Main Street  
 Exeter, Ontario

10. **Chase, British Columbia**

**Application No. 2008-0109-4**

Application by **Chase and District Community Radio Society** for a licence to operate an English-language FM Type B low-power community radio programming undertaking in Chase.

The new station would operate on frequency 103.5 MHz (channel 278) with an average effective radiated power of 19.7 watts (maximum effective radiated power of 20 watts/antenna height of 8.9 metres).

The Commission may withdraw this application from the public hearing if it is not advised by the Department of Industry, at least twenty days prior to the hearing, that the application is technically acceptable.

*Applicant's address:*

P.O. Box 1197  
Chase, British Columbia  
V0E 1M0  
Fax: 250-679-3231  
E-Mail: [cfchradio@cablelan.net](mailto:cfchradio@cablelan.net)

*Examination of application:*

834 Okanagan Avenue  
Chase, British Columbia

and

320 Shepherd Street  
Chase, British Columbia

**Public Participation**

**Deadline for interventions/comments**

**8 May 2008**

The intervention must be received by the CRTC and by the applicant on or before the above-mentioned date. The Commission cannot be held responsible for postal delays.

The intervention must include one of the following statements in either the first or the last paragraph:

- 1 - I request to appear at the public hearing.
- 2 - I do not want to appear at the public hearing.

Your intervention will be considered by the Commission, and will form part of the public record of the proceeding without further notification to you, provided the procedure set out below has been followed. You will be contacted only if your submission raises procedural questions.

Submit your written intervention to the Secretary General of the Commission in **only one** of the following formats:

**by using the**  
[\[Broadcasting intervention/comments form\]](#)

Or

**by mail to**  
CRTC, Ottawa, Ontario K1A 0N2

or

**by fax at**  
819-994-0218

A true copy **must** be sent to the applicant and proof that this has been done must accompany the intervention sent to the Commission.

The Commission advises those who file and serve by electronic mode to exercise caution when using e-mail for service of documents or notification, as it may be difficult to establish that service has occurred.

Before initiating service through electronic mode, please ensure that you will be able to satisfy the Commission, upon request, that service of the notification was completed.

Where the intervention is filed by electronic means, the line **\*\*\*End of document\*\*\*** should be entered following the last paragraph of the document, as an indication that the document has not been damaged during electronic transmission.

Each paragraph of the document should be numbered.

Your intervention should clearly identify the application and indicate whether you support or oppose the application, or if you propose changes to it, include the facts and grounds for your proposal.

In the event that the application is brought to the oral phase of the hearing, and if you wish to appear, you must provide reasons why your written comments are not sufficient and why an appearance is necessary.

Persons requiring communications support such as assistance listening devices and sign language interpretation are requested to inform the Commission at least twenty (20) days before the commencement of the public hearing so that the necessary arrangements can be made.

### **Important notice**

Note that all information that you provide as part of this public process, except information granted confidentiality, whether sent by postal mail, facsimile, e-mail or through the Commission's Web site at [www.crtc.gc.ca](http://www.crtc.gc.ca), becomes part of a publicly accessible file and will be posted on the Commission's Web site. This information includes your personal information, such as your full name, e-mail address, postal/street address, telephone and facsimile number(s), and any other personal information you provide.

The personal information you provide will be used and may be disclosed for the purpose for which the information was obtained or compiled by the Commission, or for a use consistent with that purpose.

Documents received electronically or otherwise will be put on the Commission's Web site in their entirety exactly as you send them, including any personal information contained therein, in the official language and format in which they are received. Documents not received electronically will be available in PDF format.

Please note that the information you provide to the Commission as part of this public process is entered into an unsearchable database dedicated to this specific public process. This database is accessible only from the Webpage of this particular public process. As a result, a general search of our Web site with the help of either our own search engine or a third-party search engine will not provide access to the information which was provided as part of this public process.

### **Examination of documents**

An electronic version of applications is available from the Commission's Web site by selecting the application number within this notice.

A list of all interventions/comments will also be available on the Commission's Web site. An electronic version of all interventions/comments submitted will be accessible from this list. To access the list, select "Lists of interventions/comments" under "Public Proceedings" from the Commission's Web site.

Documents are also available during normal office hours at the local address provided in this notice and at the Commission offices and documentation centres directly involved with these applications or, upon request, within 2 working days, at any other CRTC offices and documentation centres.

**Central Building**

Les Terrasses de la Chaudière  
 1 Promenade du Portage, Room 206  
 Gatineau, Quebec K1A 0N2  
 Tel: 819-997-2429  
 Toll free Telephone: 1-877-249-2782  
 Toll-free TDD: 1-877-909-2782  
 FAX: 819-994-0218

**Metropolitan Place**

99 Wyse Road  
 Suite 1410  
 Dartmouth, Nova Scotia B3A 4S5  
 Tel: 902-426-7997  
 FAX: 902-426-2721

**205 Viger Avenue West**

Suite 504  
 Montréal, Quebec H2Z 1G2  
 Tel: 514-283-6607

**55 St. Clair Avenue East**

Suite 624  
 Toronto, Ontario M4T 1M2  
 Tel: 416-952-9096

**Kensington Building**

275 Portage Avenue  
 Suite 1810  
 Winnipeg, Manitoba R3B 2B3  
 Tel: 204-983-6306 – TDD: 204-983-8274  
 FAX: 204-983-6317

**Cornwall Professional Building**

2125 – 11th Avenue  
 Room 103  
 Regina, Saskatchewan S4P 3X3  
 Tel: 306-780-3422

**10405 Jasper Avenue**

Suite 520  
 Edmonton, Alberta T5J 3N4  
 Tel: 780-495-3224

530-580 Hornby Street  
Vancouver, British Columbia V6C 3B6  
Tel: 604-666-2111 – TDD: 604-666-0778  
FAX: 604-666-8322

Secretary General

This document 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>