



Broadcasting Notice of Consultation CRTC 2009-36

Ottawa, 29 January 2009

Notice of hearing

30 March 2009

Gatineau, Quebec

Deadline for submission of interventions/comments: 5 March 2009

The Commission will hold a public hearing on **30 March 2009 at 9:30 a.m. at the Commission Headquarters, 1 Promenade du Portage, Gatineau, Quebec**. The Commission intends to consider the following applications, subject to interventions, without the appearance of the parties:

[Broadcasting intervention/comments form]

Item Applicant and Locality

1. **Asian Television Network International Limited (ATN)**
Across Canada
Application No. 2008-1333-8
2. **Asian Television Network International Limited (ATN)**
Across Canada
Application No. 2008-1327-1
3. **Asian Television Network International Limited (ATN)**
Across Canada
Application No. 2008-1339-6
4. **Asian Television Network International Limited (ATN)**
Across Canada
Application No. 2008-1337-0
5. **Asian Television Network International Limited (ATN)**
Across Canada
Application No. 2008-1206-7
6. **Asian Television Network International Limited (ATN)**
Across Canada
Application No. 2008-1205-9
7. **Asian Television Network International Limited (ATN)**
Across Canada
Application No. 2008-1207-5
8. **Asian Television Network International Limited (ATN)**
Across Canada
Application No. 2008-1212-4

9. **Asian Television Network International Limited (ATN)**

Canada

- Across Canada
Application No. 2008-1213-2
10. **Asian Television Network International Limited (ATN)**
Across Canada
Application No. 2008-1211-6
11. **Asian Television Network International Limited (ATN)**
Across Canada
Application No. 2008-1335-4
12. **Asian Television Network International Limited (ATN)**
Across Canada
Application No. 2008-1326-3
13. **Current Media Canada ULC**
Across Canada
Application No. 2008-1471-6
14. **Rogers Broadcasting Limited**
Across Canada
Application No. 2008-1742-1
15. **William Sawchyn, on behalf of a corporation to be incorporated**
Across Canada
Application No. 2008-1306-5
16. **Ultimate Indie Productions Inc.**
Across Canada
Application No. 2008-1465-9
17. **Ultimate Indie Productions Inc.**
Across Canada
Application No. 2008-1468-3
18. **World Impact Ministries**
Across Canada
Application No. 2008-1511-0
19. **2165743 Ontario Inc.**
Across Canada
Application No. 2008-1580-6
20. **Truro Live Performing Arts Association**
Truro, Nova Scotia
Application No. 2008-1517-8
21. **Tantramar Community Radio Society**
Amherst, Nova Scotia
Application No. 2008-1357-8
22. **Newcap Inc.**
Goose Bay and Wabush, Newfoundland and Labrador
Application Nos. 2008-1513-6 and 2008-1601-9
23. **Sogetel inc.**
 Nicolet, Saint-Paulin, Beauceville, Lac-Etchemin, Lambton and Courcelles, Quebec
Application No. 2008-1466-7
24. **Rick Sargent**

- Caledon, Ontario
Application No. 2008-1537-6
25. **Rogers Broadcasting Limited**
Kingston, Ontario
Application No. 2008-1585-5
26. **United Christian Broadcasters Canada**
Toronto, Ontario
Application No. 2008-1480-8
27. **Huron Telecommunications Co-operative Limited**
Goderich, Wingham, Lucknow, Ripley and Kincardine, Ontario
Application No. 2008-1309-9
28. **Brooke Telecom Co-operative Ltd.**
Inwood, Watford and Alvinston, Ontario
Application No. 2008-1319-8
29. **Tuckersmith Communications Co-operative Limited**
Kippen, Seaforth, Hensall and Bayfield, and surrounding rural areas, Ontario
Application No. 2008-1373-4
30. **Quadro Communications Co-operative Incorporated**
Fullerton, Granton, Kirkton and Uniondale, and surrounding rural areas, Ontario
Application No. 2008-1364-3
31. **Canadian Broadcasting Corporation**
Windsor and Leamington, Ontario
Application No. 2008-1352-8
32. **Niagara Radio Group Inc.**
Fort Erie, St. Catharines and Niagara Falls, Ontario
Application No. 2009-0028-4
33. **Radio 710 AM Inc.**
Niagara-on-the-Lake, Ontario
Application No. 2009-0031-7
34. **Luciano Butera, on behalf of a corporation to be incorporated**
Niagara-on-the-Lake, Ontario
Application No. 2009-0023-4
35. **5777152 Manitoba Ltd.**
Winnipeg Beach and Arborg, Manitoba
Application No. 2008-1541-7
36. **Smithers Community Radio Society**
Smithers, British Columbia
Application No. 2008-1539-2
37. **Gabriola Radio Society**
Gabriola Island, British Columbia
Application No. 2008-1533-4

1. **Across Canada**

Application No. 2008-1333-8

Application by **Asian Television Network International Limited (ATN)** for a broadcasting licence to operate a national, niche, third-language ethnic Category 2 specialty television programming undertaking to be known as ATN South Asian News – Hindi.

The applicant states that the programming will consist of news from the South Asian subcontinent in the Hindi language.

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

The applicant proposes to broadcast 100% of its programming during the broadcast week in the Hindi language.

The applicant requests that, of the 12 minutes of advertising material permitted during each clock hour, it be authorized to broadcast up to 6 minutes of local and regional advertising.

Applicant's address:

130 Pony Drive
Newmarket, Ontario
L3Y 7B6
Fax: 905-853-5212
E-Mail: prakash@asiantelelevision.com

Examination of application:

At the applicant's address

2. **Across Canada**
Application No. 2008-1327-1

Application by **Asian Television Network International Limited (ATN)** for a broadcasting licence to operate a national, niche, third-language ethnic Category 2 specialty television programming undertaking to be known as ATN Music Network Two – Hindi Music.

The applicant states that the programming will consist of music in the Hindi language, as well as interviews with artists and scenes from the production of their music videos and songs.

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

The applicant proposes to broadcast 100% of its programming during the broadcast week in the Hindi language.

The applicant requests that, of the 12 minutes of advertising material permitted during each

clock hour, it be authorized to broadcast up to 6 minutes of local and regional advertising.

Applicant's address:

130 Pony Drive
Newmarket, Ontario
L3Y 7B6
Fax: (05-853-5212
E-Mail: prakash@asiantelelevision.com

Examination of application:

At the applicant's address

3. **Across Canada**
Application No. 2008-1339-6

Application by **Asian Television Network International Limited (ATN)** for a broadcasting licence to operate a national, English-language ethnic Category 2 specialty television programming undertaking to be known as ATN Multicultural Channel.

The applicant states that the programming will target the Canadian community at large for the purpose of promoting greater appreciation of various cultures by showcasing English-language programming already broadcast on other ethnic services, as well as English-language programming aimed at ethnic viewers.

The applicant proposes to offer programming from the following categories: 1, 2(a), 2(b), 3, 5(a), 5(b), 6(a), 6(b), 7(a), 7(b), 7(c), 7(d), 7(e), 7(f), 7(g), 8(a), 8(b), 8(c), 9, 10, 11, 13 and 14, as set out in Schedule I of the *Specialty Services Regulations, 1990*.

The applicant proposes to broadcast 100% of its programming during the broadcast week in the English language.

The applicant requests that, of the 12 minutes of advertising material permitted during each clock hour, it be authorized to broadcast up to 6 minutes of local and regional advertising.

Applicant's address:

130 Pony Drive
Newmarket, Ontario
L3Y 7B6
Fax: 905-853-5212
E-Mail: prakash@asiantelelevision.com

Examination of application:

At the applicant's address

4. **Across Canada**
Application No. 2008-1337-0

Application by **Asian Television Network International Limited (ATN)** for a broadcasting licence to operate a national, English-language ethnic Category 2 specialty television programming undertaking to be known as ATN Cricket Channel Two.

The applicant states that the programming will consist of cricket games from around the world, as well as local cricket games and sports from India.

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

The applicant proposes to broadcast 100% of its programming during the broadcast week in the English language.

The applicant requests that, of the 12 minutes of advertising material permitted during each clock hour, it be authorized to broadcast up to 6 minutes of local and regional advertising.

Applicant's address:

130 Pony Drive
Newmarket, Ontario
L3Y 7B6
Fax: 905-853-5212
E-Mail: prakash@asiantelelevision.com

Examination of application:

At the applicant's address

5. **Across Canada**
Application No. 2008-1206-7

Application by **Asian Television Network International Limited (ATN)** for a broadcasting licence to operate a national, niche, English- and Hindi-language ethnic Category 2 specialty television programming undertaking to be known as ATN – Asian Sports Network (ASN).

The applicant states that the programming will be devoted to the game of cricket and other South Asian sports.

The applicant proposes to offer programming from the following categories: 1, 2(a), 3, 6(a),

6(b) and 13, as set out in Schedule I of the *Specialty Services Regulations, 1990*.

The applicant requests that, of the 12 minutes of advertising material permitted during each clock hour, it be authorized to broadcast up to 6 minutes of local and regional advertising.

Applicant's address:

130 Pony Drive
Newmarket, Ontario
L3Y 7B6
Fax: 905-853-5212
E-Mail: prakash@asiantelevison.com

Examination of application:

At the applicant's address

6. **Across Canada**
Application No. 2008-1205-9

Application by **Asian Television Network International Limited (ATN)** for a broadcasting licence to operate a national, general interest, English- and Hindi-language ethnic Category 2 specialty television programming undertaking to be known as Commonwealth Broadcasting Network.

The applicant states that the programming will target the Caribbean and African communities.

The applicant proposes to offer programming from the following categories: 1, 2(a), 2(b), 3, 4, 5(a), 5(b), 6(a), 6(b), 7(a), 7(b), 7(c), 7(d), 7(e), 7(f), 7(g), 8(a), 8(b), 8(c), 9, 10, 11, 12 and 13, as set out in Schedule I of the *Specialty Services Regulations, 1990*.

The applicant requests that, of the 12 minutes of advertising material permitted during each clock hour, it be authorized to broadcast up to 6 minutes of local and regional advertising.

Applicant's address:

130 Pony Drive
Newmarket, Ontario
L3Y 7B6
Fax: 905-853-5212
E-Mail: prakash@asiantelevison.com

Examination of application:

At the applicant's address

7. **Across Canada**

Application No. 2008-1207-5

Application by **Asian Television Network International Limited (ATN)** for a broadcasting licence to operate a national, niche, third-language ethnic Category 2 specialty television programming undertaking to be known as ATN – Hindi Movie Channel Two.

The applicant states that the programming will feature movies in the Hindi language and showcase music from the movies.

The applicant proposes to broadcast 100% of its programming during the broadcast week in the Hindi language.

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

The applicant requests that, of the 12 minutes of advertising material permitted during each clock hour, it be authorized to broadcast up to 6 minutes of local and regional advertising.

Applicant's address:

130 Pony Drive
Newmarket, Ontario
L3Y 7B6
Fax: 905-853-5212
E-Mail: prakash@asiantelevison.com

Examination of application:

At the applicant's address

8. **Across Canada**
Application No. 2008-1212-4

Application by **Asian Television Network International Limited (ATN)**, for a broadcasting licence to operate a national, niche, third-language ethnic Category 2 specialty television programming undertaking to be known as ATN – Music Network One (Hindi Music) – AMN1.

The applicant states that the programming will consist of music programming, interviews with the artists, and scenes from the production of their music videos and songs.

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

The applicant proposes to broadcast 100% of its programming during the broadcast week in

the Hindi language.

The applicant requests that, of the 12 minutes of advertising material permitted during each clock hour, it be authorized to broadcast up to 6 minutes of local and regional advertising.

Applicant's address:

130 Pony Drive
Newmarket, Ontario
L3Y 7B6
Fax: 905-853-5212
E-Mail: prakash@asiantelelevision.com

Examination of application:

At the applicant's address

9. **Across Canada**
Application No. 2008-1213-2

Application by **Asian Television Network International Limited (ATN)**, for a broadcasting licence to operate a national, niche, third-language ethnic Category 2 specialty television programming undertaking to be known as Hindi Movie Channel.

The applicant states that the programming will consist predominately of Hindi movies.

The applicant proposes to offer programming from the following categories: 4, 7(a), 7(b), 7(c), 7(d), 7(e), 7(f), 7(g), 8(a), 8(b), 9, 11, 12, 13 and 14, as set out in Schedule I of the *Specialty Services Regulations, 1990*.

The applicant proposes to broadcast 100% of its programming during the broadcast week in Hindi and South Asian languages.

The applicant requests that, of the 12 minutes of advertising material permitted during each clock hour, it be authorized to broadcast up to 6 minutes of local and regional advertising.

Applicant's address:

130 Pony Drive
Newmarket, Ontario
L3Y 7B6
Fax: 905-853-5212
E-Mail: prakash@asiantelelevision.com

Examination of application:

At the applicant's address

10. **Across Canada**
Application No. 2008-1211-6

Application by **Asian Television Network International Limited (ATN)**, for a broadcasting licence to operate a national, niche, English-language ethnic Category 2 specialty television programming undertaking to be known as ATN – South Asian News – English.

The applicant states that the programming will consist of news programming from the South Asian subcontinent, aimed at the South Asian community.

The applicant proposes to offer programming from the following categories: 1, 2(a), 2(b), 3, 5(a), 5(b), 6(a), 6(b), 11 and 13, as set out in Schedule I of the *Specialty Services Regulations, 1990*.

The applicant proposes to accept, as a condition of licence, that no more than 10% of all programming broadcast during the broadcast week be drawn from program category 6(a) Professional sports.

The applicant requests that, of the 12 minutes of advertising material permitted during each clock hour, it be authorized to broadcast up to 6 minutes of local and regional advertising.

Applicant's address:

130 Pony Drive
Newmarket, Ontario
L3Y 7B6
Fax: 905-853-5212
E-Mail: prakash@asiantelelevision.com

Examination of application:

At the applicant's address

11. **Across Canada**
Application No. 2008-1335-4

Application by **Asian Television Network International Limited (ATN)** for a broadcasting licence to operate a national, English-language ethnic Category 2 specialty television programming undertaking to be known as ATN Cricket Channel One.

The applicant states that the programming will consist of cricket games from around the world, as well as local cricket games and other sports from India.

The applicant proposes to offer programming from the following categories: 2(a), 2(b), 3, 6(a),

6(b) and 13, as set out in Schedule I of the *Specialty Services Regulations, 1990*.

The applicant proposes to broadcast 100% of its programming during the broadcast week in the English language.

The applicant requests that, of the 12 minutes of advertising material permitted during each clock hour, it be authorized to broadcast up to 6 minutes of local advertising.

Applicant's address:

130 Pony Drive
Newmarket, Ontario
L3Y 7B6
Fax: 905-853-5212
E-Mail: prakash@asiantelelevision.com

Examination of application:

At the applicant's address

12. **Across Canada**
Application No. 2008-1326-3

Application by **Asian Television Network International Limited (ATN)** for a broadcasting licence to operate a national, niche, third-language ethnic Category 2 specialty television programming undertaking to be known as ATN South Asian News – Hindi/English.

The applicant states that the programming will consist of news from the South Asian subcontinent in the Hindi and English languages.

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

The applicant proposes to broadcast not less than 50% of its programming during the broadcast week in the Hindi language week.

The applicant requests that, of the 12 minutes of advertising material permitted during each clock hour, it be authorized to broadcast up to 6 minutes of local and regional advertising.

Applicant's address:

130 Pony Drive
Newmarket, Ontario
L3Y 7B6
Fax: 905-853-5212
E-Mail: prakash@asiantelelevision.com

Examination of application:

At the applicant's address

13. **Across Canada**
Application No. 2008-1471-6

Application by **Current Media Canada ULC** for a broadcasting licence to operate a national, English-language Category 2 specialty television programming undertaking to be known as Current TV.

The applicant states that the service will be dedicated to the broadcast of short-form, user-generated content ranging in length from 5 seconds to 30 minutes. Programming will cover a wide range of topics and subject matter relevant to young adults.

The applicant proposes to offer programming from the following categories: 1, 2(a), 2(b), 3, 5(b), 7(a), 7(b), 7(c), 7(e), 7(f), 7(g), 8(a), 8(b), 8(c), 10, 11, 12, 13 and 14, as set out in Schedule I of the *Specialty Services Regulations, 1990*.

The applicant will devote not more than 15% of the total programming broadcast during the broadcast week to programs drawn from categories 7(a) Ongoing dramatic series, 7(b) Ongoing comedy series (sitcoms), and 8(c) Music video programs.

Further, not more than 15% of all programming broadcast during the broadcast quarter will be drawn from category 7(c) Specials, mini-series or made-for-TV feature films.

Applicant's address:

c/o Canadian Broadcasting Corporation
181 Queen Street
P.O. Box 3220
Station C
Ottawa, Ontario
K1Y 1E4
Fax: 613-288-6257
E-Mail: regulatoryaffairs@cbc.ca

Examination of application:

At the applicant's address,

and

250 Front Street West
Toronto, Ontario

14. **Across Canada**
Application No. 2008-1742-1

Application by **Rogers Broadcasting Limited** (Rogers) to acquire the assets of the English-language specialty television programming undertaking known as Outdoor Life Network (OLN) from its wholly-owned subsidiary 1163031 Ontario Inc. (1163031) (a corporation wholly-owned by 1163030 Ontario Inc. (1163030)), through the wind-up of both 1163031 and 1163030 into Rogers.

The applicant also requests a new broadcasting licence to continue the operation of the undertaking under the same terms and conditions as those in effect under the current licence.

Rogers is the parent corporation of 1163031, licensee of OLN.

Following completion of the transaction, Rogers will become the licensee of OLN.

The above transaction will not affect the effective control of OLN, which will continue to be exercised by Rogers.

Applicant's address:

333 Bloor Street East, 6th Floor
Toronto, Ontario
M4W 1G9
Fax: 416-935-8203
E-Mail: susan.wheeler@rci.rogers.com

Examination of application:

At the applicant's address

15. **Across Canada**
Application No. 2008-1306-5

Application by **William Sawchyn, on behalf of a corporation to be incorporated**, for a licence to operate a national, English-language Category 2 specialty television programming undertaking to be known as The Country Channel.

The applicant proposes that the service offer programming aligned to the interests and needs of

rural Canadians, where rural Canadians are defined as individuals who live outside of the large urban centers, in small communities, and who predominantly make their living from the land and sea and/or through businesses that are directly associated with those that do.

The applicant proposes to offer programming from the following categories: 1, 2(a), 2(b), 3, 5(b), 6(a), 6(b), 7(a), 7(b), 7(c), 7(d), 7(f), 7(g), 8(a), 8(b), 8(c), 9, 11, 13 and 14, as set out in Schedule I of the *Specialty Services Regulations, 1990*.

The applicant proposes that no more than 10% of all programming broadcast during each broadcast week be devoted to category 7(d) Theatrical feature films aired on TV, and that no more than 10% be devoted to categories 6(a) Professional sports and 6(b) Amateur sports.

Applicant's address:

P.O. Box 34, Site 330, RR3
 Stony Plain, Alberta
 T7Z 1X3
 Fax: 780-968-0503
 E-Mail: thecountrychannel@platinum.ca

Examination of application:

CKS Legal Services
 6030, 88th Street, Unit 236
 Edmonton, Alberta

16. **Across Canada**
Application No. 2008-1465-9

Application by **Ultimate Indie Productions Inc.** for a broadcasting licence to operate a national, English-language Category 2 specialty television programming undertaking to be known as CHEAR! (Canadian Homebred Emerging ARTists).

The applicant states that 100% of the programming will focus on the work of emerging Canadian musical artists who have not achieved Canadian sales of 80,000 copies of any single recording.

The applicant proposes to offer programming from the following categories: 1, 2(a), 2(b), 3, 5(a), 5(b), 7(a), 7(b), 7(c), 7(d), 7(e), 7(f), 7(g), 8(a), 8(b), 8(c), 9, 10, 11, 12 and 13, as set out in Schedule I of the *Specialty Services Regulations, 1990*.

The applicant proposes that no more than 65% of all programming broadcast during the broadcast week shall be drawn from category 8(b) Music video clips and 8(c) Music video programs.

The applicant proposes to broadcast 90% of its programming during the broadcast week in the

English language and 10% of its programming during the broadcast week in the French language.

Applicant's address:

193 Heath Street West
Toronto, Ontario
M4V 1V3
Fax: 416-944-3191
E-Mail: chear@ultimateindie.ca

Examination of application:

At the applicant's address

17. **Across Canada**
Application No. 2008-1468-3

Application by **Ultimate Indie Productions Inc.** for a broadcasting licence to operate a national, English-language Category 2 high definition specialty television programming undertaking to be known as CHEAR! HD (Canadian Homebred Emerging Artists HD).

The applicant states that 100% of the programming will focus on the work of emerging Canadian musical artists who have not achieved Canadian sales of 80,000 copies of any single recording.

The applicant proposes to offer programming from the following categories: 1, 2(a), 2(b), 3, 5(a), 5(b), 7(a), 7(b), 7(c), 7(d), 7(e), 7(f), 7(g), 8(a), 8(b), 8(c), 9, 10, 11, 12 and 13, as set out in Schedule I of the *Specialty Services Regulations, 1990*.

The applicant proposes that no more than 65% of all programming broadcast during the broadcast week be drawn from category 8(b) Music video clips and 8(c) Music video programs.

The applicant proposes to broadcast 90% of its programming during the broadcast week in the English language and 10% of its programming during the broadcast week in the French language.

Applicant's address:

193 Heath Street West
Toronto, Ontario
M4V 1V3
Fax: 416-944-3191
E-Mail: chear@ultimateindie.ca

Examination of application:

At the applicant's address

18. **Across Canada**
Application No. 2008-1511-0

Application by **World Impact Ministries (WIM)** to acquire the assets of the national, English-language category 2 specialty television programming undertaking known as The Christian Channel from The Christian Channel Inc. (CCI).

The applicant also requests a new broadcasting licence to continue the operation of the undertaking under the same terms and conditions as those in effect under the current licence.

CCI is the licensee of the undertaking The Christian Channel. Given that the broadcasting licence for this service was approved in 2006 (see Broadcasting Decision 2006-11), the proposed transaction will occur within The Christian Channel's first licence term.

WIM is a not-for-profit corporation controlled by its board of directors.

The purchase price for the assets, based on terms of the Asset Purchase Agreement, is \$4 million. The applicant has not proposed a tangible benefits package on the basis that the undertaking is in financial difficulties.

Applicant's address:

310 Scott Street
St. Catharines, Ontario
L2N 1J5
Fax: 905-646-0834
E-Mail: nthurber@peteryoungren.org

Examination of application:

McCarthy Tétrault LLP
Toronto Dominion Bank Tower
66 Wellington Street West
Suite 5300
Toronto, Ontario

19. **Across Canada**
Application No. 2008-1580-6

Application by **2165743 Ontario Inc.** (2165743) to acquire the assets of the national, English-language specialty television programming undertaking known as The Score, from The Score Television Network Ltd. (STNL).

The applicant also requests a new broadcasting licence to continue the operation of the

undertaking under the same terms and conditions as those in effect under the current licence.

Following completion of the transaction, 2165743 will amalgamate with STNL and continue under the corporate name The Score Television Network Ltd.

The above transaction will not affect the effective control of The Score, which will continue to be exercised by John Levy.

Applicant's address:

370 King Street West, Suite 435
Toronto, Ontario
M5V 1J9
Fax: 416-977-0238
E-Mail: adaniere@scoremedia.com

Examination of application:

McCarthy Tétrault LLP
Toronto Dominion Bank Tower
66 Wellington Street West
Suite 5300
Toronto, Ontario

20. **Truro, Nova Scotia**
Application No. 2008-1517-8

Application by **Truro Live Performing Arts Association** for a broadcasting licence to operate an English-language FM developmental community radio programming undertaking in Truro.

The new station would operate on frequency 106.1 MHz (channel 291VLP) with an effective radiated power of 5 watts (non-directional antenna/effective height of antenna above average terrain of 19 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:

4 Belgrave Terrace
Truro, Nova Scotia
B2N 2G4
E-Mail: truroradio@hotmail.com

Examination of application:

At the applicant's address

21. **Amherst, Nova Scotia**
Application No. 2008-1357-8

Application by **Tantramar Community Radio Society** for a broadcasting licence to operate an English-language FM Type B community radio programming undertaking in Amherst.

The new station would operate on frequency 107.9 MHz (channel 300B1) with a maximum effective radiated power of 6,500 watts (non-directional antenna/effective height of antenna above average terrain of 123 metres).

Applicant's address:

P.O. Box 487
 Amherst, Nova Scotia
 B4H 4A1
 Fax: 902-667-1452
 E-Mail: randy.smith@cbdc.ca

Examination of application:

35 Church Street
 Amherst, Nova Scotia

22. **Goose Bay and Wabush, Newfoundland and Labrador**
Application Nos. 2008-1513-6 and 2008-1601-9

Applications by **Newcap Inc.** (Newcap) to convert its radio programming undertaking CFLN Goose Bay and its rebroadcasting transmitter CFLW Wabush from the AM band to the FM band.

The new station at Goose Bay would operate on frequency 97.9 MHz (channel 250A) with an effective radiated power (ERP) of 1,000 watts (non-directional antenna/effective height of antenna above average terrain of 25.4 metres).

The new transmitter at Wabush would operate on frequency 94.7 MHz (channel 234A) with an ERP of 1,000 watts (non-directional antenna/effective height of antenna above average terrain of -26.4 metres).

The applicant requests permission to simulcast the programming of the new FM station and transmitter on CFLN and CFLW respectively for a period of three months from the date of implementation of the new FM station.

The applicant also requests, pursuant to sections 9(1)(e) and 24(1) of the *Broadcasting Act*, the

revocation of the licence for CFLN effective at the end of the simulcast period.

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.

This application requires the issuance of a new licence.

Applicant's address:

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

Examination of applications:

Goose Bay Town Office
212 Hamilton River Road
Goose Bay, Newfoundland and Labrador

and

Wabush Town Office
15 Whiteway Drive
Wabush, Newfoundland and Labrador

23. **Nicolet, Saint-Paulin, Beauceville, Lac-Etchemin, Lambton and Courcelles, Quebec
Application No. 2008-1466-7**

Application by **Sogetel inc.** for a broadcasting licence to operate a regional video-on-demand programming undertaking to serve Nicolet, Saint-Paulin, Beauceville, Lac-Etchemin, Lambton and Courcelles.

The applicant proposes to offer general interest programming predominantly featuring feature films, non-live events, children's programming, archival television programming and adult programming.

The applicant indicates that the programming will be predominantly in the French language.

The applicant requests that it be authorized to distribute programming that contains commercial messages where those messages are already included in a program previously aired in Canada by a Canadian programming service and to charge a fee to subscribers for such Canadian programming.

Applicant's address:

111 12-novembre Street
Nicolet, Quebec
J3T 1S3

Examination of application:

At the applicant's address

and

Sogetel inc. (Lac-Etchemin office)
1601 Road 277
Lac-Etchemin, Quebec

and

Sogetel inc. (Saint-Paulin office)
2640 Laflèche Street, P.O. Box 30
Saint-Paulin, Quebec

and

Compagnie de téléphone de Lambton
233 Collège Street
Lambton, Quebec

and

Compagnie de téléphone de Courcelles
101 Champlain Avenue
Courcelles, Quebec

24. **Caledon, Ontario**
Application No. 2008-1537-6

Application by **Rick Sargent** for a broadcasting licence to operate an English-language FM commercial radio programming undertaking in Caledon.

The new station would operate on frequency 102.7 MHz (channel 274LP) with an average effective radiated power of 50 watts (non-directional antenna/effective height of antenna above average terrain of 15.3 metres).

The applicant currently holds a broadcasting licence to operate the low-power

English-language FM tourist information radio station CFGM-FM Caledon. It is the applicant's intention to convert the existing station to an English-language FM commercial radio station and to operate under the same technical parameters as presently authorized.

Given that the broadcasting licence for CFGM-FM was approved in 2007 (see Broadcasting Decision 2007-371), this conversion will occur within the service's first licence term.

Rick Sargent indicates that, should this application be approved, it wishes to have its tourist information radio programming licence revoked.

Applicant's address:

7695 Old Church Road
 Caledon, Ontario
 L7E 0P5
 Fax: 905-951-8364
 E-Mail: rsargent@sympatico.ca

Examination of application:

At the applicant's address

25. **Kingston, Ontario**
Application No. 2008-1585-5

Application by **Rogers Broadcasting Limited** (Rogers), to acquire the assets of the English-language FM radio programming undertakings CIKR-FM Kingston (K-Rock) and CKXC-FM Kingston (KIX Country), from K-Rock 1057 Inc.

The applicant also requests new broadcasting licences to continue the operation of the undertakings under the same terms and conditions as those in effect under the current licences.

The value of the transaction, based on the terms of the Letter Agreement, is \$11 million. Pursuant to *Commercial Radio Policy, 2006*, Broadcasting Public Notice CRTC 2006-158, 15 December 2006, the applicant proposes a tangible benefits package representing 6% of the value of the transaction.

Given that the broadcasting licence for CKXC-FM was approved in 2007 (see Broadcasting Decision 2007-334), the proposed transaction will occur within this service's the first licence term.

Applicant's address:

333 Bloor St. East, 6th floor
Toronto, Ontario
M4W 1G9
Fax: 416-935-8203
E-Mail: susan.wheeler@rci.rogers.com

Examination of application:

863 Princess Street, Suite 301
Kingston, Ontario

26. **Toronto, Ontario**
Application No. 2008-1480-8

Application by **United Christian Broadcasters Canada** for a broadcasting licence to operate an English-language AM commercial radio programming undertaking in Toronto.

The new station would operate on frequency 1480 kHz (class C) with a transmitter power of 1,000 watts day-time and 500 watts night-time.

The applicant proposes a Christian music service.

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 23095
Belleville, Ontario
K8N 5J3
Fax: 613-966-3211
E-Mail: gq@ucbcanada.com

Examination of application:

San Lorenzo Latin American Community Centre
22 Wenderly Drive
Toronto, Ontario

27. **Goderich, Wingham, Lucknow, Ripley and Kincardine, Ontario**

Application No. 2008-1309-9

Application by **Huron Telecommunications Co-operative Limited** for a broadcasting licence to operate a regional video-on-demand programming undertaking to serve Goderich, Wingham, Lucknow, Ripley and Kincardine.

The applicant proposes to offer programming that will consist primarily of feature films but that may also include other types of programming such as children's videos, short films and television programs.

The applicant indicated that, while the programming will be predominantly in the English language, it may also offer programming in other languages in accordance with demand.

Applicant's address:

P.O. Box 220
60 Queen Street
Ripley, Ontario
N0G 2R0

Examination of application:

At the applicant's address

28. **Inwood, Watford and Alvinston, Ontario**
Application No. 2008-1319-8

Application by **Brooke Telecom Co-operative Ltd.** for a broadcasting licence to operate a regional video-on-demand programming undertaking to serve Inwood, Watford and Alvinston.

The applicant proposes to offer programming that will consist primarily of feature films but that may also include other types of programming such as children's videos, short films and television programs.

The applicant indicated that, while the programming will be predominantly in the English language, it may also offer programming in other languages in accordance with demand.

Applicant's address:

P.O. Box 40
3241 Park Street
Inwood, Ontario
N0N 1K0
Fax: 519-844-2077
E-Mail: brooke@brooketel.ca

Examination of application:

At the applicant's address

29. **Kippen, Seaforth, Hensall and Bayfield, and surrounding rural areas, Ontario**
Application No. 2008-1373-4

Application by **Tuckersmith Communications Co-operative Limited** for a broadcasting licence to operate a regional video-on-demand programming undertaking to serve the villages of Kippen, Seaforth, Hensall and Bayfield, and the surrounding rural areas.

The applicant proposes to offer programming that will consist primarily of feature films but that may also include other types of programming such as children's video, short films, and television shows.

The applicant also indicates that the programming will be predominantly in the English language.

Applicant's address:

40023 Kippen Road
 Kippen, Ontario
 N0M 2E0
 Fax: 519-263-2211
 E-Mail: tcc@tcc.on.ca

Examination of application:

At the applicant's address

30. **Fullerton, Granton, Kirkton and Uniondale, and surrounding rural areas, Ontario**
Application No. 2008-1364-3

Application by **Quadro Communications Co-operative Incorporated** for a broadcasting licence to operate a regional video-on-demand programming undertaking to serve the villages of Fullerton, Granton, Kirkton and Uniondale, and surrounding rural areas.

The applicant proposes to provide a general-interest video-on-demand service with programming consisting primarily of features films but that may also include children's videos, short films, and television shows.

Applicant's address:

P.O. Box 101
 1864 Road 165
 Kirkton, Ontario
 N0K 1K0
 Fax: 519-229-8424
 E-Mail: info@quadro.net

Examination of application:

At the applicant's address

31. **Windsor and Leamington, Ontario**
Application No. 2008-1352-8

Application by **Canadian Broadcasting Corporation** to convert the radio programming undertaking CBE Windsor from the AM band to the FM band.

The applicant also proposes to establish a new FM transmitter in Leamington.

The new station would operate on frequency 97.5 MHz (channel 248B) with an average effective radiated power (ERP) of 3,200 watts (maximum ERP of 19,000 watts with an effective height of antenna above average terrain of 130.1 metres).

The applicant's Leamington transmitter would operate on frequency 91.9 MHz (channel 220B1) with an average ERP of 5,300 watts (maximum ERP of 10,450 watts with an effective height of antenna above average terrain of 73.6 metres).

The applicant indicates that, within 30 days of the implementation of the proposed FM radio station in Windsor, it will apply for the revocation of the authority granted in Broadcasting Decision 2008-101 for a nested FM transmitter on the 102.3 MHz frequency in Windsor.

The applicant indicates that it will launch both the Windsor radio station and the Leamington transmitter within one year of approval, where, at which time, it will operate in simulcast mode for three months. The applicant also requests, pursuant to sections 9(1)(e) and 24(1) of the *Broadcasting Act*, the revocation of the licence for CBE Windsor effective at the end of the simulcast period.

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.

This application requires the issuance of a new licence.

Applicant's address:

P.O. Box 3220, Station C
Ottawa, Ontario
KIY 1E4
Fax: 613-288-6257
E-Mail: regulatoryaffairs@cbc.ca

Examination of application:

Canadian Broadcasting Corporation
825 Riverside Drive West
Windsor, Ontario

and

Municipality of Leamington
38 Eric Street North
Leamington, Ontario

32. **Fort Erie, St. Catharines and Niagara Falls, Ontario**
Application No. 2009-0028-4

Application by **Niagara Radio Group Inc.** to acquire the assets of the English-language commercial radio programming undertakings CKEY-FM Fort Erie and its transmitter CKEY-FM-1 St. Catharines, and CFLZ-FM Niagara Falls, from CJRN 710 Inc.

The applicant also requests new broadcasting licences to continue the operation of the undertakings under the same terms and conditions as those in effect under the current licences.

Niagara Radio Group Inc. is held by Niagara Media Group Inc., which in turn is held by Northguard Capital Corp. (80%), a corporation controlled by Mr. Andrew Ferri, and Mr. David Dancy (20%).

The proposed transaction is a corporate reorganization that will not affect the effective control of CKEY-FM and CFLZ-FM as it will continue to be exercised by Mr. Ferri.

The other radio undertaking operated by CJRN 710 Inc. will be dealt with in a separate application (2009-0031-7).

Applicant's address:

4668 St. Clair Avenue
Niagara Falls, Ontario
L2E 6X7
Fax: 905-356-0644
E-Mail: ddancy@cogeco.ca

Examination of application:

At the applicant's address

33. **Niagara-on-the-Lake, Ontario**
Application No. 2009-0031-7

Application by **Radio 710 AM Inc.** to acquire the assets of the tourist radio programming undertaking CJRN Niagara Falls from CJRN 710 Inc.

The applicant also requests a new broadcasting licence to continue the operation of the undertaking under the same terms and conditions as those in effect under the current licence.

Radio 710 AM Inc. is held by Niagara Media Group Inc., which in turn is held by Northguard Capital Corp. (80%), a corporation controlled by Mr. Andrew Ferri, and Mr. David Dancy (20%).

The proposed transaction is a corporate reorganization that will not affect the effective control of CJRN as it will continue to be exercised by Mr. Ferri.

The other radio undertakings operated by CJRN 710 Inc. will be dealt with in a separate application (2009-0028-4).

Applicant's address:

4668 St. Clair Avenue
Niagara Falls, Ontario
L2E 6X7
Fax: 905-356-0644
E-Mail: ddancy@cogeco.ca

Examination of application:

At the applicant's address

34. **Niagara-on-the-Lake, Ontario**

Application No. 2009-0023-4

Application by **Luciano Butera, on behalf of a corporation to be incorporated**, to acquire the assets of the tourist radio programming undertaking CHQI-FM Niagara-on-the-Lake from Mrs. Jeannine Dancy.

The applicant also requests a new broadcasting licence to continue the operation of the undertaking under the same terms and conditions as those in effect under the current licence.

The value of the transaction, based on the terms of the Purchase and Sale Agreement, is \$48,000.

Mr. Butera will be the sole shareholder and director of the corporation to be incorporated.

Applicant's address:

7868 Oakwood Drive, Suite 1000
Niagara Falls, Ontario
L2E 6S5
Fax: 866-737-2725
E-Mail: lbutera@cogeco.ca

Examination of application:

At the applicant's address

35 **Winnipeg Beach and Arborg, Manitoba**
Application No. 2008-1541-7

Application by **5777152 Manitoba Ltd.** for a broadcasting licence to operate an English-language FM commercial radio programming undertaking in Winnipeg Beach with an FM transmitter located in Arborg.

The new station in Winnipeg Beach would operate on frequency 93.7 MHz (channel 229A) with an average effective radiated power (ERP) of 1,640 watts and an effective height of antenna above average terrain of 59 meters.

The transmitter in Arborg would operate on frequency 99.5 MHz (channel 258A1) with an average ERP of 119 watts and an effective height of antenna above average terrain of 31 meters.

The applicant proposes a middle of the road format featuring music from the 1960's to the present.

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:

513 Main Street
P.O. Box 1268
Swan River, Manitoba
R0L 1Z0
Fax: 204-734-5897
E-Mail: bill@83north.com

Examination of application:

At the applicant's address

and

29 Robinson Avenue
Winnipeg Beach, Manitoba

and

337 River Road
Arborg, Manitoba

and

62 2nd Avenue
Gimli, Manitoba

36. **Smithers, British Columbia**
Application No. 2008-1539-2

Application by **Smithers Community Radio Society** for a broadcasting licence to operate an English-language FM developmental community radio programming undertaking in Smithers.

The new station would operate on frequency 93.9 MHz (channel 230LP) with an average effective radiated power (ERP) of 5 watts (maximum ERP of 5 watts with an effective height of antenna above average terrain of 14.9 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 791
Smithers, British Columbia
V0J 2N0
Fax: 250-847-9455
E-Mail: info@smithersradio.com

Examination of application:

Smithers Public Library
3817 Alfred Street
Smithers, British Columbia

37. **Gabriola Island, British Columbia**
Application No. 2008-1533-4

Application by **Gabriola Radio Society** for a broadcasting licence to operate an English-language FM Type B community radio programming undertaking on Gabriola Island.

The new station would operate on frequency 98.7 MHz (channel 254A1) with an effective radiated power of 80 watts (non-directional antenna/effective height of antenna above average terrain of 178 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:

#9 – 575 North Road
Gabriola Island, British Columbia
V0R 1X0
Fax: 250-247-9852
E-Mail: gabriolaradio@shaw.ca

Examination of application:

Vancouver Island Regional Library
Gabriola Branch
#5 – 575 North Road
Gabriola Island, British Columbia

Public Participation

Deadline for interventions/comments

5 March 2009

The intervention must be received by the Commission and by the applicant on or before the above-mentioned date. The Commission cannot be held responsible for postal delays and will not notify an intervener whose intervention is received after the deadline date. In such a case, the intervention will not be considered by the Commission and will not be part of the public file.

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, 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 Web page 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 Commission offices and documentation centres.

Central Building

Les Terrasses de la Chaudière

1 Promenade du Portage, Room 206

Gatineau, Quebec K1A 0N2

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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

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2125 – 11th Avenue
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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
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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>