



Broadcasting Notice of Consultation CRTC 2010-487

PDF Version

Ottawa, 19 July 2010

Notice of applications received

Various locations

Deadline for submission of interventions/comments: 23 August 2010

The Commission has received the following applications:

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

Applicant and Locality

1. **Astral Media Radio inc.**
Québec, Quebec
Application No. 2010-0238-6
2. **Astral Media Radio inc.**
Sherbrooke, Quebec
Application No. 2010-0239-4
3. **4352416 Canada Inc.**
Peterborough, Ontario
Application No. 2010-0396-2

1. **Québec, Quebec** **Application No. 2010-0238-6**

Application by **Astral Media Radio inc.** to renew the broadcasting licence for the French-language commercial FM radio programming undertaking CITF-FM Québec, expiring 31 August 2010.

The licensee proposes to delete the following conditions of licence:

- The licensee shall broadcast, in each broadcast week, a minimum of 63 hours of local programming and shall maintain the current level of 2 hours and 6 minutes of news.
- The licensee shall file, no later than 30 November of each broadcast year and until the expiry of the implementation period for the benefits related to *Transfer of control of 3903206 Canada Inc., of Telemedia Radio Atlantic Inc. and of 50% of Radiomedia Inc. to Astral Radio Inc.*, Broadcasting Decision CRTC 2002-90, 19 April 2002, in a format approved by the Commission, a report on the diversity of musical selections aired on each of its three predominantly music-based FM

network services (i.e., Énergie, RockDétente and Boom FM) for the previous year ending 31 August.

The licensee notes that no other broadcasting group is required by condition of licence to file a report on musical diversity or to broadcast, during each broadcast week, a level of local programming that exceeds what is required of all licensees under the *Radio Regulations, 1986*.

Licensee's address:

1717 René-Lévesque Boulevard East
Suite 200
Montréal, Quebec
H2L 4T9
Fax: 514-529-3263
E-mail: rshoan@radio.astral.com

Examination of application:

900 d'Youville Street
1st Floor
Québec, Quebec

2. Sherbrooke, Quebec Application No. 2010-0239-4

Application by **Astral Media Radio inc.** to renew the broadcasting licence for the French-language commercial FM radio programming undertaking CITÉ-FM-1 Sherbrooke and its transmitter CITÉ-FM-2 Sherbrooke, expiring 31 August 2010.

The licensee proposes to delete the following conditions of licence:

- The licensee shall broadcast not less than 63 hours of local programming each week and not less than 2 hours and 44 minutes of local news each week.
- The licensee shall file, no later than 30 November of each broadcast year and until the expiry of the implementation period for the benefits related to *Transfer of control of 3903206 Canada Inc., of Telemédia Radio Atlantic Inc. and of 50% of Radiomédia Inc. to Astral Radio Inc.*, Broadcasting Decision CRTC 2002-90, 19 April 2002, in a format approved by the Commission, a report on the diversity of musical selections aired on each of its three predominantly music-based FM network services (i.e., Énergie, RockDétente and Boom FM) for the previous year ending 31 August.

The licensee notes that no other broadcasting group is required by condition of licence to file a report on musical diversity or to broadcast, during each broadcast week, a level of local programming that exceeds what is required of all licensees under the *Radio Regulations, 1986*.

Licensee's address:

1717 René-Lévesque Boulevard East
 Suite 200
 Montréal, Quebec
 H2L 4T9
 Fax: 514-529-3263
 E-mail: rshoan@radio.astral.com

Examination of application:

2185 King Street West
 Suite 20
 Sherbrooke, Quebec

3. Peterborough, Ontario
Application No. 2010-0396-2

Application by **4352416 Canada Inc.** to renew the broadcasting licence for the English-language specialty FM radio programming undertaking CJMB-FM Peterborough, expiring 31 August 2010.

It appears to the Commission that the licensee may have failed to comply with section 9(2) of the *Radio Regulations, 1986* relating to filling of annual returns for the 2007 and 2008 broadcast years. It also appears to the Commission that the licensee may have failed to comply with its condition of licence relating to Canadian talent development contributions for the 2006 and 2008 broadcast years and for Canadian Content Development contributions for the 2009 broadcast year.

The licensee requests a change regarding Christmas music. Broadcasting Decision 2009-383 sets out the following condition of licence:

The licensee shall ensure that a minimum of 90% of all musical selections broadcast during each broadcast week shall be devoted to selections drawn from subcategory 35 (non-classic religious).

Since not all Christmas songs falls into subcategory 35, the licensee requests seasonal flexibility to broadcast a minimum level of 67% of Category 3 music and a maximum level of 33% Category 2 music each week during the Christmas season. The Commission notes that the licensee has identified the Christmas season as the period from 1 November until 5 January.

Licensee's address:

14 Westdale Drive
 St. Catharines, Ontario

L2S 2R8
Fax: 866-366-8217
E-mail: andymcnabb@cogeco.ca

Examination of application:

2686 Lakefield Road
R.R. #4
Peterborough, Ontario

Public participation
Deadline for interventions
23 August 2010

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 a party 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.

Interventions will be considered by the Commission and will form part of the public record of the proceeding without further notification to intervening parties, provided the procedure set out below has been followed. Parties will be contacted only if their submissions raise procedural questions.

Written interventions should be submitted to the Secretary General of the Commission in **only one** of the following formats:

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

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.

Parties must ensure that, before initiating service through electronic mode, they will be able to satisfy the Commission, upon request, that service of the notification was completed.

Submissions longer than five pages should include a summary.

Each paragraph of the submission should be numbered. In addition, 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.

Interventions should clearly identify the application referred to and indicate whether parties support or oppose the application, or, if they propose changes to it, include the facts and grounds for their proposal.

Important notice

All information that parties provide as part of this public process, except information granted confidentiality, whether sent by postal mail, facsimile, e-mail or through the Commission's website at www.crtc.gc.ca, becomes part of a publicly accessible file and will be posted on the Commission's website.

This information includes personal information, such as full names, e-mail addresses, postal/street addresses, telephone and facsimile numbers, and any other personal information parties provide.

The personal information that parties 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 website in their entirety exactly as received, 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.

The information that parties 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 the Commission's website with the help of either its own search engine or a third-party search engine will not provide access to the information that was provided as part of this public process.

The Commission encourages interested parties to monitor the public examination file and the Commission's website for additional information that they may find useful when preparing their interventions.

Examination of documents

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

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

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 two (2) working days, at any other Commission offices and documentation centres.

Location of Commission offices

Toll-free telephone: 1-877-249-2782

Toll-free TDD: 1-877-909-2782

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Central Building
1 Promenade du Portage, Room 206
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Fax: 902-426-2721

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Secretary General