



Broadcasting Decision CRTC 2010-830

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Route reference: 2010-334

Ottawa, 9 November 2010

Radio communautaire MF Lac Simon inc.
Rouyn-Noranda, Quebec

Application 2010-0032-2, received 15 January 2010

CHUN-FM Rouyn-Noranda – Licence renewal

The Commission renews the broadcasting licence for the French-, Anishnabe- and Algonquin-language Native Type B radio station CHUN-FM Rouyn-Noranda from 1 December 2010 to 31 August 2014. This short-term licence renewal will enable the Commission to review, at an earlier date, the licensee's compliance with the Radio Regulations, 1986.

Introduction

1. The Commission received an application by Radio communautaire MF Lac Simon inc. to renew the broadcasting licence for the French-, Anishnabe- and Algonquin-language Native Type B radio programming undertaking CHUN-FM Rouyn-Noranda, which expires 30 November 2010.¹ The Commission did not receive any interventions in connection with this application.
2. In Broadcasting Notice of Consultation 2010-334, the Commission stated that the licensee may have failed to comply with section 9(2) of the *Radio Regulations, 1986* (the Regulations), which relates to the provision of annual returns, for broadcast years 2004–2005 through 2008–2009.

Commission's analysis and determinations

3. After examining the application in light of the applicable regulations and policies, the Commission considers that the issue to be addressed in this decision relates to the provision of annual returns.
4. As set out in section 9(2) of the Regulations, licensees are required to file, before 30 November of each year, their annual return for the broadcast year ending the previous 31 August. The Commission notes that the licensee's annual returns for the

¹ This licence was administratively renewed from 1 September to 30 November 2010 in Broadcasting Decision 2010-635.

broadcast years 2004–2005 through 2008–2009 were filed on 10 June 2010, after the annual deadline.

5. The licensee explained that the annual return documents provided to licensees were sent to the wrong address. The licensee recognizes that the contact information it had provided to the Commission was incorrect.
6. The Commission notes that licensees are required to inform it of any changes in their contact information, so that the Commission may reach them as needed.

Conclusion

7. In light of the above, and in accordance with its practice regarding radio non-compliance set out in Circular No. 444, the Commission considers that a short-term licence renewal period for CHUN-FM is appropriate. Accordingly, the Commission **renews** the broadcasting licence for the French-, Anishnabe- and Algonquin-language Native Type B radio programming undertaking CHUN-FM Rouyn-Noranda from 1 December 2010 to 31 August 2014. This short-term renewal will enable the Commission to review, at an earlier date, the licensee's compliance with the Regulations. The licence will be subject to the **conditions** set out in the appendix to this decision.

Secretary General

Related documents

- *Administrative Renewals*, Broadcasting Decision CRTC 2010-635, 30 August 2010
- *Notice of applications received*, Broadcasting Notice of Consultation CRTC 2010-334, 1 June 2010
- *Practices regarding radio non-compliance*, Circular No. 444, 7 May 2001

**This decision is to be appended to the licence.*

Appendix to Broadcasting Decision CRTC 2010-830

Conditions of licence for the French-, Anishnabe- and Algonquin-language Native Type B radio programming undertaking CHUN-FM Rouyn-Noranda

1. The licensee shall ensure that, in each broadcast week, a minimum of 35% of all musical selections from category 2 (Popular Music) will be devoted to Canadian selections played in their entirety.
2. The licensee shall adhere to the guidelines on gender portrayal set out in the Canadian Association of Broadcasters' (CAB) *Equitable Portrayal Code*, as amended from time to time and approved by the Commission.
3. The licensee shall adhere to the provisions of CAB's *Broadcast code for advertising to children*, as amended from time to time and approved by the Commission.