



Broadcasting Decision CRTC 2011-603

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Route reference: Part 1 application posted on 28 April 2011

Ottawa, 22 September 2011

Asian Television Network International Limited
Across Canada

Application 2011-0690-7

Addition of NDTV India to the list of non-Canadian programming services authorized for distribution

*The Commission **approves** an application to add NDTV India to the list of non-Canadian programming services authorized for distribution and amends the list accordingly. The revised list is available on the Commission's website at www.crtc.gc.ca under "Broadcasting Sector."*

Introduction

1. The Commission received an application dated 18 April 2011 from Asian Television Network International Limited (ATN) to add NDTV India to the list of non-Canadian programming services authorized for distribution (the list).¹ The Commission received one comment in connection with this application but considers that it falls outside the scope of the proceeding.
2. ATN described NDTV India as a service providing news from the Indian subcontinent in the Hindi language.
3. In Broadcasting Public Notice 2004-96, the Commission stated that requests to add non-Canadian general interest third-language services to the list would generally be approved, subject to any requirement it deemed appropriate. In the case of non-Canadian third-language services that provide narrowly targeted or "niche" programming, the Commission stated that it would continue to apply a case-by-case assessment to determine whether such services are partially or totally competitive with Canadian pay or specialty services.
4. In regard to non-Canadian news services, however, the Commission considers a more open-entry approach to be consistent with the importance it places on a

¹ In Broadcasting Regulatory Policy 2011-399, the Commission announced that, as of 1 September 2011, the lists of eligible satellite services available for distribution on a digital basis would be replaced with a consolidated list to be known as the *List of non-Canadian programming services authorized for distribution*.

diversity of editorial points of view. Accordingly, in paragraph 246 of Broadcasting Public Notice 2008-100, the Commission stated the following:

... absent clear evidence, as determined by the Commission, that a non-Canadian news service will violate Canadian regulations, such as those regarding abusive comment, the Commission will be predisposed to authorize non-Canadian news services for distribution in Canada.

Commission's analysis and decisions

5. The Commission relies primarily on the interventions filed to identify the Canadian pay and specialty services with which the service proposed to be added to the list might be totally or partially competitive and which therefore should be included in the assessment of the competitiveness of the service.
6. In the absence of opposing interventions and any evidence that the service would violate Canadian regulations, the Commission **approves** the addition of NDTV India to the list and amends the list of non-Canadian programming services authorized for distribution accordingly. The list of non-Canadian programming services authorized for distribution is available on the Commission's website at www.crtc.gc.ca under "Broadcasting Sector" and may be obtained in hard copy on request.

Secretary General

Related documents

- *List of non-Canadian programming services authorized for distribution*, Broadcasting Regulatory Policy CRTC 2011-399, 30 June 2011
- *Regulatory frameworks for broadcasting distribution undertakings and discretionary programming services* – Regulatory policy, Broadcasting Public Notice CRTC 2008-100, 30 October 2008
- *Improving the diversity of third-language television services – A revised approach to assessing requests to add non-Canadian third-language television services to the lists of eligible satellite services for distribution on a digital basis*, Broadcasting Public Notice CRTC 2004-96, 16 December 2004