



## Broadcasting Decision CRTC 2012-704

PDF version

Route reference: 2012-460

Ottawa, 21 December 2012

### Various radio programming undertakings

Across Canada

*The application numbers are set out in Appendix 1 to this decision.*

### Various campus and community radio programming undertakings – Licence renewals

1. The Commission **renews** the broadcasting licences for the radio programming undertakings<sup>1</sup> set out in Appendix 1 to this decision. The expiry dates for these licences are set out in that appendix. The licences will be subject to the **conditions of licence** set out in the appropriate appendices to this decision. The Commission received interventions in support of a number of the applications.

#### Non-compliance

2. In Broadcasting Information Bulletin 2011-347 (the Information Bulletin), the Commission announced a revised approach to dealing with radio stations found in non-compliance. The Commission noted in particular that each instance of non-compliance would be evaluated in light of factors such as the quantity, recurrence and seriousness of the non-compliance. The Commission also noted that it would consider the circumstances leading to the non-compliance in question, the licensee's arguments and the measures taken to rectify the situation.
3. The Commission reminds licensees that they are solely responsible for ensuring compliance with all of their regulatory obligations and expects that they will take the necessary steps to bring themselves into compliance going forward.
4. The Commission has reviewed the public record and the reasons for which the licensees were in breach of the *Radio Regulations, 1986* (the Regulations). In light of the information filed by the licensees, which provided context to the Commission's preliminary findings, and in light of the factors outlined in the Information Bulletin, the Commission finds the licensees listed in Appendix 1 to be in non-compliance with section 9(2) of the Regulations in the manner described in Broadcasting Notice of

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<sup>1</sup>The original expiry date for these undertakings was 31 August 2011. The broadcasting licences were administratively renewed until 31 December 2012 as a result of Broadcasting Decisions 2011-558, 2011-790 and 2012-456.

Consultation 2012-460.<sup>2</sup> Consequently, with the exception of CIEU-FM Carleton and CFBO-FM Moncton, as described below, the Commission finds it appropriate to grant these undertakings short-term licence renewals. The Commission notes that these short-term renewals will allow for an earlier review of the licensees' compliance with the Regulations and their conditions of licence.

5. With respect to the licensees that failed to file annual returns for certain broadcast years, the Commission notes that it has imposed conditions of licence requiring them to file these missing returns by no later than **8 May 2013**.

Secretary General

#### **Related documents**

- *Various campus and community radio programming undertakings – Licence renewals*, Broadcasting Decision CRTC 2012-683, 14 December 2012
- *Notice of applications received*, Broadcasting Notice of Consultation CRTC 2012-460, 28 August 2012
- *Various radio programming undertakings – Administrative renewals*, Broadcasting Decision CRTC 2012-456, 28 August 2012
- *Administrative renewals*, Broadcasting Decision CRTC 2011-790, 19 December 2011
- *Administrative renewals*, Broadcasting Decision CRTC 2011-558, 31 August 2011, as amended by *Administrative renewals – Corrections*, Broadcasting Decision CRTC 2011-558-1, 23 September 2011
- *Revised approach to non-compliance by radio stations*, Broadcasting Information Bulletin CRTC 2011-347, 26 May 2011

*\* This decision and the appropriate appendix are to be attached to each licence.*

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<sup>2</sup> In Broadcasting Notice of Consultation 2012-460, the Commission identified CJEU Gatineau as being in non-compliance with section 9(2) of the Regulations for the 2009-2010 broadcast year. However, since the station was in a testing phase at that time, CJEU was not required to submit an annual return covering that period. As a result, CJEU is deemed to be in compliance with the Regulations and is consequently renewed along with the campus and community radio undertakings found to be in compliance with the Regulations and their conditions of licence in Broadcasting Decision 2012-683.

## Appendix 1 to Broadcasting Decision CRTC 2012-704

### Campus radio undertakings

| Licensee   | Application number                          | Call sign and location        | Expiry Date    |
|--|---|-------------------------------|----------------|
| CKXU Radio Society   | 2011-0323-3<br>received<br>14 February 2011 | CKXU-FM<br>Lethbridge, AB     | 31 August 2017 |
| Comité de la radio étudiante universitaire de Sherbrooke               | 2011-0297-0<br>received<br>1 February 2011  | CFAK-FM<br>Sherbrooke, QC     | 31 August 2017 |
| Groupe des médias étudiants de l'Université du Québec à Trois-Rivières | 2011-0055-2<br>received<br>17 January 2011  | CFOU-FM<br>Trois-Rivières, QC | 31 August 2017 |
| LU Campus Radio Inc.   | 2011-0140-2<br>received<br>28 January 2011  | CILU-FM<br>Thunder Bay, ON    | 31 August 2016 |
| Student Media, University of Windsor                                   | 2011-0121-1<br>received<br>26 January 2011  | CJAM-FM<br>Windsor, ON        | 31 August 2016 |
| The Kamloops Campus / Community Radio Society                          | 2011-0331-6<br>received<br>15 February 2011 | CFBX-FM<br>Kamloops, BC       | 31 August 2018 |
| The Mohawk College Radio Corporation                                   | 2011-0422-3<br>received<br>2 March 2011     | CIOI-FM<br>Hamilton, ON       | 31 August 2018 |
| Troubadour Radio Society Inc.  | 2011-0564-3<br>received<br>28 March 2011    | CHUG<br>Stephenville, NL      | 31 August 2014 |
| University of Guelph Radio – Radio Gryphon                             | 2011-0505-7<br>received<br>17 March 2011    | CFRU-FM<br>Guelph, ON         | 31 August 2016 |
| University of Toronto Community Radio Inc.                             | 2011-0307-7<br>received<br>2 March 2011     | CIUT-FM<br>Toronto, ON        | 31 August 2016 |

### Community radio undertakings

| Licensee  | Application number                          | Call sign and location  | Expiry Date    |
|---|---|---|----------------|
| Association communautaire fransaskoise de Gravelbourg Inc.              | 2011-1082-4<br>received<br>14 July 2011     | CFRG-FM<br>Gravelbourg,<br>SK   | 31 August 2016 |
| Bluewater Community Radio   | 2011-0191-4<br>received<br>1 February 2011  | CFBW-FM<br>Hanover, ON  | 31 August 2017 |
| Coop de solidarité radio communautaire de la MRC de Maskinongé          | 2011-0110-5<br>received<br>25 January 2011  | CHHO-FM<br>Louiseville, QC<br>and its<br>transmitter<br>CHHO-FM-1<br>Saint-Alexis-<br>des-Monts | 31 August 2018 |
| Coopérative de solidarité radio communautaire Nicolet-Yamaska/Bécancour | 2011-0697-2<br>received<br>18 April 2011    | CKBN-FM<br>Bécancour, QC  | 31 August 2017 |
| Coopérative Radio Restigouche Itée                                      | 2011-0333-2<br>received<br>16 February 2011 | CIMS-FM<br>Balmoral, NB<br>and its<br>transmitter<br>CIMS-FM-1<br>Dalhousie                     | 31 August 2016 |
| Creston Community Radio Society   | 2011-0174-0<br>received<br>31 January 2011  | CIDO-FM<br>Creston, BC  | 31 August 2016 |
| Diffusion communautaire Baie-des-Chaleurs inc.                          | 2011-0077-6<br>received<br>20 January 2011  | CIEU-FM<br>Carleton, QC<br>and its<br>transmitter<br>CIEU-FM-1<br>Paspébiac                     | 31 August 2019 |
| Haliburton County Community Radio Association                           | 2011-0112-0<br>received<br>25 January 2011  | CKHA-FM<br>Haliburton, ON   | 31 August 2018 |

|   |   |  |                |
|---|---|--|----------------|
| La Coopérative Radiophonique – La Brise de la Baie Itée | 2011-0731-8 received<br>15 April 2011   | CHQC-FM<br>Saint John, NB  | 31 August 2016 |
| Mackenzie and Area Community Radio Society              | 2011-0116-2 received<br>26 January 2011 | CHMM-FM<br>Mackenzie, BC   | 31 August 2017 |
| Radio-Acton inc.  | 2011-0104-7 received<br>25 January 2011 | CFID-FM Acton<br>Vale, QC  | 31 August 2018 |
| Radio Beauséjour inc.                                   | 2011-0291-2 received<br>1 February 2011 | CFBO-FM<br>Moncton, NB   | 31 August 2019 |
| Radio Bellechasse                                       | 2011-0103-9 received<br>24 January 2011 | CFIN-FM Lac-<br>Etchemin, QC<br>and its<br>transmitters<br>CFIN-FM-1<br>Armagh, CFIN-<br>FM-2 Saint-<br>Malachie,<br>CFIN-FM-3<br>Saint-Anselme<br>and CFIN-FM-4<br>Saint-Jean de<br>l'Île d'Orléans | 31 August 2018 |
| Radio communautaire de la Rive-Sud inc.                 | 2011-0184-9 received<br>1 February 2011 | CHAA-FM<br>Longueuil, QC   | 31 August 2016 |
| Radio communautaire de Radisson                         | 2011-0498-4 received<br>17 March 2011   | CIAU-FM<br>Radisson, QC  | 31 August 2016 |
| Radio communautaire francophone de Montréal inc.        | 2011-0171-6 received<br>31 January 2011 | CIBL-FM<br>Montréal, QC  | 31 August 2017 |
| Radio communautaire Missisquoi                          | 2011-0316-8 received<br>7 February 2011 | CIDI-FM Lac-<br>Brome, QC  | 31 August 2017 |
| San Lorenzo Latin American Community Centre             | 2011-0465-3 received<br>11 March 2011   | CHHA Toronto,<br>ON  | 31 August 2018 |

|                       |  |                        |                |
|-----------------------|--|------------------------|----------------|
| Valley Heritage Radio | 2011-0160-0<br>received<br>28 January 2011 | CJHR-FM<br>Renfrew, ON | 31 August 2018 |
|-----------------------|--|------------------------|----------------|

## **Appendix 2 to Broadcasting Decision CRTC 2012-704**

### **Terms and conditions of licence for the campus radio programming undertaking CFBX-FM Kamloops, British Columbia**

#### **Terms**

The licence will expire 31 August 2018.

#### **Conditions of licence**

1. The licensee shall adhere to the conditions set out in *Standard conditions of licence for campus and community radio stations*, Broadcasting Regulatory Policy CRTC 2012-304, 22 May 2012.

## **Appendix 3 to Broadcasting Decision CRTC 2012-704**

### **Terms and conditions of licence for the campus radio programming undertaking CIOI-FM Hamilton, Ontario**

#### **Terms**

The licence will expire 31 August 2018.

#### **Conditions of licence**

1. The licensee shall adhere to the conditions set out in *Standard conditions of licence for campus and community radio stations*, Broadcasting Regulatory Policy CRTC 2012-304, 22 May 2012.
2. The licensee shall retain full control over all decisions concerning the management and programming of this station and representatives of the student body, faculty, alumni or administration representatives of the university or college with which the station is associated, considered together, shall form the majority of the board of directors. In accordance with the requirements of the *Direction to the CRTC (Ineligibility of Non-Canadians)*, P.C. 1997-486, 8 April 1997, as amended by P.C. 1998-1268, 15 July 1998, the chief executive officer and not less than 80 per cent of the members of the board of directors must be Canadians ordinarily residing in Canada.



## **Appendix 4 to Broadcasting Decision CRTC 2012-704**

### **Terms and conditions of licence for the campus radio programming undertakings CFAK-FM Sherbrooke and CFOU-FM Trois-Rivières, Quebec and CKXU-FM Lethbridge, Alberta**

#### **Terms**

The licence will expire 31 August 2017.

#### **Conditions of licence**

1. The licensee shall adhere to the conditions set out in *Standard conditions of licence for campus and community radio stations*, Broadcasting Regulatory Policy CRTC 2012-304, 22 May 2012.

## **Appendix 5 to Broadcasting Decision CRTC 2012-704**

### **Terms and conditions of licence for the campus radio programming undertaking CILU-FM Thunder Bay, Ontario**

#### **Terms**

The licence will expire 31 August 2016.

#### **Conditions of licence**

1. The licensee shall adhere to the conditions set out in *Standard conditions of licence for campus and community radio stations*, Broadcasting Regulatory Policy CRTC 2012-304, 22 May 2012.

## **Appendix 6 to Broadcasting Decision CRTC 2012-704**

### **Terms and conditions of licence for the campus radio programming undertaking CFRU-FM Guelph, Ontario**

#### **Terms**

The licence will expire 31 August 2016.

#### **Conditions of licence**

1. The licensee shall adhere to the conditions set out in *Standard conditions of licence for campus and community radio stations*, Broadcasting Regulatory Policy CRTC 2012-304, 22 May 2012.
2. The licensee shall file its annual return for the 2009-2010 broadcast year by no later than **8 May 2013**.

## Appendix 7 to Broadcasting Decision CRTC 2012-704

### Terms and conditions of licence for the campus radio programming undertaking CJAM-FM Windsor, Ontario

#### Terms

The licence will expire 31 August 2016.

#### Conditions of licence

1. The licensee shall adhere to the conditions set out in *Standard conditions of licence for campus and community radio stations*, Broadcasting Regulatory Policy CRTC 2012-304, 22 May 2012.
2. The licensee shall retain full control over all decisions concerning the management and programming of this station and representatives of the student body, faculty, alumni or administration representatives of the university or college with which the station is associated, considered together, shall form the majority of the board of directors. In accordance with the requirements of the *Direction to the CRTC (Ineligibility of Non-Canadians)*, P.C. 1997-486, 8 April 1997, as amended by P.C. 1998-1268, 15 July 1998, the chief executive officer and not less than 80 per cent of the members of the board of directors must be Canadians ordinarily residing in Canada.
3. The licensee shall file its annual return for the 2006-2007 broadcast year by no later than **8 May 2013**.

## Appendix 8 to Broadcasting Decision CRTC 2012-704

### Terms and conditions of licence for the campus radio programming undertaking CIUT-FM Toronto, Ontario

#### Terms

The licence will expire 31 August 2016.

#### Conditions of licence

1. The licensee shall adhere to the conditions set out in *Standard conditions of licence for campus and community radio stations*, Broadcasting Regulatory Policy CRTC 2012-304, 22 May 2012.
2. The licensee is authorized to use a Subsidiary Communications Multiplex Operations (SCMO) channel to broadcast predominantly Punjabi- and Hindi-language programming.
3. The licensee is authorized to use a Subsidiary Communications Multiplex Operations (SCMO) channel to broadcast predominantly Korean-language radio service.
4. The licensee shall file its annual return for the 2009-2010 broadcast year by no later than **8 May 2013**.

## **Appendix 9 to Broadcasting Decision CRTC 2012-704**

### **Terms and conditions of licence for the campus radio programming undertaking CHUG Stephenville, Newfoundland and Labrador**

#### **Terms**

The licence will expire 31 August 2014.

#### **Conditions of licence**

1. The licensee shall adhere to the conditions set out in *Standard conditions of licence for campus and community radio stations*, Broadcasting Regulatory Policy CRTC 2012-304, 22 May 2012.
2. The licensee shall file its annual returns for the 2001-2002, 2002-2003, 2003-2004, 2005-2006, 2007-2008, 2008-2009 and 2009-2010 broadcast years by no later than **8 May 2013**.

## **Appendix 10 to Broadcasting Decision CRTC 2012-704**

### **Terms and conditions of licence for the community radio programming undertakings CFBO-FM Moncton, New Brunswick and CIEU-FM Carleton, Quebec and its transmitter CIEU-FM-1 Paspébiac**

#### **Terms**

The licence will expire 31 August 2019.

#### **Conditions of licence**

1. The licensee shall adhere to the conditions set out in *Standard conditions of licence for campus and community radio stations*, Broadcasting Regulatory Policy CRTC 2012-304, 22 May 2012.

## **Appendix 11 to Broadcasting Decision CRTC 2012-704**

**Terms and conditions of licence for the community radio programming undertakings CHHO-FM Louiseville and its transmitter CHHO-FM-1 Saint-Alexis-des-Monts, CFID-FM Acton Vale, and CFIN-FM Lac-Etchemin and its transmitters CFIN-FM-1 Armagh, CFIN-FM-2 Saint-Malachie, CFIN-FM-3 Saint-Anselme, CFIN-FM-4 Saint-Jean de l'Île d'Orléans, Quebec, and CJHR-FM Renfrew, Ontario**

### **Terms**

The licence will expire 31 August 2018.

### **Conditions of licence**

1. The licensee shall adhere to the conditions set out in *Standard conditions of licence for campus and community radio stations*, Broadcasting Regulatory Policy CRTC 2012-304, 22 May 2012.



## **Appendix 12 to Broadcasting Decision CRTC 2012-704**

### **Terms, conditions of licence and origins of the cultural groups to be served for the community radio programming undertaking CHHA Toronto, Ontario**

#### **Terms**

The licence will expire 31 August 2018.

#### **Conditions of licence**

1. The licensee shall adhere to the conditions set out in *Standard conditions of licence for campus and community radio stations*, Broadcasting Regulatory Policy CRTC 2012-304, 22 May 2012.
2. The licensee shall devote 100% of the programming broadcast in each broadcast week to ethnic programs, as defined in the *Radio Regulations, 1986*, as amended from time to time.
3. The licensee shall devote a minimum of 75% of the programming broadcast in each broadcast week to third-language programs, as defined in the *Radio Regulations, 1986*, as amended from time to time.
4. The licensee shall devote a minimum of 60% of the ethnic programs broadcast in each broadcast week to Spanish-language programs, targeting the many cultural groups within the Spanish-speaking community.
5. The licensee shall broadcast, in each broadcast week, ethnic programs directed to a minimum of 4 cultural groups in at least 4 different languages.

#### **Origins of the cultural groups to be served**

##### **1. Spanish**

North America:

Mexico

Central America:

Guatemala

El Salvador

Honduras

Nicaragua

Costa Rica

Panama

Caribbean:

Cuba

Haiti

Dominican Republic  
Puerto Rico

South America:

Venezuela

Colombia

Ecuador

Peru

Bolivia

Chile

Argentina

Uruguay

Paraguay

Europe:

Spain

**2. Tagalog**

Philippines

**3. Italian**

Italy

**4. Portuguese**

Brazil

Portugal

## **Appendix 13 to Broadcasting Decision CRTC 2012-704**

### **Terms and conditions of licence for the community radio programming undertaking CKHA-FM Haliburton, Ontario**

#### **Terms**

The licence will expire 31 August 2018.

#### **Conditions of licence**

1. The licensee shall adhere to the conditions set out in *Standard conditions of licence for campus and community radio stations*, Broadcasting Regulatory Policy CRTC 2012-304, 22 May 2012.
2. The licensee shall adhere to *Policy Regarding Open-Line Programming*, Public Notice CRTC 1988-213, 23 December 1988.

## **Appendix 14 to Broadcasting Decision CRTC 2012-704**

### **Terms and conditions of licence for the community radio programming undertakings CKBN-FM Bécancour and CIBL-FM Montréal, Quebec and CHMM-FM Mackenzie, British Columbia**

#### **Terms**

The licence will expire 31 August 2017.

#### **Conditions of licence**

1. The licensee shall adhere to the conditions set out in *Standard conditions of licence for campus and community radio stations*, Broadcasting Regulatory Policy CRTC 2012-304, 22 May 2012.

## **Appendix 15 to Broadcasting Decision CRTC 2012-704**

### **Terms and conditions of licence for the community radio programming undertaking CIDI-FM Lac-Brome, Quebec**

#### **Terms**

The licence will expire 31 August 2017.

#### **Conditions of licence**

1. The licensee shall adhere to the conditions set out in *Standard conditions of licence for campus and community radio stations*, Broadcasting Regulatory Policy CRTC 2012-304, 22 May 2012.
2. The licensee shall file its annual return for the 2008-2009 broadcast year by no later than **8 May 2013**.

## **Appendix 16 to Broadcasting Decision CRTC 2012-704**

### **Terms and conditions of licence for the community radio programming undertaking CFBW-FM Hanover, Ontario**

#### **Terms**

The licence will expire 31 August 2017.

#### **Conditions of licence**

1. The licensee shall adhere to the conditions set out in *Standard conditions of licence for campus and community radio stations*, Broadcasting Regulatory Policy CRTC 2012-304, 22 May 2012.
2. Where the licensee broadcasts religious programming as defined in *Religious Broadcasting Policy*, Public Notice CRTC 1993-78, 3 June 1993, the licensee shall adhere to the guidelines set out in sections III.B.2.a) and IV of that public notice with respect to the provision of balance and ethics in religious programming, as amended from time to time.

## **Appendix 17 to Broadcasting Decision CRTC 2012-704**

### **Terms and conditions of licence for the community radio programming undertakings CIMS-FM Balmoral, New Brunswick and its transmitter CIMS-FM-1 Dalhousie, and CIAU-FM Radisson, Quebec**

#### **Terms**

The licence will expire 31 August 2016.

#### **Conditions of licence**

1. The licensee shall adhere to the conditions set out in *Standard conditions of licence for campus and community radio stations*, Broadcasting Regulatory Policy CRTC 2012-304, 22 May 2012.

## **Appendix 18 to Broadcasting Decision CRTC 2012-704**

### **Terms and conditions of licence for the community radio programming undertaking CHQC-FM Saint John, New Brunswick**

#### **Terms**

The licence will expire 31 August 2016.

#### **Conditions of licence**

1. The licensee shall adhere to the conditions set out in *Standard conditions of licence for campus and community radio stations*, Broadcasting Regulatory Policy CRTC 2012-304, 22 May 2012.
2. The licensee shall file its annual returns for the 2008-2009 and 2009-2010 broadcast years by no later than **8 May 2013**.



## **Appendix 19 to Broadcasting Decision CRTC 2012-704**

### **Terms and conditions of licence for the community radio programming undertaking CHAA-FM Longueuil, Quebec**

#### **Terms**

The licence will expire 31 August 2016.

#### **Conditions of licence**

1. The licensee shall adhere to the conditions set out in *Standard conditions of licence for campus and community radio stations*, Broadcasting Regulatory Policy CRTC 2012-304, 22 May 2012.
2. The licensee shall file its annual return for the 2009-2010 broadcast year by no later than **8 May 2013**.

## **Appendix 20 to Broadcasting Decision CRTC 2012-704**

### **Terms and conditions of licence for the community radio programming undertaking CFRG-FM Gravelbourg, Saskatchewan**

#### **Terms**

The licence will expire 31 August 2016.

#### **Conditions of licence**

1. The licensee shall adhere to the conditions set out in *Standard conditions of licence for campus and community radio stations*, Broadcasting Regulatory Policy CRTC 2012-304, 22 May 2012.
2. The licensee shall file its annual return for the 2009-2010 broadcast year by no later than **8 May 2013**.

## **Appendix 21 to Broadcasting Decision CRTC 2012-704**

### **Terms and conditions of licence for the community radio programming undertaking CIDO-FM Creston, British Columbia**

#### **Terms**

The licence will expire 31 August 2016.

#### **Conditions of licence**

1. The licensee shall adhere to the conditions set out in *Standard conditions of licence for campus and community radio stations*, Broadcasting Regulatory Policy CRTC 2012-304, 22 May 2012.
2. The licensee shall file its annual return for the 2009-2010 broadcast year by no later than **8 May 2013**.