



Broadcasting Notice of Consultation CRTC 2013-714

PDF version

Ottawa, 18 December 2013

Notice of applications received

Toronto, Ontario, and Vancouver, British Columbia

Deadline for submission of interventions/comments/answers: 10 February 2014

[\[Submit an intervention/comment/answer or view related documents\]](#)

The Commission has received the following applications:

Applicant/licensee and locality

1. **Newcap Inc.**

Toronto, Ontario, and Vancouver, British Columbia

Applications 2013-1212-3, 2013-1257-9, 2013-1258-7, 2013-1259-5 and
2013-1260-3

1. **Newcap Inc.**

Toronto, Ontario, and Vancouver, British Columbia

Applications 2013-1212-3, 2013-1257-9, 2013-1258-7, 2013-1259-5 and
2013-1260-3

Applications by **Newcap Inc.** (Newcap), on behalf of the wholly owned licensed subsidiaries of Bell Media Inc. listed below (collectively referred to in this notice as “the Bell subsidiaries”), for authority to change their respective ownership and control to Newcap.

The Bell subsidiaries are:

- 8504580 Canada Inc., licensee of CHBM-FM (Boom 97.3) Toronto;
- 8384827 Canada Inc., licensee of CFXJ-FM (The Flow) Toronto;
- 8384860 Canada Inc., licensee of CHHR-FM (Shore 104) Vancouver;
- 8384878 Canada Inc., licensee of CKZZ-FM (Virgin Radio 95.3) Vancouver; and
- 8384886 Canada Inc., licensee of CISL (AM 650) Vancouver.

The proposed transactions would be effected through the transfer of all of the shares in the share capital of the Bell subsidiaries to Newcap.

In *Astral broadcasting undertakings – Change of effective control*, Broadcasting Decision CRTC 2013-310, 27 June 2013, the Commission approved, subject to certain

modifications, an application by Astral Media inc. to change the effective control of its broadcasting undertakings to BCE Inc. The proposed transactions follow this decision in which the Commission directed BCE Inc. to divest itself of the above-noted services.

Following the proposed transactions, the Bell subsidiaries would be controlled by Newcap, a corporation controlled by Harold R. Steele.

Pursuant to the Share Purchase Agreement, the purchase price to acquire all the issued and outstanding shares in the share capital of the Bell subsidiaries, including the addition of operating and capital leases, is \$112,000,000.

The applicant proposed a tangible benefits package representing 6% of the value of the transaction to be paid over a seven-year period.

The Commission reminds the licensees that any non-compliance issues will be dealt with in the context of each station's licence renewal.

Applicant's address:

299 Queen Street West
Toronto, Ontario
M5V 2Z5

Fax: 416-384-4580

Email to request electronic version of application: <http://www.ncc.ca>

Procedure

Deadline for interventions, comments or answers

10 February 2014

The *Canadian Radio-television and Telecommunications Commission Rules of Practice and Procedure*, SOR/2010-277 (the Rules of Procedure), set out, among other things, the rules for content, format, filing and service of interventions, the procedure for filing confidential information and requesting its disclosure, and the conduct of public hearings. Accordingly, the procedure set out below must be read in conjunction with the Rules of Procedure and its accompanying documents, which can be found on the Commission's website under "CRTC Rules of Practice and Procedure."

An intervention or answer from a respondent must be received by the Commission and by the applicant on or before the above-mentioned date. An answer from a respondent must also be served on any other respondent.

In accordance with the Rules of Procedure, a document must be filed with, not merely sent to, the Commission by 5 p.m. Vancouver time (8 p.m. Ottawa time) on the date it is due. The Commission takes no responsibility for postal delays and will not notify a party whose submission is received after the deadline date. Late submissions will not be considered by the Commission and will not be made part of the public file.

Interventions and answers from respondents will be considered by the Commission and will form part of the public record of the proceeding without further notification to parties, provided the procedures set out in the Rules of Procedure and this notice have been followed. Parties will be contacted only if their submissions raise procedural questions.

Submissions must be filed by sending them to the Secretary General of the Commission by **only one** of the following means:

by using the
[\[Intervention/comment/answer form\]](#)

or

by mail to
CRTC, Ottawa, Ontario K1A 0N2

or

by fax at
819-994-0218

A true copy of each intervention or answer from a respondent must be sent to the applicant and, in the case of a respondent to an application, to any other respondent.

The Commission advises those who file and serve by electronic mode to exercise caution when using e-mail for service of documents, 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 was completed. The sender must keep proof of the sending and the receipt of the document for 180 days after the day on which it is filed.

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 altered during electronic transmission.

Interventions and answers 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 designated confidential, 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 parties and interested persons to monitor the record of the proceeding, available on the Commission's website, for additional information that they may find useful when preparing their submissions.

Examination of documents

An electronic version of the applications is available on the Commission's website by selecting the application number within this notice. It is also available from the licensee, either on its website or upon request by contacting the licensee at its email address, provided above.

A list of all interventions and answers will also be available on the Commission's website. The list is accessible by selecting "View all proceedings open for comment" from the "Public Proceedings" section of the Commission's website and by clicking on the "Interventions/Answers" link associated with this notice.

Documents are also available during normal office hours 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

Les Terrasses de la Chaudière
Central Building
1 Promenade du Portage, Room 206
Gatineau, Quebec
J8X 4B1
Tel.: 819-997-2429
Fax: 819-994-0218

Regional offices

Nova Scotia

Metropolitan Place
99 Wyse Road
Suite 1410
Dartmouth, Nova Scotia
B3A 4S5
Tel.: 902-426-7997
Fax: 902-426-2721

Quebec

505 de Maisonneuve Boulevard West
Suite 205
Montréal, Quebec
H3A 3C2
Tel.: 514-283-6607

Ontario

55 St. Clair Avenue East
Suite 624
Toronto, Ontario
M4T 1M2
Tel.: 416-952-9096

Manitoba

360 Main Street
Suite 970
Winnipeg, Manitoba
R3C 3Z3

Tel.: 204-983-6306
Fax: 204-983-6317

Saskatchewan

2220 – 12th Avenue
Suite 620
Regina, Saskatchewan
S4P 0M8
Tel.: 306-780-3422
Fax: 306-780-3319

Alberta

100 – 4th Avenue South-West
Suite 403
Calgary, Alberta
T2P 3N2
Tel.: 403-292-6660
Fax: 403-292-6686

British Columbia

858 Beatty Street
Suite 290
Vancouver, British Columbia
V6B 1C1
Tel.: 604-666-2111
Fax: 604-666-8322

Secretary General