



Broadcasting Notice of Consultation CRTC 2019-10

PDF version

Ottawa, 16 January 2019

Public record: 1011-NOC2019-0010

Notice of hearing

19 March 2019

Gatineau, Quebec

Deadline for submission of interventions/comments/answers: 15 February 2019

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

The Commission will hold a hearing on **19 March 2019 at 11 a.m., at the Commission Headquarters, 1 Promenade du Portage, Gatineau, Quebec**. The Commission intends to consider the following applications, subject to interventions, without the appearance of the parties:

Applicant/Licensee and Locality

1. **Stingray Radio Inc.**
Marystown, Newfoundland and Labrador
Application 2018-0338-8
 2. **Exploits Valley Community Radio Inc.**
Grand Falls-Windsor, Newfoundland and Labrador
Application 2018-0954-2
 3. **Caper Radio Incorporated**
Sydney, Nova Scotia
Application 2018-1056-5
 4. **New Song Communications Ministries Ltd.**
Saint John, New Brunswick
Application 2018-0200-2
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1. **Stingray Radio Inc.**
Marystown, Newfoundland and Labrador
Application 2018-0338-8

Application by **Stingray Radio Inc.** for a broadcasting licence to operate an English-language commercial FM radio station in Marystown to replace its English-language commercial AM radio station CHCM Marystown.

The station would operate at 88.3 MHz (channel 202C1) with an effective radiated power of 59,300 watts (non-directional antenna with an effective height of antenna above average terrain of 186.1 metres).

The applicant proposes to broadcast 126 hours of programming per broadcast week. As per the single-station market definition set out in *local programming policy for fm radio - definition of a single-station market*, Public Notice CRTC 1993-121, 17 August 1993, Marystown would be considered as meeting the single-station market definition. Consequently, the applicant proposes to devote 20 hours of its total programming to local programming.

The applicant further proposes to maintain the station's current Classic Hits music format.

The Commission may withdraw this application from the public hearing if it is not advised by the Department of Industry, at least 20 days prior to the hearing, that the application is technically acceptable.

Applicant's address:

8 Basinview Drive
Dartmouth, Nova Scotia
B3B 1G4
Fax: 902-468-5661
Email: gspenrath@ncc.ca
Website to view application: www.ncc.ca
Email to request electronic version of application: gspenrath@ncc.ca

2. **Exploits Valley Community Radio Inc.**

Grand Falls-Windsor, Newfoundland and Labrador
Application 2018-0954-2

Application by **Exploits Valley Community Radio Inc.** for a broadcasting licence to operate an English-language low-power community FM radio station in Grand Falls-Windsor.

The station would operate at 94.5 MHz (channel 233LP) with an effective radiated power of 50 watts (non-directional antenna with an effective height of antenna above average terrain of 69.8 metres).

The applicant proposes to broadcast 126 hours of programming per broadcast week, of which at least 106 hours would be devoted to local programming.

The Commission may withdraw this application from the public hearing if it is not advised by the Department of Industry at least 20 days prior to the hearing that the application is technically acceptable.

Applicant's address:

32 Queensway
Industrial Park
Grand Falls-Windsor, Newfoundland and Labrador
A2B 1J3
Email: tom.pinsent@live.com
Website to view application: www.valleygfw.ca
Email to request electronic version of application: crtc@valleyradio.ca

3. **Caper Radio Incorporated**

Sydney, Nova Scotia
Application 2018-1056-5

Application by **Caper Radio Incorporated** for a broadcasting licence to operate an English-language low-power campus FM radio station in Sydney.

The station would operate at 107.3 MHz (channel 297LP) with an effective radiated power of 50 watts (non-directional antenna with an effective height of antenna above average terrain of 39 metres).

The applicant proposes to broadcast 126 hours of programming per broadcast week, of which 90 hours would be devoted to local programming.

The applicant is currently operating a developmental campus station on frequency 107.3 MHz. The licence for that station expires on 31 August 2019. Pursuant to *Campus and community radio policy*, Broadcasting Regulatory Policy CRTC 2010-499, 22 July 2010, broadcasting licences for developmental radio stations cannot be renewed.

The Commission may withdraw this application from the public hearing if it is not advised by the Department of Industry, at least 20 days prior to the hearing, that the application is technically acceptable.

Applicant's address:

1250 Grand Lake Road
Sydney, Nova Scotia
B1P 6L2
Email: managercaperradio@gmail.com OR
joel.a.inglis@gmail.com
Website to view application: www.caperradio.ca
Email to request electronic version of application: managercaperradio@gmail.com

4. **New Song Communications Ministries Ltd.**

Saint John, New Brunswick
Application 2018-0200-2

Application by **New Song Communications Ministries Ltd.** for a broadcasting licence to operate an English-language community FM radio station in Saint John. In the event that the Commission were to approve this application, New Song Communications Ministries Ltd. indicated that it would amend its name to CINB-FM Communications Inc.

The station would operate at 96.1 MHz (channel 241A) with an average effective radiated power (ERP) of 1,726 watts (maximum ERP of 2,500 watts with an effective height of antenna above average terrain of 29.8 metres).

The applicant proposes to broadcast 126 hours of local programming per broadcast week.

The applicant currently operates a low-power specialty (Christian music) radio station at the same frequency in Saint John.

The Commission may withdraw this application from the public hearing if it is not advised by the Department of Industry, at least 20 days prior to the hearing, that the application is technically acceptable.

Applicant's address:

126 Hampton Road
Saint John, New Brunswick
E2E 2N6

Fax: 506-657-7664

Email: don.mabee@newsongfm.com

Website to view application: <http://newsongfm.ca/>

Email to request electronic version of application: don.mabee@newsongfm.ca

Procedure

Deadline for interventions, comments or answers

15 February 2019

The *Canadian Radio-television and Telecommunications Commission Rules of Practice and Procedure* (the Rules of Procedure) apply to the present proceeding. The Rules of Procedure set out, among other things, the rules for content, format, filing and service of interventions, answer, replies and requests for information; 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 related documents, which can be found on the Commission's website under "[Statutes and Regulations](#)." *Guidelines on the CRTC Rules of Practice and Procedure*, Broadcasting and Telecom Information Bulletin CRTC 2010-959, 23 December 2010, provides information to help interested persons and parties understand the Rules of Procedure so that they can more effectively participate in Commission proceedings.

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

Interventions and answers must 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.

Parties are permitted to coordinate, organize, and file, in a single submission, interventions by other interested persons who share their position. Information on how to file this type of submission, known as a joint supporting intervention, as well as a template for the covering letter to be filed by the parties, can be found in *Changes to certain practices for filing interventions – Expansion of filing practices to include the filing of joint supporting comments for broadcasting policy proceedings*, Broadcasting Information Bulletin CRTC 2010-28-1, 10 December 2010.

The Commission encourages interested persons and parties 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.

Submissions longer than five pages should include a summary. Each paragraph of all submissions should be numbered, and the line *****End of document***** should follow the last paragraph. This will help the Commission verify that the document has not been damaged during electronic transmission.

Pursuant to *Filing submissions for Commission proceedings in accessible formats*, Broadcasting and Telecom Information Bulletin CRTC 2015-242, 8 June 2015, the Commission expects incorporated entities and associations, and encourages all Canadians, to file submissions for Commission proceedings in accessible formats (for

example, text-based file formats that allow text to be enlarged or modified, or read by screen readers). To provide assistance in this regard, the Commission has posted on its website [guidelines](#) for preparing documents in accessible formats.

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

by completing 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.

Parties who send documents electronically must ensure that they will be able to prove, upon Commission request, that filing, or where required, service of a particular document was completed. Accordingly, parties must keep proof of the sending and receipt of each document for 180 days after the date on which the document is filed or served. The Commission advises parties who file or serve documents by electronic means to exercise caution when using email for the service of documents, as it may be difficult to establish that service has occurred.

In accordance with the Rules of Procedure, a document must be received by the Commission and all relevant parties by 5 p.m. Vancouver time (8 p.m. Ottawa time) on the date it is due. Parties are responsible for ensuring the timely delivery of their submissions and will not be notified if their submissions are received after the deadline. Late submissions, including those due to postal delays, will not be considered by the Commission and will not be made part of the public record.

The Commission will not formally acknowledge submissions. It will, however, fully consider all submissions, which will form part of the public record of the proceeding, provided that the procedure for filing set out above has been followed.

In the event that an application is brought to an oral phase of the hearing, and if parties wish to appear, they must provide reasons why their written interventions or answers are not sufficient and why an appearance is necessary. Parties requiring communication support must state their request on the first page of their intervention. Only those parties whose requests to appear have been granted will be contacted by the Commission and invited to appear at the public hearing.

Persons requiring communications support such as assistance listening devices and sign language interpretation are requested to inform the Commission at least twenty (20) days before the commencement of the public hearing so that the necessary arrangements can be made.

Important notice

All information that parties provide as part of this public process, except information designated confidential, whether sent by postal mail, fax, email 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, email addresses, postal/street addresses, telephone and fax numbers, etc.

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.

Availability of documents

Electronic versions of the applications are available on the Commission's website at www.crtc.gc.ca by selecting the application number within this notice. They are also available from the applicants, either on their websites or upon request by contacting the applicants at their email addresses, provided above.

Electronic versions of the interventions and answers, as well as of other documents referred to in this notice, are available on the Commission's website at www.crtc.gc.ca by visiting the "Have your say!" section, then selecting "our open processes." Documents can then be accessed by clicking on the links in the "Subject" and "Related Documents" columns associated with this particular notice.

Documents are also available at the following address, upon request, during normal business hours.

Les Terrasses de la Chaudière
Central Building
1 Promenade du Portage

Gatineau, Quebec
J8X 4B1
Tel.: 819-997-2429
Fax: 819-994-0218

Toll-free telephone: 1-877-249-2782
Toll-free TTY: 1-877-909-2782

Secretary General