



Broadcasting Notice of Consultation CRTC 2021-165

PDF version

Ottawa, 6 May 2021

Public record: 1011-NOC2021-0165

Notice of hearing

8 July 2021

Gatineau, Quebec

Deadline for submission of interventions/comments/answers: 7 June 2021

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

The Commission will hold a hearing on **8 July 2021 at 11:00 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. **Acadia Broadcasting Corporation**
Various locations in Ontario, New Brunswick and Nova Scotia
Application 2021-0087-4
2. **Gulf Islands Community Radio Society**
Salt Spring Island, British Columbia
Application 2018-1112-5

1. **Acadia Broadcasting Corporation**
Various locations in Ontario, New Brunswick and Nova Scotia
Application 2021-0087-4

Application by **Acadia Broadcasting Corporation** (Acadia) for authority to acquire from Acadia Broadcasting Limited, as part of a corporate reorganization, the assets of the English-language commercial FM radio stations CFOB-FM Fort Francis, CJRL-FM Kenora, CJUK-FM Thunder Bay, CKDR-2-FM Sioux Lookout, CKDR-5-FM Red Lake, CKDR-FM Dryden, CKTG-FM Thunder Bay, CHSJ-FM Saint John, CHWV-FM Saint John, CHTD-FM St. Stephen, CKNI-FM Moncton, CIGO-FM Port Hawkesbury, CJHK-FM Bridgewater, CKBW-FM Bridgewater and CJLS-FM Yarmouth.

Subject to a decision by the Commission regarding application 2020-0569-4 examined in *Notice of hearing*, Broadcasting Notice of Consultation CRTC 2020-396, 9 December 2020, the assets of CKHZ-FM Halifax and CKHY-FM Halifax may also be included in the review of the current application

The applicant is also requesting new broadcasting licences to continue the operation of the undertakings under the same terms and conditions as those in effect under the current licences.

Acadia is a corporation owned by Black-Tip Investments Limited (50%) and Rosa Rugosa Investments Limited (50%) and its effective control is jointly exercised by John K. F. Irving and Anne C. I. Oxley.

The above transaction will not affect the effective control of the licensed undertakings, which will continue to be exercised jointly by John K. F. Irving and Anne C. I. Oxley.

Following the closing of the transaction, Acadia would become the licensee of the above-mentioned radio stations.

The Commission notes that the applicant has committed to assume the unfulfilled tangible benefits resulting from previous transactions.

Commission records indicate that, in the current licence term, the licensee of CJLS-FM and CKBW-FM is in apparent non-compliance with section 15 of the *Radio Regulations, 1986* relating to Canadian content development contributions.

Any instances of apparent non-compliance will be examined in the context of the present application and in accordance with the Commission's approach set out in *Update on the Commission's approach to non-compliance by radio stations*, Broadcasting Information Bulletin CRTC 2014-608, 21 November 2014.

Additional information may be added to the public record for this proceeding as it becomes available. The Commission encourages interested persons to monitor the public record and the Commission's website for additional information that they may find useful when preparing their comments.

Applicant's address:

58 King Street

3rd Floor

Saint John, New Brunswick

E2L 1G4

Email: pearson.chris@radioabl.ca

Email to request electronic version of application: bmiller@fasken.com

2. Gulf Islands Community Radio Society

Salt Spring Island, British Columbia

Application 2018-1112-5

Application by **Gulf Islands Community Radio Society** for a broadcasting licence to operate an English-language community FM radio station in Salt Spring Island.

The station would operate at 107.9 MHz (channel 300A) with an average effective radiated power (ERP) of 313 watts (maximum ERP of 850 watts with an effective height of the antenna above average terrain of 219.8 metres).

The rebroadcasting transmitter would operate at 102.1 MHz (channel 271A) with an average ERP of 4 watts (maximum ERP of 18 watts with an effective height of the antenna above average terrain of 635.4 metres).

The applicant proposes to broadcast 126 hours of programming per broadcast week, of which a minimum of 105 hours would be devoted to local programming.

This application is published as part of this non-appearing hearing pursuant to the Commission's determination set out in *Findings regarding market capacity and the appropriateness of issuing a call for radio applications to serve Salt Spring Island*, Broadcasting Decision CRTC 2021-53, 10 February 2021.

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:

153 Rourke Road
Salt Spring Island, British Columbia
V8K 2E6

Email: president@gicrs.ca

Website to view application: www.gicrs.ca

Email to request electronic version of application: president@gicrs.ca

Procedure

Deadline for interventions, comments or answers

7 June 2021

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, answers, 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 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.

Although the public hearing will be held in **Gatineau, Quebec**, the Commission will consider providing videoconference links to enable remote participation (audio or video), should it receive requests to do so.

Persons requiring communications support such as assistance listening devices and sign language interpretation are requested to inform the Commission at least 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 numbers 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 "Consultations and hearings – Have your say!" section, then selecting "our applications and processes that are open for comment." 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