



## Broadcasting Decision CRTC 2007-314

Ottawa, 17 August 2007

**CIRC Radio Inc.**  
Toronto, Ontario

*Application 2007-0809-2, received 28 May 2007*  
*Broadcasting Public Notice CRTC 2007-69*  
*28 June 2007*

### **CIRV-FM Toronto – Use of the SCMO channel**

1. The Commission **approves** the application by CIRC Radio Inc. (CIRC Radio), licensee of CIRV-FM Toronto, for authority to use a subsidiary communications multiplex operations (SCMO) channel<sup>1</sup> for the purpose of broadcasting a predominantly Vietnamese-language radio service.
2. The licensee noted that the Vietnamese-language programming service in question is currently offered through the use of an SCMO channel of the station CKAV-FM Toronto (formerly CFIE-FM Toronto), which is licensed to Aboriginal Voices Radio Inc. (AVR). Authority to use the SCMO channel by AVR for the purpose of broadcasting a predominantly Vietnamese-language radio service was granted by the Commission in Broadcasting Decision 2005-154. The service broadcasts programming produced by Thoi Bao Inc. and by TNVN Radio (Tieng Noi Viet Nam – The Vietnamese Voice). In support of its application, CIRC Radio stated that Thoi Bao Inc. has experienced difficulties in serving the Vietnamese community in the Greater Toronto Area due to the low broadcasting power of CKAV-FM.
3. The Commission did not receive any interventions in connection with this application.
4. The Commission's policy regarding services using the SCMO channel of FM stations is set out in Public Notice 1989-23. The policy states that the Commission would be concerned if an SCMO service were to have a negative impact on existing local conventional ethnic broadcasters. No such broadcaster opposed this application. The Commission is satisfied that approval of this application will not cause undue negative impact on existing local conventional ethnic radio stations.

---

<sup>1</sup> Programming broadcast using an SCMO channel is not accessible with standard radio equipment, and requires instead the use of a special receiver.

5. The Commission reminds CIRC Radio that, as stated in section 3(1)(h) of the *Broadcasting Act* (the Act), it is responsible for the programs that it broadcasts. It is therefore expected to ensure that its SCMO service is operated in a responsible manner and to adhere to the guidelines regarding the provision of SCMO services set out in Appendix A to Public Notice 1989-23.
6. The Commission reminds the licensee that, pursuant to section 22(1) of the Act, this authority will only be effective when the Department of Industry notifies the Commission that its technical requirements have been met, and that the broadcasting certificate has been amended to include the SCMO service.

Secretary General

**Related documents**

- *CFIE-FM Toronto – Use of the SCMO channel*, Broadcasting Decision CRTC 2005-154, 14 April 2005
- *Services Using the Vertical Blanking Interval (Television) or Subsidiary Communications Multiplex Operation (FM)*, Public Notice CRTC 1989-23, 23 March 1989

*This decision is to be appended to the licence. It is available in alternative format upon request, and may also be examined in PDF format or in HTML at the following Internet site: <http://www.crtc.gc.ca>*