



## Broadcasting Notice of Public Hearing CRTC 2008-5

Ottawa, 25 April 2008

### Notice of consultation and hearing

**2 June 2008**

**Montréal and Québec, Quebec**

**Deadline for submission of interventions/comments: 15 May 2008**

The Commission will hold a public hearing to consider the following applications, commencing on **2 June 2008 at 9:00 a.m. in Montréal, Quebec and will continue in Québec, Quebec**. The exact locations will be published shortly.

[\[Broadcasting intervention/comments form\]](#)

#### Item Applicant and Locality

1. **TQS Inc.**  
Jonquière, Montréal, Québec, Sherbrooke and Trois-Rivières, Quebec  
Application Nos. 2008-0594-7; 2008-0595-5; 2008-0596-3; 2008-0597-1;  
2008-0599-7; 2008-0600-5; 2008-0601-0; 2008-0604-4
2. **Canadian Broadcasting Corporation**  
Sherbrooke, Trois-Rivières, Saguenay and St-Fulgence, Quebec  
Application No. 2008-0516-1

1. **Jonquière, Montréal, Québec, Sherbrooke and Trois-Rivières, Quebec**  
**Applications No. 2008-0594-7; 2008-0595-5; 2008-0596-3; 2008-0597-1; 2008-0599-7;**  
**2008-0600-5; 2008-0601-0; 2008-0604-4**

Application (2008-0594-7) by **TQS Inc.** (TQS), seeking authority for a change to its effective control, from Cogeco Radio-Télévision inc. (Cogeco) to Remstar Broadcasting Inc. (Remstar Broadcasting), a corporation equally owned and controlled by Julien and Maxime Remillard.

Applications (2008-0595-5; 2008-0596-3; 2008-0597-1; 2008-0599-7; 2008-0600-5; 2008-0601-0; 2008-0604-4) by TQS, seeking authority to renew the broadcasting licences of the following television undertakings:

CFJP-TV Montréal  
CFJP-DT Montréal  
CFAP-TV Québec  
CFKM-TV Trois-Rivières  
CFKS-TV Sherbrooke  
CFRS-TV Saguenay  
TQS Network

The applicant is seeking new licences until 31 August 2015. The applicant proposes to operate the television stations under the same conditions of licence but with new commitments starting on 1<sup>st</sup> September 2008. The applications contain new proposals regarding programming and program schedules.

### **Change in effective control**

The proposed transaction would be completed through the transfer of all of the issued and outstanding shares of 3947424 Canada Inc., the parent corporation of TQS, currently held by CTV Television Inc. (CTV) (40%) and Cogeco (60%), to Remstar Broadcasting.

The owners of Remstar Broadcasting, Mr. Julien and Mr. Maxime Rémillard, also own equal interests (50%) in Remstar Corporation, an independent Canadian entertainment corporation engaged in the development, financing, production and distribution of film and television products.

The applicant proposes that it will contribute an amount of \$1 million over a seven-year period as tangible benefits.

The applicant confirmed its commitment to assume any unfulfilled tangible benefits arising as a result of the acquisition of TQS by CTV and Cogeco, subject to certain requirements arising from the plan of arrangement with the creditors.

### **General**

The Commission will consider these applications in the same manner as other over-the-air applications and will examine the proposals related to programming in particular, the aspects related to priority programming and local programming, including news.

The Commission notes that a number of documents were filed in confidence with the Commission. The applicant considers that these documents contain financial information, the disclosure of which could jeopardize Remstar Broadcasting's capacity to carry out the acquisition of TQS.

Consequently, the Commission has granted temporary confidentiality for these documents until 22 May 2008, which is the date of the meeting of the creditors pursuant to the Quebec Superior Court Order rendered on 4 April 2008.

Additional information will be placed on the public record as it becomes available. The Commission encourages interested parties to monitor the public record and the Commission's web site for additional information that they may find useful when preparing their comments.

*Applicant's address:*

612 Saint-Jacques Street  
Suite 100  
Montréal, Quebec  
H3C 5R1  
Fax: 514-390-6160  
E-mail: [bguerin@tqs.ca](mailto:bguerin@tqs.ca)

*Examination of application:*

At the applicant's address  
330 Saint-Valier East, suite 025  
Québec, Quebec

4141 Saint-Jean Blvd  
Trois-Rivières, Quebec

2303 Sir Wilfrid Laurier Street  
Jonquière, Quebec

3720 Industriel Blvd  
Sherbrooke, Quebec

2. **Sherbrooke, Trois-Rivières, Saguenay and St-Fulgence, Quebec  
Application No. 2008-0516-1**

Application by the **Canadian Broadcasting Corporation (CBC)**, to acquire the assets of the television programming undertakings CKSH-TV Sherbrooke, CKTM-TV Trois-Rivières and CKTV-TV Saguenay and its transmitter CKTV-TV-1 St-Fulgence, Quebec from TQS Inc.

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

The CBC did not propose any tangible benefits package because it considers that the investments made to improve the transmission chain and to convert the transmitters to digital will fully exceed the amount required in accordance with the Commission's tangible benefits policy.

The Commission notes that certain parts of the letter of intent were filed in confidence with

the Commission. The applicant considers that these documents contain financial information, the disclosure of which could jeopardize Remstar Broadcasting's capacity to carry out the acquisition of TQS.

Consequently, the Commission has granted temporary confidentiality for these documents until 22 May 2008, following which the Commission will make its final determination on confidentiality. The 22 May is the date of the meeting of the creditors pursuant to the Quebec Superior Court Order rendered on 4 April 2008.

Additional information will be placed on the public examination file as it becomes available. The Commission encourages interested parties to monitor the public examination file and the Commission's web site for additional information that they may find useful when preparing their comments.

*Applicant's address:*

181 Queen Street  
Ottawa, Ontario  
K1P 1K9  
Fax: 613-288-6257  
E-mail: [regulatoryaffairs@cbc.ca](mailto:regulatoryaffairs@cbc.ca)

*Examination of application:*

65 North Belvédère Street, Suite 190  
Sherbrooke, Quebec

25 Des Forges Street  
Trois-Rivières, Quebec

500 des Saguenéens Street  
Saguenay, Quebec

## **Public Participation**

### **Deadline for interventions/comments**

**15 May 2008**

The intervention must be received by the CRTC and by the applicant on or before the above-mentioned date. The Commission cannot be held responsible for postal delays.

The intervention must include one of the following statements in either the first or the last paragraph:

1 - I request to appear at the public hearing.

2 - I do not want to appear at the public hearing.

Your intervention will be considered by the Commission, and will form part of the public record of the proceeding without further notification to you, provided the procedure set out below has been followed. You will be contacted only if your submission raises procedural questions.

Submit your written intervention to the Secretary General of the Commission in **only one** of the following formats:

**by using the**  
[\[Broadcasting intervention/comments form\]](#)

Or

**by mail to**  
CRTC, Ottawa, Ontario K1A 0N2

or

**by fax at**  
819-994-0218

A true copy **must** be sent to the applicant and proof that this has been done must accompany the intervention sent to the Commission.

The Commission advises those who file and serve by electronic mode to exercise caution when using e-mail for service of documents or notification, as it may be difficult to establish that service has occurred.

Before initiating service through electronic mode, please ensure that you will be able to satisfy the Commission, upon request, that service of the notification was completed.

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 damaged during electronic transmission.

Each paragraph of the document should be numbered.

Your intervention should clearly identify the application and indicate whether you support or oppose the application, or if you propose changes to it, include the facts and grounds for your proposal.

In the event that the application is brought to the oral phase of the hearing, and if you wish to appear, you must provide reasons why your written comments are not sufficient and why an appearance is necessary.

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**

Note that all information that you provide as part of this public process, except information granted confidentiality, whether sent by postal mail, facsimile, e-mail or through the Commission's Web site at [www.crtc.gc.ca](http://www.crtc.gc.ca), becomes part of a publicly accessible file and will be posted on the Commission's Web site. This information includes your personal information, such as your full name, e-mail address, postal/street address, telephone and facsimile number(s), and any other personal information you provide.

The personal information you 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 Web site in their entirety exactly as you send them, 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.

Please note that the information you 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 Webpage of this particular public process. As a result, a general search of our Web site with the help of either our own search engine or a third-party search engine will not provide access to the information which was provided as part of this public process.

### **Examination of documents**

An electronic version of applications is available from the Commission's Web site by selecting the application number within this notice.

A list of all interventions/comments will also be available on the Commission's Web site. An electronic version of all interventions/comments submitted will be accessible from this list. To access the list, select "Lists of interventions/comments" under "Public Proceedings" from the Commission's Web site.

Documents are also available during normal office hours at the local address provided in this notice and at the Commission offices and documentation centres directly involved with these applications or, upon request, within 2 working days, at any other CRTC offices and documentation centres.

Central Building  
Les Terrasses de la Chaudière

1 Promenade du Portage, Room 206  
Gatineau, Quebec K1A 0N2  
Tel: 819-997-2429  
Toll free Telephone: 1-877-249-2782  
Toll-free TDD: 1-877-909-2782  
FAX: 819-994-0218

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

205 Viger Avenue West  
Suite 504  
Montréal, Quebec H2Z 1G2  
Tel: 514-283-6607

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

Kensington Building  
275 Portage Avenue  
Suite 1810  
Winnipeg, Manitoba R3B 2B3  
Tel: 204-983-6306 – TDD: 204-983-8274  
FAX: 204-983-6317

Cornwall Professional Building  
2125 – 11th Avenue  
Room 103  
Regina, Saskatchewan S4P 3X3  
Tel: 306-780-3422

10405 Jasper Avenue  
Suite 520  
Edmonton, Alberta T5J 3N4  
Tel: 780-495-3224

530-580 Hornby Street  
Vancouver, British Columbia V6C 3B6

Tel: 604-666-2111 – TDD: 604-666-0778  
FAX: 604-666-8322

Secretary General

This document 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>