



Broadcasting Public Notice CRTC 2008-118

Ottawa, 16 December 2008

Notice of consultation

Applications received

Various locations

Deadline for submission of interventions/comments: 20 January 2009

The Commission has received the following applications:

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

Item Applicant and Locality

1. **Shaw Communications Inc., on behalf of Shaw Cablesystems Limited and Videon Cablesystems Inc.**
Various locations across Canada
Application No. 2008-1381-7
2. **AdrenalineHD Inc.**
Across Canada
Application No. 2008-1566-5
3. **Amie du Quartier**
Saint-Jérôme, Quebec
Application No. 2008-1563-1

1. **Various locations across Canada**
Application No. 2008-1381-7

Application by **Shaw Communications Inc., on behalf of Shaw Cablesystems Limited and Videon Cablesystems Inc.** (Shaw) to amend the broadcasting licences of its Class 1, Class 2 and Class 3 cable broadcasting distribution undertakings (BDUs) serving various locations in Canada.

Shaw is seeking the addition of a condition of licence to the broadcasting licences of its 45 cable systems forming part of this application, as follows:

The licensee is authorized to distribute on a digital discretionary basis two alternative sets of signals that provide the programming of the four U.S. commercial networks (CBS, NBC, ABC, FOX) and the non-commercial PBS network (hereafter referred to as the U.S. 4+1 signals), provided that such signals are distributed solely in a high definition (HD) format and provided that the maximum number of sets of U.S. 4+1 HD signals that the licensee is authorized to distribute on an HD basis does not exceed two.

The distribution on a discretionary basis on the licensee's digital service of these two sets of U.S. 4+1 HD signals is also subject to the provision that, with respect to such signals, the licensee shall source the signals from the same time zones that it sources the two sets of U.S. 4+1 signals that it distributes on an analog and standard definition basis.

BDUs currently authorized to distribute a second set of U.S. 4+1 signals may distribute different first and second sets of U.S. 4+1 signals on an analog basis and, pursuant to Broadcasting Public Notice 2003-61, may distribute the upgraded (HD) version of an authorized service, provided that no less than 95% of the video and audio components of the upgraded and analog versions of the service are the same.

Applicant's address:

440 Laurier Avenue West
Suite 330
Ottawa, Ontario
K1R 7X6
Fax: 613-234-2997
E-Mail: michael.ferras@sjrb.ca

Examination of application:

At the applicant's address

2. **Across Canada**
Application No. 2008-1566-5

Application by **AdrenalineHD Inc.** to amend the broadcasting licence of the national English-language Category 2 high definition (HD) specialty programming undertaking known as Rush HD.

The licensee proposes to make the above-noted service available for distribution in standard definition (SD) format.

The licensee agrees to comply with the following requirements:

1. Not less than 95% of the video and audio components of the two versions of the specialty service shall be the same, exclusive of commercial messages and of any part of the specialty service carried on a subsidiary signal;
2. All of the programming making up the 5% allowance shall be provided in SD; and
3. The terms and conditions for distribution of the SD version of the specialty service shall be negotiated with broadcasting distribution undertakings.

AdrenalineHD Inc. believes that this application is in accordance with the Commission's long-standing "technology neutral" approach to licensing and that it is also consistent with the spirit and intent of the Commission's policy set out in *Regulatory framework for the licensing and distribution of high definition pay and specialty services*, Broadcasting Public Notice CRTC 2006-74, 15 June 2006.

Licensee's address:

1 Scarsdale Road,
Suite 200
Toronto, Ontario
M3B 2R2
Fax: (416) 646-4444
E-Mail: davidpatterson@hifihdtv.ca

Examination of application:

At the licensee's address

3. **Saint-Jérôme, Quebec**
Application No. 2008-1563-1

Application by **Amie du Quartier** relating to the broadcasting licence of the French-language Type B community FM radio programming undertaking CFND-FM Saint-Jérôme, Quebec.

The licensee proposes to amend the authorized contours of CFND-FM by increasing the effective radiated power from 3.16 watts to 49 watts and the effective height of antenna above average terrain from 23 metres to 28.4 metres. All other technical parameters remain unchanged.

These changes will permit the licensee to adequately offer the service to the community it is authorized to serve.

Licensee's address:

566 Filion Street
Saint-Jérôme, Quebec
J7Z 1J6
Fax: 450-432-8694
E-Mail: bourcierm@edu.csrdsn.qc.ca

Examination of application:

At the licensee's address

and

Notre-Dame School
581 Ouimet Street
Saint-Jérôme, Quebec
J7Z 1A3

Public Participation

Deadline for Interventions/Comments

20 January 2009

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.

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.

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, 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.

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.

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1 Promenade du Portage, Room 206
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Tel: 819-997-2429
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Fax: 902-426-2721

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Montréal, Quebec H2Z 1G2
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Kensington Building

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Cornwall Professional Building

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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>.