



## Telecom Order CRTC 2009-246-1

Ottawa, 7 May 2009

### *Ex parte* applications

#### Erratum

Telecom Order CRTC 2009-246, dated 1 May 2009, should read as follows:

1. The Commission **approves on an interim basis** the following *ex parte* applications:<sup>1</sup>

Applicant	Tariff Notice	Date of application	Effective date	Application to be filed on public record
NorthernTel, Limited Partnership	273	17 April 2009	4 May 2009	within two business days of the date of this order
NorthernTel, Limited Partnership	274	17 April 2009	4 May 2009	within two business days of the date of this order

2. In order that the applications may be available for public examination, consistent with the *CRTC Telecommunications Rules of Procedure*, the companies are directed to file with the Commission an electronic version of the applications for the Commission website. Among other things, Telecom Decision 2008-74<sup>2</sup> allows interveners to comment, within 25 days, on Group B tariff applications that have been placed on the public record.

Secretary General

<sup>1</sup> An *ex parte* application is an application that has been filed with the Commission without notice to the public and, as such, is not placed on the public record when initially filed. An *ex parte* decision is one in which the Commission disposes of an application solely on the basis of the applicant's submissions. Subsection 61(3) of the *Telecommunications Act* allows the Commission to make an *ex parte* decision where it considers that the circumstances of the case justify it. In *Review of regulatory framework*, Telecom Decision CRTC 94-19, 16 September 1994, the Commission set out several considerations to be balanced in any determination to permit *ex parte* tariff filings, including the public interest in the effective operation of the competitive marketplace and the public interest in an open regulatory process.

<sup>2</sup> *Regulatory policy – Approval mechanisms for retail and CLEC tariffs*, Telecom Decision CRTC 2008-74, 21 August 2008

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