



## Telecom Order CRTC 2009-459

Ottawa, 29 July 2009

### Bell Aliant Regional Communications, Limited Partnership – *Ex parte* application

File number: Tariff Notice 352

1. The Commission **approves on an interim basis**, effective 29 July 2009, the *ex parte* application<sup>1</sup> by Bell Aliant Regional Communications, Limited Partnership dated 18 June 2009.
2. In order that the application may be available for public examination, consistent with the *CRTC Telecommunications Rules of Procedure*, the company is directed to file with the Commission, within two business days, an electronic version of the application 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

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<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

*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>*