



Telecom Order CRTC 2009-646-1

Ottawa, 29 October 2009

Erratum

Ex parte applications

Telecom Order CRTC 2009-646 dated 13 October 2009 is amended and the changes are highlighted in bold italics.

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

Applicant	Tariff Notice	Date of application	Effective date	Application to be filed on public record
Kenora Municipal Telephone System	51	1 October 2009	1 November 2009	<i>by 1 November 2009</i>
NorthernTel, Limited Partnership	282	1 October 2009	1 November 2009	<i>by 1 November 2009</i>

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 2008-74² allows interveners to comment, within 25 days, on Group B tariff applications that have been placed on the public record.

Secretary General

¹ 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.

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

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