



## Telecom Order CRTC 2009-646

Ottawa, 13 October 2009

### ***Ex parte* applications**

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

<b>Applicant</b>	<b>Tariff Notice</b>	<b>Date of application</b>	<b>Effective date</b>	<b>Application to be filed on public record</b>
Kenora Municipal Telephone System	51	1 October 2009	1 November 2009	within two business days of the date of this order
NorthernTel, Limited Partnership	282	1 October 2009	1 November 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

*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>*