



Broadcasting Decision CRTC 2011-711

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Route reference: Part 1 application posted on 12 May 2011

Ottawa, 16 November 2011

Seaside Broadcasting Organization
Eastern Passage, Nova Scotia

Application 2011-0792-0

CFEP-FM Eastern Passage – Technical change

1. The Commission **approves** an application by Seaside Broadcasting Organization (Seaside) to amend the broadcasting licence for the English-language commercial radio programming undertaking CFEP-FM Eastern Passage, Nova Scotia by relocating its transmitter site, by increasing its effective radiated power (ERP) from 716 to 1,680 watts (non-directional antenna) and by decreasing the effective height of antenna above average terrain from 39.2 to 37.6 metres.¹ The Commission received an intervention in support of this application.
2. In *CFEP-FM Eastern Passage – Technical changes*, Broadcasting Decision CRTC 2008-190, 19 August 2008 (Broadcasting Decision 2008-190), the Commission approved an application by Seaside in order to change its frequency from 94.7 MHz (channel 234A) to 105.9 MHz (channel 290A), to decrease its ERP from 1,400 to 1,360 watts and to increase the effective antenna height from 27 to 49.2 metres. However, due to unforeseen circumstances, Seaside was not able to implement all of the technical changes approved in that decision. Seaside submitted the current application in order to better reflect the technical parameters approved in Broadcasting Decision 2008-190.
3. The Department of Industry (the Department) has advised the Commission that, while this application is conditionally technically acceptable, it will only issue a broadcasting certificate when it has determined that the proposed technical parameters will not create any unacceptable interference with aeronautical NAV/COM services.
4. The Commission reminds the licensee that, pursuant to section 22(1) of the *Broadcasting Act*, this authority will only be effective when the Department notifies the Commission that its technical requirements have been met and that a broadcasting certificate will be issued.

¹ These technical parameters represent those approved by the department of Industry.

5. The Commission requires licensees to file annual returns, accompanied by financial statements, by no later than 30 November for the broadcast year ending the previous 31 August. In this regard, the licensee may have failed to file its annual returns for the 2008-2009 and 2009-2010 broadcast years by the 30 November deadline. The Commission reminds the licensee of its obligation to file annual returns and notes that it will address this issue, as well as any other outstanding issues, as part of the next licence renewal for the station, and notes that interested persons will have an opportunity to comment at the appropriate time.

Secretary General

**This decision is to be appended to the licence.*