



## Telecom Order CRTC 2012-169

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Ottawa, 22 March 2012

### Videotron Ltd. – *Ex parte* application

File number: Tariff Notice 43

1. The Commission **approves on an interim basis**, effective 22 March 2012, the *ex parte* application<sup>1</sup> by Videotron Ltd. dated 9 March 2012.
2. In order that the application may be available for public examination, consistent with the *Canadian Radio-television and Telecommunications Rules of Practice and Procedure* (the Rules of Procedure), the company is directed to file with the Commission, within two business days of the date of this order, an electronic version of the application for the Commission website. Among other things, section 59 of the Rules of Procedure incorporates by reference the procedural requirements established in Telecom Information Bulletin 2010-455,<sup>2</sup> which allow interveners to file interventions within 30 calendar days of the filing of competitor services 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> *Approval processes for tariff applications and intercarrier agreements*, Telecom Information Bulletin CRTC 2010-455, 5 July 2010