



Broadcasting Notice of Consultation CRTC 2014-441

PDF version

Ottawa, 27 August 2014

Notice of hearing

28 October 2014
Gatineau, Quebec

Deadline for submission of interventions/comments/answers: 26 September 2014

[Submit an intervention/comment/answer or view related documents]

The Commission will hold a hearing on **28 October 2014 at 11:00 a.m., at the Commission Headquarters, 1 Promenade du Portage, Gatineau, Quebec**. The Commission intends to consider the following applications, subject to interventions, without the appearance of the parties:

Applicant/Licensee and Locality

1. **Radio du Rocher Percé inc.**
Percé, Quebec
Application 2013-1402-0
2. **Télévision Communautaire des Basques et du Haut-Pays**
Trois-Pistoles, Quebec
Application 2014-0436-8
3. **William Rowe, on behalf of a corporation to be incorporated**
Timmins, Ontario
Application 2014-0188-5
4. **Eternacom Inc.**
Timmins, Ontario
Application 2014-0516-8
5. **Comwave Networks Inc.**
Greater Toronto, London, Hamilton, Ottawa, Windsor and Kitchener areas,
Ontario
Application 2014-0583-7
6. **Fort McKay Radio Society**
Fort McKay, Alberta
Application 2014-0546-5

1. **Radio du Rocher Percé inc.**
Percé, Quebec
Application 2013-1402-0

Application by **Radio du Rocher Percé inc.** for a broadcasting licence to operate a French-language FM tourist information radio station in Percé.

The station would operate on frequency 91.9 MHz (channel 220A) with an effective radiated power of 440 watts (non-directional antenna with an effective height of antenna above average terrain of 362.3 metres).

The applicant proposes to broadcast tourist information on attractions and upcoming events in the Percé area. The station's programming would focus on the information and promotion of events and sites with touristic, recreational, cultural, historical, educational and heritage significance.

This application was first scheduled to be heard at a hearing held on 13 May 2014 (Broadcasting Notice of Consultation 2014-102) but was withdrawn to be rescheduled at a later date.

The Commission will consider the interventions and the reply already accepted and filed on the public file for the 13 May 2014 hearing as well as other interventions received in the context of this hearing.

Applicant's address:

21 A Bonfils Street
Percé, Quebec
G0C 1G0

Email: andre.methot@nadeaumateriaux.com

Email to request electronic version of application: centredelasante@gmail.com

2. **Télévision Communautaire des Basques et du Haut-Pays**
Trois-Pistoles, Quebec
Application 2014-0436-8

Application by **Télévision Communautaire des Basques et du Haut-Pays**, a not-for-profit corporation, to obtain a broadcasting licence to operate an independent French-language community television service in the MRC of Basques, Témiscouata and Rivière-du-Loup.

The applicant proposes to broadcast 126 hours of programming per broadcast week, of which 60% would be devoted to local community television programming.

Applicant's address:

15 Notre-Dame Street East
Room 307
Trois-Pistoles, Quebec
G0L 4K0

Email: tbhp@outlook.com

Email to request electronic version of application: tbhp@outlook.com

3. **William Rowe, on behalf of a corporation to be incorporated**
Timmins, Ontario
Application 2014-0188-5

Application by **William Rowe, on behalf of a corporation to be incorporated**, for a broadcasting licence to operate an English-language specialty FM radio station in Timmins, with nine rebroadcasting transmitters.

The station would operate on frequency 102.3 MHz (channel 272LP) with an average effective radiated power (ERP) of 32 watts (non-directional antenna with an effective height of antenna above average terrain (EHAAT) of 76 meters).

The rebroadcasting transmitters for CHIM-FM would operate in:

- Chapleau, Ontario on frequency 92.7 MHz (channel 224LP) with an ERP of 1.6 watts (non directional-antenna with an EHAAT of 10 meters).
- Hearst, Ontario on frequency 95.5 MHz (channel 238LP) with an ERP of 1.6 watts (non directional-antenna with an EHAAT of 9 meters).
- Kapuskasing, Ontario on frequency 92.3 MHz (channel 222LP) with an ERP of 1.5 watts (non directional-antenna with an EHAAT of 18 meters).
- Kirkland Lake, Ontario on frequency 99.1 MHz (channel 256LP) with an ERP of 1.6 watts (non directional-antenna with an EHAAT of 28 meters).
- New Liskeard, Ontario on frequency 103.5 MHz (channel 278LP) with an ERP of 1.6 watts (non directional-antenna with an EHAAT of 52 meters).
- North Bay, Ontario on frequency 92.5 MHz (channel 223LP) with an ERP of 50 watts (non directional-antenna with EHAAT of 57 meters).
- Red Deer, Alberta on frequency 93.1 MHz (channel 226LP) with an ERP of 50 watts (non directional-antenna with an EHAAT of 50 meters).
- Sault Ste Marie, Ontario on frequency 97.3 MHz (channel 247LP) with an ERP of 50 watts (non directional-antenna with an EHAAT of 9 meters).

- Smooth Rock Falls, Ontario on frequency 101.9 MHz (channel 270LP) with an ERP of 1.6 watts (non directional-antenna with an EHAAT of 9 meters).

The applicant proposes a Christian Adult Contemporary music format with 95% of its weekly musical selections drawn from content subcategory 35 (Non-classic religious).

The applicant states that it wishes to re-introduce a Christian music programming service in Timmins, Ontario.

The Commission notes that the application by Eternacom Inc. (application 2014-0516-8, item 4), also being considered as part of this proceeding, proposes to provide a Christian music programming service to listeners in Timmins, Ontario through the addition of a transmitter.

The Commission may withdraw this application from the public hearing if it is not advised by the Department of Industry, at least twenty days prior to the hearing, that the application is technically acceptable.

Applicant's address:

404 Tamarack Street
Timmins, Ontario
P4N 6R6

Email: abrowe@ntl.sympatico.ca

Email to request electronic version of application: abrowe@ntl.sympatico.ca

4. **Eternacom Inc.**
Timmins, Ontario
Application 2014-0516-8

Application by **Eternacom Inc.** to amend the broadcasting licence for the English-language commercial specialty (Christian music) FM radio station CJTK-FM by adding an FM transmitter in Timmins.

The transmitter would operate on frequency 105.5 MHz (channel 288A) with an effective radiated power of 800 watts (non-directional antenna with an effective height above average terrain of 61.4 metres).

The licensee states that it wishes to re-introduce Christian radio in Timmins by adding a transmitter, which will provide programming, in part, from its CJTK-FM Sudbury feed as well as local programming.

The Commission notes that the application by William Rowe, on behalf of a corporation to be incorporated (application 2014-0188-5, item 3), also being considered as part of this proceeding, proposes to provide a local Christian music programming service to listeners in Timmins, Ontario.

The Commission may withdraw this application from the public hearing if it is not advised by the Department of Industry, at least twenty days prior to the hearing, that the application is technically acceptable.

The present application was initially published as part of a public process under Part 1 of the *CRTC Rules of Practice and Procedure*. The Commission will consider the interventions already accepted and filed on the public file as part of that public process, as well as other interventions received in the context of this hearing.

Applicant's address:

2150 Lasalle Boulevard
Sudbury, Ontario
P3A 2A7

Fax: 705-688-1081

Email: mail@kfmradio.ca

Email to request electronic version of application: mail@kfmradio.ca

5. Comwave Networks Inc.

Greater Toronto, London, Hamilton, Ottawa, Windsor and Kitchener areas, Ontario
Application 2014-0583-7

Application by **Comwave Networks Inc.** for a regional broadcasting licence to operate terrestrial broadcasting distribution undertakings to serve the above-noted locations.

The applicant requests the following conditions of licence:

For Greater Toronto, Oshawa, Hamilton, Kitchener and Ottawa areas:

- The licensee is authorized to distribute, at its option, and as part of the basic service, the signals WIVB-TV (CBS), WGRZ-TV (NBC), WKBW-TV (ABC), WUTV-TV (FOX) and WNED-TV (PBS) Buffalo, New York, or alternatively for each signal, the signal of a different affiliate of the same network located in the same time zone as that of the licensed area and included in the *Lists of eligible satellite services*, as amended from time to time.
- The licensee is authorized to distribute, at its option, WNLO-TV (IND) and WNYO-TV (IND) Buffalo, New York, as part of its discretionary service.

For Greater London and Windsor areas:

- The licensee is authorized to distribute, at its option, and as part of the basic service, the signals WWJ-TV (CBS), WDIV-TV (NBC), WXYZ-TV (ABC), WJBK-TV (FOX) and WTVS-TV (PBS) Detroit, Michigan, or alternatively for each signal, the signal of a different affiliate of the same network located in the same time zone as that of the licensed area and

included in the *Lists of eligible satellite services*, as amended from time to time.

- The licensee is authorized to distribute, at its option, WKBD-TV (IND) and WMYD-TV (IND) Detroit, Michigan, as part of its discretionary service.

Applicant's address:

61 Wildcat Road
Toronto, Ontario
M3J 2P5

Fax: 416-736-3157

Email: tchislett@comwave.net

Email to request electronic version of application: tchislett@comwave.net

6. **Fort McKay Radio Society**

Fort McKay, Alberta

Application 2014-0546-5

Application by **Fort McKay Radio Society** for a broadcasting licence to operate a Type B Native low-power FM radio station in Fort McKay, Alberta.

The station would be controlled by its board of directors and would serve the Fort McKay First Nation and other people of the Fort McKay region.

The station would operate on frequency 106.3 MHz (channel 292LP) with an effective radiated power of 50 watts (non-directional antenna with an effective height of antenna above average terrain of 6.6 meters).¹

The applicant proposes to provide musical content and spoken-word programming comprised of community news and cultural and Aboriginal programming in the English, Cree and Dene languages.

The applicant states that 26 hours of each broadcast week would be devoted to Aboriginal-language programming (Cree/Dene), with the remaining devoted to English-language programming. A minimum of 116 hours would be devoted to local programming.

Applicant's address:

P.O. Box 5360

Fort McMurray, Alberta

T9H 3G4

Email: regulatory@fortmckayradio.com

¹ These technical parameters reflect those provided by the Department of Industry.

Website: www.fortmckayradio.com

Email to request electronic version of application: info@fortmckayradio.com

Procedure

Deadline for interventions, comments or answers

26 September 2014

The *Canadian Radio-television and Telecommunications Commission Rules of Practice and Procedure* (the Rules of Procedure) apply to the present proceeding. The Rules of Procedure set out, among other things, the rules for content, format, filing and service of interventions, replies, answers of respondents and requests for information; the procedure for filing confidential information and requesting its disclosure; and the conduct of public hearings. Accordingly, the procedure set out below must be read in conjunction with the Rules of Procedure and its accompanying documents, which can be found on the Commission's website under "Statutes and Regulations." *Guidelines on the CRTC Rules of Practice and Procedure*, Broadcasting and Telecom Information Bulletin CRTC 2010-959, 23 December 2010, provides information to help interested persons and parties understand the Rules of Procedure so that they can more effectively participate in Commission proceedings.

An intervention or an answer from a respondent must be filed with the Commission and served on the applicant on or before the above-mentioned date. An answer from a respondent must also be served on any other respondent.

Interventions and answers must clearly identify the application referred to and indicate whether parties support or oppose the application, or, if they propose changes to it, include the facts and grounds for their proposal.

Parties are permitted to coordinate, organize, and file, in a single submission, interventions by other interested persons who share their position. Information on how to file this type of submission, known as a joint supporting intervention, as well as a template for the covering letter to be filed by the parties, can be found in *Changes to certain practices for filing interventions – Expansion of filing practices to include the filing of joint supporting comments for broadcasting policy proceedings*, Broadcasting Information Bulletin CRTC 2010-28-1, 10 December 2010.

The Commission encourages interested persons and parties to monitor the record of the proceeding, available on the Commission's website, for additional information that they may find useful when preparing their submissions.

Submissions longer than five pages should include a summary. Each paragraph of all submissions should be numbered, and the line *****End of document***** should follow the last paragraph. This will help the Commission verify that the document has not been damaged during electronic transmission.

Submissions must be filed by sending them to the Secretary General of the Commission using **only one** of the following means:

by completing the
[\[Intervention/comment/answer form\]](#)

or

by mail to
CRTC, Ottawa, Ontario K1A 0N2

or

by fax at
819-994-0218

A true copy of each intervention or answer from a respondent must be sent to the applicant and, in the case of a respondent to an application, to any other respondent.

Parties who send documents electronically must ensure that they will be able to prove, upon Commission request, that service/filing of a particular document was completed. Accordingly, parties must keep proof of the sending and receipt of each document for 180 days after the date on which the document is filed. The Commission advises parties who file and serve documents by electronic means to exercise caution when using email for the service of documents, as it may be difficult to establish that service has occurred.

In accordance with the Rules of Procedure, a document must be received by the Commission and all relevant parties by 5 p.m. Vancouver time (8 p.m. Ottawa time) on the date it is due. Parties are responsible for ensuring the timely delivery of their submissions and will not be notified if their submissions are received after the deadline. Late submissions, including those due to postal delays, will not be considered by the Commission and will not be made part of the public record.

The Commission will not formally acknowledge submissions. It will, however, fully consider all submissions, which will form part of the public record of the proceeding, provided that the procedure for filing set out above has been followed.

In the event that an application is brought to an oral phase of the hearing, and if parties wish to appear, they must provide reasons why their written interventions or answers are not sufficient and why an appearance is necessary. Parties requiring communication support must state their request on the first page of their intervention. Only those parties whose requests to appear have been granted will be contacted by the Commission and invited to appear at the public hearing.

Persons requiring communications support such as assistance listening devices and sign language interpretation are requested to inform the Commission at least twenty (20) days before the commencement of the public hearing so that the necessary arrangements can be made.

Important notice

All information that parties provide as part of this public process, except information designated confidential, whether sent by postal mail, facsimile, email or through the Commission's website at www.crtc.gc.ca, becomes part of a publicly accessible file and will be posted on the Commission's website. This information includes personal information, such as full names, email addresses, postal/street addresses, telephone and facsimile numbers, etc.

The personal information that parties provide will be used and may be disclosed for the purpose for which the information was obtained or compiled by the Commission, or for a use consistent with that purpose.

Documents received electronically or otherwise will be put on the Commission's website in their entirety exactly as received, including any personal information contained therein, in the official language and format in which they are received. Documents not received electronically will be available in PDF format.

The information that parties provide to the Commission as part of this public process is entered into an unsearchable database dedicated to this specific public process. This database is accessible only from the web page of this particular public process. As a result, a general search of the Commission's website with the help of either its own search engine or a third-party search engine will not provide access to the information that was provided as part of this public process.

Availability of documents

Electronic versions of the applications are available on the Commission's website at www.crtc.gc.ca by selecting the application number within this notice. They are also available from the applicants, either on their websites or upon request by contacting the applicants at their email addresses, provided above.

Electronic versions of the interventions and answers, as well as of other documents referred to in this notice, are available on the Commission's website at www.crtc.gc.ca by visiting the "Participate" section, selecting "Submit Ideas and Comments," and then selecting "our open processes." Documents can then be accessed by clicking on the links in the "Subject" and "Related Documents" columns associated with this particular notice.

Documents are also available from Commission offices, upon request, during normal business hours.

Location of Commission offices

Toll-free telephone: 1-877-249-2782

Toll-free TDD: 1-877-909-2782

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Central Building

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Fax: 604-666-8322

Secretary General