



Broadcasting Decision CRTC 2019-135

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Reference: Part 1 licence renewal application posted on 28 February 2019

Ottawa, 9 May 2019

Rock 95 Broadcasting Ltd.

Toronto, Ontario

Public record for this application: 2018-0621-7

CIND-FM Toronto – Licence renewal

1. The Commission **renews** the broadcasting licence for the English-language commercial radio programming undertaking CIND-FM Toronto, Ontario, from 1 September 2019 to 31 August 2026. The Commission did not receive any interventions regarding this application. The terms and **conditions of licence** are set out in the appendix to this decision.

Reminder

2. Pursuant to section 22 of the *Broadcasting Act*, the broadcasting licence renewed in this decision will cease to have any force or effect if the broadcasting certificate issued by the Department of Industry lapses.

Secretary General

This decision is to be appended to the licence.

Appendix to Broadcasting Decision CRTC 2019-135

Terms, conditions of licence, expectation and encouragement for the commercial radio programming undertaking CIND-FM Toronto, Ontario

Terms

The licence will expire 31 August 2026.

Conditions of licence

1. The licensee shall adhere to the conditions of licence set out in *Conditions of licence for commercial AM and FM radio stations*, Broadcasting Regulatory Policy CRTC 2009-62, 11 February 2009, as well as to the conditions set out in the broadcasting licence for the undertaking.
2. The licensee shall devote, as an exception to the percentage of Canadian musical selections set out in sections 2.2(8) and 2.2(9) of the *Radio Regulations, 1986* (the Regulations):
 - a) in each broadcast week, a minimum of 40% of its musical selections from content category 2 (Popular Music) to Canadian selections broadcast in their entirety;
 - b) between 6 a.m. and 6 p.m., in any period beginning on Monday of a week and ending on Friday of the same week, a minimum of 40% of its musical selections from content category 2 (Popular Music) to Canadian selections broadcast in their entirety; and
 - c) a minimum of 60% of the Canadian musical selections required under a) and b) above to musical selections by emerging Canadian artists.

To facilitate verification of compliance with this condition of licence, the licensee shall specify on the music lists it provides to the Commission pursuant to section 9(3) of the Regulations:

- i) those musical selections it categorizes as being by an emerging Canadian artist; and
- ii) for each musical selection so categorized, the additional following information where applicable:
 - for English-language musical selections, if a recording by the artist has appeared in one of the charted positions referenced in paragraph 5 of *Definition of emerging Canadian artists on commercial radio*, Broadcasting Regulatory Policy CRTC 2011-316, 12 May 2011, the title of that recording and the date it first reached the relevant position; and

- for French-language musical selections, if an album by the artist has reached Gold Record status according to SoundScan or has been marketed commercially, the date this status was first reached or the album was released for marketing and the title of the album.

For the purposes of this condition, the terms “broadcast week,” “Canadian selection,” “content category” and “musical selection” shall have the same meanings as those set out in the Regulations. The term “emerging Canadian artist” shall have the meaning set out in *Definition of emerging Canadian artists on commercial radio*, Broadcasting Regulatory Policy CRTC 2011-316, 12 May 2011.

3. To fulfill its outstanding commitments to Canadian content development (CCD) set out in Appendix 2 to *Licensing of a new radio station to serve Toronto*, Broadcasting Decision CRTC 2012-485, 11 September 2012, the licensee shall contribute \$515,000 by 31 August 2020 (2019-2020 broadcast year). This contribution is in addition to the basic CCD contributions required under section 15 of the *Radio Regulations, 1986*.

Of this amount, the licensee shall allocate at least 20% to FACTOR. The remainder shall be allocated to parties and initiatives fulfilling the definition of eligible initiatives set out in paragraph 108 of *Commercial Radio Policy 2006*, Broadcasting Public Notice CRTC 2006-158, 15 December 2006.

Expectation

The Commission expects the licensee to reflect the cultural diversity of Canada in its programming and employment practices.

Encouragement

In accordance with *Implementation of an employment equity policy*, Public Notice CRTC 1992-59, 1 September 1992, the Commission encourages the licensee to consider employment equity issues in its hiring practices and in all other aspects of its management of human resources.