



Telecom Order CRTC 2004-128

Ottawa, 19 April 2004

Bell Canada

Reference: Tariff Notices 6797 and 6797A

Ex parte application

1. The Commission **approves on an interim basis** the *ex parte* application¹ by Bell Canada, dated 12 March 2004 and amended on 30 March 2004, subject to the following condition.
2. Bell Canada is to notify the Commission that the customer has selected Bell Canada as the carrier and the company is to advise the Commission of the outcome of the selection process as soon as possible. If Bell Canada is selected, the company is directed to file with the Commission, within two business days of the date of the above notification, a hard copy of the application for the public examination room at the Commission's headquarters in Gatineau, and an electronic version for the Commission's web site. Among other things, the *CRTC Telecommunications Rules of Procedure* allow interveners to comment, within 30 days, on tariff applications that have been placed on the public record.

Secretary General

¹ 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.

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