



## Broadcasting Decision CRTC 2016-250

PDF version

References: Part 1 licence renewal applications posted on 26 January 2016

Ottawa, 30 June 2016

Various licensees

### Various locations across Canada

*The application numbers are set out in this decision.*

### Various commercial radio stations – Licence renewals

1. The Commission **renews** the broadcasting licences for the commercial radio programming undertakings listed in the table below, from 1 September 2016 to 31 August 2023.

Licensee	Call sign, location and application number
101142236 Saskatchewan Ltd.	CHAB Moose Jaw, Saskatchewan 2015-0958-0
5777152 Manitoba Ltd.	CJBP-FM Neepawa, Manitoba 2015-0866-5
Acadia Broadcasting Limited	CKTG-FM Thunder Bay, Ontario 2015-0913-4
Atlantic Broadcasters Limited	CJFX-FM Antigonish, Nova Scotia and its transmitters CJFX-FM-1 Inverness and CJFX-FM-2 Pleasant Bay 2015-1035-5
Bell Media Inc. and 8384819 Canada Inc., partners in a general partnership carrying on business as Bell Media Ontario Regional Partnership	CFJR-FM Brockville, Ontario 2015-0843-3
Cogeco Media Acquisitions Inc. <sup>1</sup>	CHMP-FM Longueuil, Quebec 2015-1013-1

<sup>1</sup> In February 2016, Cogeco Diffusion Acquisitions inc. changed its name to Cogeco Media Acquisitions Inc.

Cogeco Media Acquisitions Inc.	CKAC Montréal, Quebec 2015-1008-2
Cogeco Media Inc. <sup>2</sup>	CFOM-FM Lévis, Quebec 2015-1014-9
Cogeco Media Inc.	CJMF-FM Québec, Quebec 2015-1007-4
Corus Premium Television Ltd.	CJGV-FM Winnipeg, Manitoba 2015-0861-5
Corus Radio Company	CHMJ Vancouver, British Columbia 2015-0816-0
Durham Radio Inc.	CJKX-FM Ajax, Ontario and its transmitters CJKX-FM-1 Sunderland and CJKX-FM-2 Toronto 2015-0888-9
Fabmar Communications Ltd.	CKJH Melfort, Saskatchewan 2015-0885-5
Golden West Broadcasting Ltd.	CFSL Weyburn, Saskatchewan 2015-0976-2
Golden West Broadcasting Ltd.	CFYM Kindersley, Saskatchewan 2015-0978-8
Golden West Broadcasting Ltd.	CIMG-FM Swift Current, Saskatchewan 2015-0956-4
Golden West Broadcasting Ltd.	CJSL Estevan, Saskatchewan 2015-0959-8
Golden West Broadcasting Ltd.	CJSN Shaunavon, Saskatchewan 2015-0955-6
Golden West Broadcasting Ltd.	CJYM Rosetown, Saskatchewan 2015-0977-0

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<sup>2</sup> In February 2016, Cogeco Diffusion inc. changed its name to Cogeco Media Inc.

Golden West Broadcasting Ltd.	CKSW Swift Current, Saskatchewan 2015-0951-4
Groupe Radio Antenne 6 inc.	CKYK-FM Alma, Quebec and its transmitter CKYK-FM-1 Alma 2015-0858-2
Leclerc Communication inc.	CFEL-FM Québec, Quebec 2015-0999-4
Maritime Broadcasting System Limited	CHOY-FM Moncton, New Brunswick 2015-0918-4
My Broadcasting Corporation	CHUC-FM Cobourg, Ontario 2015-0864-9
Newcap Inc.	CFSX Stephenville, Newfoundland and Labrador and its transmitters CFCV-FM St. Andrew's and CFGN Channel-Port aux Basques 2015-0789-9
Newcap Inc.	CHCM Marystown, Newfoundland and Labrador 2015-0794-8
Newcap Inc.	CIBQ-FM Brooks, Alberta 2015-0810-3
Newcap Inc.	CIGV-FM Penticton, British Columbia and its transmitters CIGV-FM-1 Keremeos and CIGV-FM-2 Princeton 2015-0811-0
Newcap Inc.	CJPR-FM Blairmore, Alberta and its transmitters CJPV-FM Pincher Creek , Alberta and CJEV Elkford, British Columbia 2015-0807-9
Newcap Inc.	CKCM Grand Falls, Newfoundland and Labrador and its transmitters CKCM-1-FM Springdale and CKIM Baie Verte 2015-0791-4
Newcap Inc.	CKGA Gander, Newfoundland and Labrador 2015-0793-0

Newcap Inc.	CKIX-FM St. John's, Newfoundland and Labrador 2015-0800-6
Newcap Inc.	CKVO Clarenville, Newfoundland and Labrador 2015-0796-4
Newcap Inc.	CKWB-FM Westlock, Alberta 2015-0808-7
Newcap Inc.	CKXX-FM Corner Brook, Newfoundland and Labrador and its transmitter CKXX-FM-1 Stephenville 2015-0797-2
Newcap Inc.	VOCM-FM St. John's, Newfoundland and Labrador and its transmitter VOCM-FM-1 Clarenville 2015-0799-8
N L Broadcasting Ltd.	CJKC-FM Kamloops, British Columbia 2015-0894-6
Rawlco Radio Ltd.	CFMC-FM Saskatoon, Saskatchewan 2015-0898-8
Rawlco Radio Ltd.	CIZL-FM Regina, Saskatchewan 2015-0897-0
Rawlco Radio Ltd.	CJDJ-FM Saskatoon, Saskatchewan 2015-0896-2
Rawlco Radio Ltd.	CKOM Saskatoon, Saskatchewan 2015-0895-4
RNC MEDIA Inc.	CFTX-FM Gatineau, Quebec and its transmitter CFTX-FM-1 Buckingham 2015-0788-1
Rogers Media Inc.	CKY-FM Winnipeg, Manitoba 2015-0920-0
Walsh Investments Inc. and Yorkton Broadcasting Company Limited, partners in a general partnership carrying on business as GX Radio Partnership	CJGX Yorkton, Saskatchewan 2015-0862-3

2. The terms and **conditions of licence** for the above radio stations are set out in the appendix to this decision.
3. The Commission received an intervention from the Association québécoise de l'industrie du disque, du spectacle et de la vidéo (ADISQ) commenting on the licence renewal applications for 13 French-language commercial radio stations, including CFEL-FM, CFOM-FM, CFTX-FM, CJMF-FM and CKYK-FM. RNC MEDIA Inc. (licensee of CFTX-FM), on its own behalf and on behalf of Groupe Radio Antenne 6 inc. (licensee of CKYK-FM), replied to the intervention. In its intervention, ADISQ provided general comments regarding the broadcast of montages by the above stations and on the Commission's analysis of this issue. It also provided more specific comments in regard to CFEL-FM and CKYK-FM, which are addressed below. The public record for this proceeding can be found on the Commission's website at [www.crtc.gc.ca](http://www.crtc.gc.ca) or by using the appropriate application number, provided in the table above.

### **CFEL-FM Québec**

4. ADISQ, in reference to information provided in the Commission's programming report for CFEL-FM, noted that for the week of 22 to 28 February 2015, montages represented 11.26% of the station's programming, surpassing the 10% limit established by the Commission (see Broadcasting Information Bulletin 2011-728). Further, it expressed concern over the weak proportion of Canadian montages broadcast on the station. Given the above, ADISQ expressed surprise that the Commission would consider Leclerc Communication inc., the licensee of CFEL-FM, to be in compliance. In the intervener's view, a short-term licence renewal as well as a condition of licence limiting the broadcast of montages on the station to 10% of total programming broadcast should be imposed on the licensee.
5. Leclerc Communication inc., indicated that it incorrectly understood the period of time used to calculate the percentage of montages, and that this explains why montages were shown to exceed 10% of the programming broadcast on CFEL-FM during the week monitored by the Commission.
6. In Broadcasting Information Bulletin 2011-728, the Commission stated that any radio broadcaster devoting more than 10% of its station's programming each broadcast week to the broadcast of montages would appear to have failed to meet the objectives of the regulatory framework regarding French-language vocal music (FVM) and Canadian content, as well as the intent of the policy on montages. The Commission further stated, however, that when examining a station's musical programming, it looks at all components of such programming.
7. In the present case, for the broadcast week in question, the licensee exceeded the regulatory requirements relating to the broadcast of Canadian content (52.1% overall, and 46.7% from 6 a.m. to 6 p.m., Monday to Friday, compared to the required 35% for both periods) and of FVM (66% overall, compared to the required 65%, and 56% from 6 a.m. to 6 p.m., Monday to Friday, compared to the required 55%).

Further, the montages that were broadcast on the station included Canadian selections. The Commission therefore finds that Leclerc Communication inc. is in compliance with the programming requirements relating to the broadcast of FVM and Canadian content on CFEL-FM.

### **CKYK-FM Saguenay**

8. According to ADISQ, Groupe Radio Antenne 6 inc. indicated that it would broadcast exclusively spoken word content on CKYK-FM during prime time hours over the station's next licence term. ADISQ opposed maintaining the station's condition of licence authorizing the licensee to surpass the maximum percentage of spoken word programming permitted for stations not operating under a specialty format in order to broadcast hockey games. In its view, these practices significantly harm the listening audience's exposure to Canadian music and FVM on the airwaves. ADISQ requested that the Commission examine the programming to ensure that the station is operating in compliance with the requirements relating to Canadian content and FVM.
9. RNC MEDIA Inc., on behalf of Groupe Radio Antenne 6 inc., replied that through the local programming offered by CKYK-FM, the Saguenay listening audience benefits from a diversity of voices. It noted that the station broadcasts music every weekend and on holidays, according to the same regulatory requirements regarding Canadian music and FVM as for other stations. The licensee further noted that the condition of licence authorizing it to surpass the maximum level of spoken word programming in order to broadcast hockey games also allows the Saguenay listening audience to receive diversified programming and follow sporting events.
10. In Broadcasting Decision 2015-280, the Commission authorized CKYK-FM, by condition of licence, to devote more than 50% of the broadcast week to spoken word programming, for the sole purpose of broadcasting hockey games of the Chicoutimi Saguenéens and the Montréal Canadiens. The Commission has no concerns over the continued broadcast of hockey games for those teams on CKYK-FM and, accordingly, finds it appropriate to maintain this condition of licence for the station's next licence term.

### **Reminders**

11. Pursuant to section 22 of the *Broadcasting Act*, the broadcasting licences renewed in this decision will cease to have any force or effect if the broadcasting certificates issued by the Department of Industry lapse.
12. Acadia Broadcasting Limited (licensee of CKTG-FM) must fulfill, by 31 August 2016, all of the tangible benefit commitments set out in Broadcasting Decision 2009-746.
13. Bell Media Inc. and 8384819 Canada Inc., partners in a general partnership carrying on business as Bell Media Ontario Regional Partnership (licensee of CFJR-FM), must fulfill, by 31 August 2018, all of the tangible benefit commitments set out in Broadcasting Decision 2011-163.

14. Cogeco Media Acquisitions Inc. (licensee of CKAC and CHMP-FM) must fulfill, by 31 August 2017, all of the tangible benefit commitments set out in Broadcasting Decision 2010-942.
15. My Broadcasting Corporation (licensee of CHUC-FM) must fulfill, by 31 August 2021, all of the tangible benefit commitments set out in the Commission's letter dated 16 July 2015, in which the Commission approved the transfer of shares and change of effective control from Pineridge Broadcasting Inc. and Durham Radio Inc. to My Broadcasting Corporation.

### **Cultural diversity**

16. The Commission expects the licensees to reflect the cultural diversity of Canada in their programming and employment practices.

### **Employment equity**

17. Because the following licensees are subject to the *Employment Equity Act* and file reports concerning employment equity with the Department of Employment and Social Development, their employment equity practices are not examined by the Commission.
  - 101142236 Saskatchewan Ltd.
  - Bell Media Inc. and 8384819 Canada Inc., partners in a general partnership carrying on business as Bell Media Ontario Regional Partnership
  - Cogeco Media Acquisitions Inc.
  - Cogeco Media Inc.
  - Corus Premium Television Ltd.
  - Corus Radio Company
  - Golden West Broadcasting Ltd.
  - Maritime Broadcasting System Limited
  - Newcap Inc.
  - Rawlco Radio Ltd.
  - RNC MEDIA Inc.
  - Rogers Media Inc.
  - Walsh Investments Inc. and Yorkton Broadcasting Company Limited, partners in a general partnership carrying on business as GX Radio Partnership

18. In accordance with Public Notice 1992-59, the Commission encourages the remaining licensees to consider employment equity issues in their hiring practices and in all other aspects of their management of human resources.

Secretary General

### **Related documents**

- *CKYK-FM Alma and its transmitter CKYK-FM-1 – Licence amendment*, Broadcasting Decision CRTC 2015-280, 25 June 2015
- *Requirements for the broadcast of radio montages*, Broadcasting Information Bulletin CRTC 2011-728, 24 November 2011
- *Change in effective control of CTVglobemedia Inc.'s licensed broadcasting subsidiaries*, Broadcasting Decision CRTC 2011-163, 7 March 2011
- *Transfer of effective control of various commercial radio programming undertakings from Corus Entertainment Inc. to Cogeco inc.*, Broadcasting Decision CRTC 2010-942, 17 December 2010
- *CKTG-FM and CJUK-FM Thunder Bay – Acquisition of assets*, Broadcasting Decision CRTC 2009-746, 2 December 2009
- *Implementation of an employment equity policy*, Public Notice CRTC 1992-59, 1 September 1992

*\*This decision is to be appended to each licence.*



## Appendix to Broadcasting Decision CRTC 2016-250

### Terms, conditions of licence, commitments and expectations for the commercial radio programming undertakings renewed in this decision

#### Terms

The licences will expire 31 August 2023.

#### Conditions of licence

The licensees shall adhere to the **conditions** set out in *Conditions of licence for commercial AM and FM radio stations*, Broadcasting Regulatory Policy CRTC 2009-62, 11 February 2009, with the exception of condition of licence 7 for CHMP-FM Montréal and CJMF-FM Québec, both of which operate under a specialty format. The licensees shall also adhere to the **conditions** set out in the broadcasting licences for the undertakings, as well as to the **conditions of licence** set out in the table below, where applicable.

Licensee	Call sign and location	Conditions of licence
5777152 Manitoba Ltd.	CJBP-FM Neepawa, Manitoba	<p>The licensee shall fulfill all of its outstanding commitments to Canadian content development (CCD) set out in the appendix to <i>English-language FM radio station in Neepawa</i>, Broadcasting Decision CRTC 2010-23, 10 January 2010.</p> <p>Of the outstanding amounts, the licensee shall allocate no less than 20% per broadcast year to FACTOR. The remainder shall be allocated to parties and initiatives fulfilling the definition of eligible initiatives set out in paragraph 108 of <i>Commercial Radio Policy 2006</i>, Broadcasting Public Notice CRTC 2006-158, 15 December 2006.</p> <p>The licensee shall file, by 30 November 2016, in a form deemed acceptable by the Commission, proof of payment of the required CCD contribution for the 2015-2016 broadcast year.</p>
Bell Media Inc. and 8384819 Canada Inc., partners in a general partnership carrying on business as Bell Media Ontario Regional Partnership	CFJR-FM Brockville, Ontario	<p>The licensee shall provide commercially reasonable access to advertising availabilities to unrelated operators of broadcasting undertakings and telecommunications service providers.</p>

Cogeco Media Acquisitions Inc.	CHMP-FM Longueuil, Quebec	<p>The station shall be operated within the Specialty format as defined in <i>A Review of Certain Matters Concerning Radio</i>, Public Notice CRTC 1995-60, 21 April 1995.</p> <p>The licensee shall devote more than 50% of the programming broadcast during the broadcast week to programming drawn from content category 1 (Spoken Word).</p>
Cogeco Media Inc.	CFOM-FM Lévis, Quebec	<p>The licensee shall, as an exception to the percentage of Canadian musical selections set out in sections 2.2(8) and 2.2(9) of the <i>Radio Regulations, 1986</i> (the Regulations), in any broadcast week where at least 90% of musical selections from content category 2 (Popular Music) that it broadcasts are selections released before 1 January 1981:</p> <ul style="list-style-type: none"> <li>• devote, in that broadcast week, a minimum of 30% of its musical selections from content category 2 to Canadian selections broadcast in their entirety; and</li> <li>• devote between 6 a.m. and 6 p.m., in the period from Monday to Friday of the same broadcast week, a minimum of 30% of its musical selections from content category 2 to Canadian selections broadcast in their entirety.</li> </ul> <p>The licensee shall specify, on the music lists it provides to the Commission, the year of release for all musical selections it broadcasts.</p> <p>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.</p>
Cogeco Media Inc.	CJMF-FM Québec, Quebec	<p>The station shall be operated within the Specialty format as defined in <i>A Review of Certain Matters Concerning Radio</i>, Public Notice CRTC 1995-60, 21 April 1995.</p> <p>The licensee shall devote more than 50% of the programming broadcast during the broadcast week to programs drawn from content category 1 (Spoken Word).</p>

Corus Premium Television Ltd.	CJGV-FM Winnipeg, Manitoba	The licensee shall provide commercially reasonable access to advertising availabilities to unrelated operators of broadcasting undertakings and telecommunications service providers.
Corus Radio Company	CHMJ Vancouver, British Columbia	The licensee shall provide commercially reasonable access to advertising availabilities to unrelated operators of broadcasting undertakings and telecommunications service providers.
Fabmar Communications Ltd.	CKJH Melfort, Saskatchewan	<p>The licensee shall, as an exception to the percentage of Canadian musical selections set out in sections 2.2(8) and 2.2(9) of the <i>Radio Regulations, 1986</i> (the Regulations), in any broadcast week where at least 90% of musical selections from content category 2 (Popular Music) that it broadcasts are selections released before 1 January 1981:</p> <ul style="list-style-type: none"> <li>• devote, in that broadcast week, a minimum of 30% of its musical selections from content category 2 to Canadian selections broadcast in their entirety; and</li> <li>• devote, between 6 a.m. and 6 p.m., in the period from Monday to Friday of the same broadcast week, a minimum of 30% of its musical selections from content category 2 to Canadian selections broadcast in their entirety.</li> </ul> <p>The licensee shall specify, on the music lists it provides to the Commission, the year of release for all musical selections it broadcasts.</p> <p>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.</p>
Groupe Radio Antenne 6 inc.	CKYK-FM Saguenay, Quebec and its transmitter CKYK-FM-1 Alma, Quebec	The licensee is authorized to devote more than 50% of the broadcasting week to programming from content category 1 (Spoken Word) as defined in <i>Revised content categories and subcategories for radio</i> , Broadcasting Regulatory Policy CRTC 2010-819, 5 November 2010, for the sole purpose of broadcasting Chicoutimi Saguenéens and

		Montréal Canadiens hockey games in any broadcast week in which it holds the broadcast rights for these hockey games.
N L Broadcasting Ltd.	CJKC-FM Kamloops, British Columbia	<p>The licensee shall, as an exception to the percentage of Canadian musical selections set out in section 2.2(8) and 2.2(9) of the <i>Radio Regulations, 1986</i> (the Regulations):</p> <ul style="list-style-type: none"> <li>• devote, 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; and</li> <li>• devote, between 6 a.m. and 6 p.m., in the period from Monday to Friday of the same broadcast week, a minimum of 40% of its musical selections from content category 2 to Canadian selections broadcast in their entirety.</li> </ul> <p>For the purposes of this conditions, the terms “broadcast week,” “Canadian selection,” “content category” and “musical selection” shall have the same meanings as those set out in the Regulations.</p>
Newcap Inc.	CIBQ-FM Brooks, Alberta	<p>The licensee shall fulfill all of its outstanding commitments to Canadian content development (CCD) set out in the appendix to <i>CIBQ Brooks – Conversion to FM band</i>, Broadcasting Decision CRTC 2010-230, 23 April 2010.</p> <p>Of the outstanding amounts, the licensee shall allocate no less than 20% to FACTOR. The remainder shall be allocated to parties and initiatives fulfilling the definition of eligible initiatives set out in paragraph 108 of <i>Commercial Radio Policy 2006</i>, Broadcasting Public Notice CRTC 2006-158, 15 December 2006.</p> <p>The licensee shall file, by 30 November of each of the following broadcast years, in a form deemed acceptable by the Commission, proof of payment of the following required CCD contributions for those broadcast years:</p> <ul style="list-style-type: none"> <li>• \$5,000, 2015-2016 broadcast year; and</li> <li>• \$5,000, 2016-2017 broadcast year.</li> </ul>

Newcap Inc.	CKWB-FM Westlock, Alberta	<p>The licensee shall fulfill all of its outstanding commitments to Canadian content development (CCD) set out in the appendix to <i>CFOK Westlock – Conversion to FM band</i>, Broadcasting Decision CRTC 2010-102, 19 February 2010.</p> <p>Of the outstanding amounts, the licensee shall allocate no less than 20% per broadcast year to FACTOR. The remainder shall be allocated to parties and initiatives fulfilling the definition of eligible initiatives set out in paragraph 108 of <i>Commercial Radio Policy 2006</i>, Broadcasting Public Notice CRTC 2006-158, 15 December 2006.</p> <p>The licensee shall file, by 30 November of each of the following broadcast years, in a form deemed acceptable by the Commission, proof of payment of the following required CCD contributions for those broadcast years:</p> <ul style="list-style-type: none"> <li>• \$5,000, 2015-2016 broadcast year;</li> <li>• \$5,000, 2016-2017 broadcast year;</li> <li>and</li> <li>• \$5,000, 2017-2018 broadcast year.</li> </ul>
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## Commitments

### Local news

Cogeco Media Acquisitions Inc., licensee of CHMP-FM Montréal, commits to broadcasting 4 hours and 12 minutes of local news each broadcast week.

Cogeco Media Inc., licensee of CFOM-FM Lévis, commits to broadcasting a total of 1.4 hours of local news each week, from Monday to Friday.

### Local programming

Cogeco Media Acquisitions Inc., licensee of CKAC Montréal, commits to broadcasting 42 hours of local programming each broadcast week.

## Expectation

### Music programming

The Commission expects Corus Premium Television Ltd., licensee of CJGV-FM Winnipeg, to broadcast a two-hour specialty Smooth Jazz program each broadcast week.