



Broadcasting Decision CRTC 2004-52

Ottawa, 23 January 2004

Radio-Classique Montréal inc.
Montréal, Quebec

Application 2003-0680-5
Broadcasting Public Notice CRTC 2003-63
19 November 2003

CJPX-FM Montréal - use of the SCMO channel

1. The Commission **approves** the application by Radio-Classique Montréal inc., licensee of CJPX-FM Montréal, for authority to use a subsidiary communications multiplex operations (SCMO) channel¹ for the purpose of broadcasting a predominantly Portuguese-language radio service. The new service will broadcast programming from Radio Clube Montréal (94 %) and other sources (6 %).
2. The Commission did not receive any interventions in connection with this application.
3. The Commission's policy regarding services using the SCMO channel of FM stations is set out in *Services using the vertical blanking interval (television) or subsidiary communications multiplex operation (FM) channel*, Public Notice CRTC 1989-23, 23 March 1989 (Public Notice 1989-23).
4. The policy states that the Commission would be concerned if an SCMO service were to have a negative impact on existing local conventional ethnic broadcasters. No such broadcaster opposed this application. The Commission is satisfied that approval of this application will not cause undue negative impact on existing local conventional ethnic radio stations.

¹ Programming broadcast using an SCMO channel is not accessible with standard radio equipment, and requires instead the use of a special receiver.

5. The Commission reminds Radio-Classique Montréal inc. that as stated in section 3(1)(h) of the *Broadcasting Act*, it is responsible for the programs that it broadcasts. It is therefore expected to ensure that its SCMO service is operated in a responsible manner and to adhere to the guidelines regarding the provision of SCMO services set out in Appendix A to Public Notice 1989-23.

Secretary General

This decision is to be appended to the licence. It is available in alternative format upon request, and may also be examined at the following Internet site: <http://www.crtc.gc.ca>