



December 8, 2017

[*CB-CDA 2017-154*]

Files: Commercial Radio Stations
[CSI: 2014-2018; Connect/SOPROQ: 2018; Artisti: 2015-2018]

NOTICE OF THE BOARD

On September 15, 2017, counsel for CSI and Connect/SOPROQ wrote to the Board on their behalf and on behalf of Artisti and CAB (collectively, the “Parties”). In that letter, the Parties requested, inter alia, that the Board certify the tariffs for CSI, Connect/SOPROQ, and Artisti (collectively, the “Collectives”) for the years 2014-2018, 2018, and 2015-2018, respectively, in the form filed as Schedules A and B thereto (the “Settlement Tariffs”). These Settlement Tariffs were filed as settlements in relation to the tariffs proposed by CSI for 2014-2018, for Connect/SOPROQ for 2018, and for Artisti for 2015-2018 (collectively, the “Proposed Tariffs”).

The Parties also stated that a large number of commercial radio stations, representing more than 90 per cent of commercial radio revenue, have expressly agreed to be bound by the terms in the Settlement Tariffs (the “Acknowledging Stations”). However, that statement may not suffice to allow the Board to determine whether the Settlement Tariffs would be, if certified, fair and equitable to the Non-Acknowledging Stations.

As such, in order to assist the Board in evaluating the issue of representativeness, Parties are asked to answer jointly the following questions:

1. How many commercial radio stations pay royalties to CSI under the *Commercial Radio Tariff* (*SOCAN: 2011-2013; Re:Sound: 2012-2014; CSI: 2012-2013; Connect/SOPROQ: 2012-2017; Artisti: 2012-2014*)?
2. Of the stations identified in Q1, how many are Acknowledging Stations?
3. Please indicate the number of Acknowledging Stations and Non-Acknowledging Stations separately, that broadcast in each of the following five regions:
 - a) Northern Canada (NWT, Nunavut, and Yukon);
 - b) Western Canada (BC, Alberta, Saskatchewan, and Manitoba);
 - c) Ontario;
 - d) Quebec; and
 - e) Eastern Canada (Nova Scotia, New Brunswick, PEI, and Newfoundland).

4. Please indicate the number of Acknowledging Stations and Non-Acknowledging Stations separately, that are licensed to broadcast in each of the following languages:

- a) English;
- b) French; and
- c) Other.

5. Please indicate the number of Acknowledging Stations and Non-Acknowledging Stations separately, that are in each of the following income-size groups, as defined by the *Commercial Radio Tariff (SOCAN: 2011-2013; Re:Sound: 2012-2014; CSI: 2012-2013; Connect/SOPROQ: 2012-2017; Artisti: 2012-2014)*:

- a) Small stations (revenues less than \$0.625 million per year);
 - b) Medium stations (revenues between \$0.625 million and \$1.25 million per year); and
 - c) Large stations (revenues greater than \$1.25 million per year).
6. a) Describe in general terms the stations/station-groups that were contacted with respect to accepting the Settlement Tariffs. Were any non-CAB members contacted?
- b) Did any stations/station-groups so contacted not accept the Settlement Tariffs?
- c) Did any stations accept the Settlement Tariffs after the filing of the Parties' letter of September 15, 2017?

Parties shall file their joint response to the above questions by no later than **Wednesday, December 20, 2017**.

In addition, Parties shall file a copy of any agreement among them relating to the Settlement Tariffs by the same date.



Gilles McDougall
Secretary General