



December 19, 2017

[*CB-CDA 2017-167*]

**Files: Commercial Radio – Public Performance of Music [SOCAN: 2007-2018; Re:Sound: 2009-2020]**

## **NOTICE OF THE BOARD**

### **PROPOSED CONSOLIDATION**

The Board intends to commence forthwith proceedings in reference to the proposed tariffs listed below (the “Proposed Tariffs”).

The Board intends to consider in a single proceeding those proposed tariffs applicable to the over-the-air broadcasting of musical works and sound recordings by commercial radio stations, and to the simulcasting of such broadcasts on the internet. Proposed tariffs applicable to the reproduction of musical works and sound recordings by commercial radio stations for over-the-air broadcasting and simulcasting of such broadcasts on the internet will be considered separately.

Given that the Board intends on considering, in relation to certain proposed tariffs, only components applicable to commercial radio, the Board is aware that many objectors to those proposed tariffs are neither users nor prospective users thereof. As described in the Participation section below, such objectors need not respond to this Notice, and will be deemed to have withdrawn from this proceeding.

The Proposed Tariffs that the Board has preliminarily identified are:

#### **Re:Sound**

- Tariff 1.A – Commercial Radio (2015-2017, 2018-2020)
- Tariff 8 – Simulcasting and Webcasting (2009-2012) [commercial radio simulcasting portion only]
- Tariff 8 – Simulcasting, Non-Interactive Webcasting and Semi-Interactive Webcasting (2013, 2014, 2015) [commercial radio simulcasting portion only]
- Tariff 1.A.2 – Commercial Radio Simulcasts (2016-2017)

## **SOCAN**

- Tariff 1.A – Commercial Radio (2014, 2015, 2016, 2017, 2018)
- Tariff 22.3 – Webcasts of Radio Station Signals (2007, 2008) [commercial radio simulcasting portion only]
- Tariff 22.C – Webcasts of Radio Station Signals (2009, 2010, 2011, 2012, 2013) [commercial radio simulcasting portion only]
- Tariff 22.B – Commercial Radio, Satellite Radio, and Pay Audio (2014, 2015, 2016, 2017, 2018) [commercial radio simulcasting portion only]

Any collective that has filed any of the Proposed Tariffs, and any person that has objected to any of these tariffs (collectively, the “Parties”) may comment on the proposed consolidation by no later than **Friday, January 5, 2018**, including on the addition or removal of a proposed tariff, or component thereof, from this proceeding.

## **PARTICIPATION**

Any objector (listed in the Annex) that intends to participate in this proceeding shall confirm so by no later than **Wednesday, January 10, 2018**. Objectors who do not do so will be deemed to have withdrawn from this proceeding.

Once the Board has confirmed the proposed tariffs that will be considered in this proceeding, and the objectors that will participate therein, it will issue directions with respect to process and scheduling.



Gilles McDougall  
Secretary General

## ANNEX – LIST OF PARTIES

### Commercial Radio – Public Performance of Music [SOCAN: 2007-2018; Re:Sound: 2009-2020]

#### *Collectives*

SOCAN  
Re:Sound

#### *Objectors*

*Re:Sound Tariff 1.A – Commercial Radio (2015-2017, 2018-2020)*

Canadian Association of Broadcasters (CAB)

*Re:Sound Tariff 1.A.2 – Commercial Radio Simulcasts (2016-2017)*

Bell Canada (Bell)  
Bragg Communications Inc. (c.o.b. as Eastlink) (Bragg)  
Canadian Association of Broadcasters (CAB)  
Canadian Cable Systems Alliance (CCSA)  
Cogeco Cable Inc. (Cogeco)  
Rogers Communications Inc. / Rogers Communications Partnership (Rogers)  
Shaw Communications Inc. (Shaw)  
Telus Communications Inc. (Telus)  
Vidéotron GP (Videotron)

*Re:Sound Tariff 8 – Simulcasting and Webcasting (2009-2012)*

The *Alliance des radios communautaires* (ARC), the *Association des radiodiffuseurs communautaires du Québec* (ARCQ) and the National Campus and Community Radio Association (NCRA)  
Apple Canada Inc. and Apple Inc. (Apple)  
Bell Canada (Bell)  
Canadian Association of Broadcasters (CAB)  
Canadian Broadcasting Corporation (CBC)  
Digital Media Association (DiMA)  
Pandora Media Inc. (Pandora)  
Planetnerve8 Inc.  
*Québecor Media Inc.* (Quebecor)  
Rogers Communications Inc. / Rogers Communications Partnership (Rogers)  
Shaw Communications Inc. (Shaw)  
Telus Communications Inc. (Telus)  
Yahoo! Canada Co. (Yahoo)

*Re: Sound Tariff 8 – Simulcasting, Non-Interactive Webcasting and Semi-Interactive Webcasting (2013, 2014, 2015)*

The *Alliance des radios communautaires* (ARC), the *l'Association des radiodiffuseurs communautaires du Québec* (ARCQ) and the National Campus and Community Radio Association (NCRA)

Apple Canada Inc. and Apple Inc. (Apple)

Bell Canada (Bell)

Canadian Association of Broadcasters (CAB)

Canadian Broadcasting Corporation (CBC)

Google Inc. (Google) [objected to 2015 only]

Pandora Media Inc. (Pandora) [objected to 2013 and 2014 only]

*Québecor Media Inc.* (Quebecor)

Rogers Communications Inc. / Rogers Communications Partnership (Rogers)

Shaw Communications Inc. (Shaw)

Sirius XM Canada Inc. (Sirius)

Stingray Digital Group Inc. (Stingray) [objected to 2013 only]

*SOCAN Tariff 1.A – Commercial Radio (2014, 2015, 2016, 2017, 2018)*

Canadian Association of Broadcasters (CAB)

*SOCAN Tariff 22.3 – Webcasts of Radio Station Signals (2007, 2008)*

Apple Canada Inc. and Apple Inc. (Apple) [objected to 2007 only]

Bell Canada (Bell) [objected to 2008 only]

Canadian Association of Broadcasters (CAB) [objected to 2008 only]

Canadian Broadcasting Corporation (CBC)

CKUA Radio Network (CKUA) [objected to 2008 only]

Entertainment Software Association / Entertainment Software Association of Canada (ESA)

Music Canada

Rogers Communications Inc. / Rogers Communications Partnership (Rogers)

SaskTel

Shaw Communications Inc. (Shaw) [objected to 2008 only]

Sirius XM Canada Inc. (Sirius)

Telus Communications Inc. (Telus)

*SOCAN Tariff 22.C – Webcasts of Radio Station Signals (2009, 2010, 2011, 2012, 2013)*

Apple Canada Inc. and Apple Inc. (Apple) [objected to 2009, 2010, 2011 and 2012 only]

Bell Canada (Bell)

Canadian Association of Broadcasters (CAB)

Canadian Broadcasting Corporation (CBC) [objected to 2009, 2010, 2011 and 2012 only]

Computer & Communications Industry Association (CCIA) [objected to 2011, 2012 and 2013 only]

Cineplex Entertainment LP (Cineplex) [objected to 2012 only]

CKUA Radio Network (CKUA) [objected to 2011 only]

Entertainment Software Association / Entertainment Software Association of Canada (ESA)  
[objected to 2009, 2010 and 2011 only]  
Music Canada [objected to 2009, 2010 and 2011 only]  
Pandora Media Inc. (Pandora) [objected to 2012 only]  
Pelmorex [objected to 2013 only]  
*Québecor Media Inc.* (Quebecor) [objected to 2011 and 2013 only]  
Radio Station VOWR (VOWR) [objected to 2011 and 2012 only]  
Rogers Communications Inc. / Rogers Communications Partnership (Rogers)  
Shaw Communications Inc. (Shaw)  
Sirius XM Canada Inc. (Sirius) [objected to 2011 only]  
Stingray Digital Group Inc. (Stingray) [objected to 2012 and 2013 only]  
Telus Communications Inc. (Telus) [objected to 2009, 2010 and 2011 only]  
*Vidéotron GP* (Videotron) [objected to 2010 and 2012 only]  
Yahoo! Canada Co. (Yahoo) [objected to 2009 only]

*SOCAN Tariff 22.B – Commercial Radio, Satellite Radio, and Pay Audio (2014, 2015, 2016, 2017, 2018)*

Apple Canada Inc. and Apple Inc. (Apple)  
Bell Canada (Bell) [objected to 2014, 2015, 2016 and 2018 only]  
Canadian Association of Broadcasters (CAB)  
Canadian Broadcasting Corporation (CBC) [objected to 2014 only]  
Cineplex Entertainment LP (Cineplex) [objected to 2014, 2016 and 2018 only]  
Entertainment Software Association / Entertainment Software Association of Canada (ESA)  
[objected to 2015 only]  
Fitness Industry Council of Canada (FIC) [objected to 2018 only]  
GoodLife Fitness Centres Inc. (GoodLife) [objected to 2018 only]  
*Québecor Media Inc.* (Quebecor) [objected to 2014, 2015, 2016 and 2018 only]  
Rogers Communications Inc. / Rogers Communications Partnership (Rogers) [objected to 2014, 2015, 2016 and 2018 only]  
Retail Council of Canada (RCC) [objected to 2014 only]  
Shaw Communications Inc. (Shaw) [objected to 2014, 2015, 2016 and 2018 only]  
Sirius XM Canada Inc. (Sirius)  
Stingray Digital Group Inc. (Stingray) [objected to 2016, 2017 and 2018 only]