



## Broadcasting Decision CRTC 2004-482

Ottawa, 12 November 2004

**Fairchild Media Group Ltd., on behalf of  
Fairchild Television Ltd. and LS Movie Channel Limited,  
partners in a general partnership known as  
FLS Movie Channel Partnership  
Across Canada**

*Application 2004-0469-0*

*Public Hearing in the National Capital Region*

*7 September 2004*

### **Transfer of assets – Corporate reorganization**

1. The Commission **approves** the application by Fairchild Media Group Ltd., on behalf of Fairchild Television Ltd. (Fairchild TV) and LS Movie Channel Limited (LS Movie), partners in a general partnership known as FLS Movie Channel Partnership, for the authority to acquire the assets of the national English-language Category 2 specialty programming undertaking known as The Fairchild Movie Channel from Fairchild Media Group Ltd., on behalf of a corporation to be incorporated.<sup>1</sup> The applicant also requested a broadcasting licence to operate the undertaking under the same terms and conditions as those specified in the original licensing decision.
2. As a result of this transaction, Fairchild TV and LS Movie will each have a 50% partnership interest in The Fairchild Movie Channel. Mr. Thomas Fung holds 100% of the voting interests of Fairchild TV and Mr. Danny Lon Wei Wang holds 100% of the voting interests in LS Movie.
3. The Commission did not receive any interventions in connection with this application.
4. The licence will expire 31 August 2007, the same expiry date as that set out in the original licensing decision, and will be subject to the same terms and conditions as those specified in that decision.

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<sup>1</sup> In *The Fairchild Movie Channel*, Decision CRTC 2000-707, 24 November 2000 and 14 December 2000, the Commission approved the application by Fairchild Media Group Ltd., on behalf of a corporation to be incorporated, to operate the Category 2 specialty programming undertaking The Fairchild Movie Channel. The Commission has not issued the licence for this service because the service has not yet commenced operations.

5. The licence will be issued once the applicant has satisfied the Commission, with supporting documentation, that the following requirements have been met:
  - the applicant has entered into a distribution agreement with at least one licensed distributor; and
  - the applicant has informed the Commission in writing that it is prepared to commence operations. The undertaking must be operational at the earliest possible date and in any event no later than 24 November 2004.
6. In *Deadline to commence operation of Category 2 specialty and pay television services*, Broadcasting Decision CRTC 2003-599, 16 December 2003 (Decision 2003-599), the Commission approved applications for extensions to the implementation deadline for numerous services, including The Fairchild Movie Channel. The Commission reminds the applicant that, as stated in Decision 2003-599, the extension to 24 November 2004 is the final extension deadline to commence operation of this service. The licence will not be issued unless the licensee has commenced operations by that date.
7. Because this licensee is subject to the *Employment Equity Act* and files reports concerning employment equity with the Department of Human Resources and Skills Development, its employment equity practices are not examined by the Commission.

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>*