



## Broadcasting Decision CRTC 2003-134

Ottawa, 1 May 2003

**Dieter Kohler, on behalf of a corporation to be incorporated  
Across Canada**

*Application 2002-0330-8  
Public Hearing in the National Capital Region  
24 March 2003*

### **The Cult Movie Channel – Category 2 specialty service**

*In this decision, the Commission **approves** the operation of a new Category 2 specialty television service.*

1. The Commission received an application by Dieter Kohler, on behalf of a corporation to be incorporated (Dieter Kohler), for a broadcasting licence to operate an English-language Category 2<sup>1</sup> specialty television service to be known as The Cult Movie Channel.
2. The applicant proposed a programming service devoted to exploring the world of cult film and television.
3. The Commission did not receive any interventions in connection with this application.
4. Based on its examination of this application, the Commission is satisfied that it is in conformity with all applicable terms and conditions announced in *Introductory statement – Licensing of new digital pay and specialty services – Corrected Appendix 2*, Public Notice CRTC 2000-171-1, 6 March 2001 (Public Notice 2000-171-1). Accordingly, the Commission **approves** the application by Dieter Kohler for a licence to operate The Cult Movie Channel programming service.

### **Conditions of licence**

5. The licence will expire 31 August 2009, and will be subject to the conditions set out in Public Notice 2000-171-1, as well as to the following conditions:
  1. The licensee shall provide a national English-language Category 2 specialty television service devoted to exploring the world of cult film and television.

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<sup>1</sup> The Category 2 services are defined in *Introductory statement – Licensing of new digital pay and specialty services*, Public Notice CRTC 2000-171, 14 December 2000.

2. The programming must be drawn exclusively from the following categories, as set out in Schedule I to the *Specialty Services Regulations, 1990*: 2b, 7a, 7b, 7c, 7d, 7e, 7f, 7g, 11, 12, 13 and 14.

For the purposes of the conditions of this licence, *broadcast day* shall have the same meaning as that set out in section 2 of the *Television Broadcasting Regulations, 1987*.

### **Issuance of the licence**

6. A licence will be issued once the applicant has satisfied the Commission, with supporting documentation, that the following requirements have been met:
  - an eligible Canadian corporation has been incorporated in accordance with the application in all material respects;
  - 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 36 months of the date of this decision, unless a request for an extension of time is approved by the Commission before 1 May 2006. In order to ensure that such a request is processed in a timely manner, it should be submitted at least 60 days before this date.

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>*