

Federal Court of Appeal



Cour d'appel fédérale

Date: 20150821

Docket: 15-A-40

Ottawa, Ontario, August 21, 2015

**CORAM: PELLETIER J.A.
RYER J.A.
SCOTT J.A.**

BETWEEN:**ABORIGINAL VOICES RADIO INC.****Applicant****and****ATTORNEY GENERAL OF CANADA****Respondent****ORDER**

UPON motion by the applicant Aboriginal Voices Radio Inc., for leave pursuant to section 31(2) of the *Broadcasting Act*, S.C. 1991, c.11 to appeal Decision CRTC 2015-282 of the Canadian Radio-television and Telecommunications Commission, dated June 25, 2015, revoking the broadcasting licences for type B native radio stations CKAV-FM Toronto, CKAV-FM-2 Vancouver, CKVM-FM-3 Calgary, CKAV-FM-4 Edmonton, and CKAV-FM-9 Ottawa, effective June 25, 2015,

AND UPON considering the affidavit of Jamie Hill, affirmed July 13, 2015;

AND UPON considering the materials filed by the respondent, the Attorney General of Canada, in response to the motion;

THIS COURT ORDERS that:

1. Leave to appeal is granted;
2. Decision CRTC 2015-282 of the Canadian Radio-television and Telecommunications Commission, dated June 25, 2015, revoking the broadcasting licences for type B native radio stations CKAV-FM Toronto, CKAV-FM-2 Vancouver, CKAV-FM-3 Calgary, CKAV-FM-4 Edmonton and CKAV-FM-9 Ottawa, effective June 25, 2015, is stayed pending the final determination on appeal;
3. The licences granted to Aboriginal Voices of Canada Inc. in CRTC Broadcasting Decision 2012-653 shall remain in effect, subject to strict compliance to all the requirements and conditions outlined therein, until the final determination of this appeal;
4. The parties are to adhere strictly to the delays for all subsequent procedural steps governed by the *Federal Courts Rules* SOR/98-106.

No order is made as to costs.

“J.D. Denis Pelletier”

J.A.

“CMR”

“AFS”