

Mr. THORSON: I will read it, and then it will be typed in formal style. The motion would be—

The CHAIRMAN: No, we just want the amendment to section 14, by adding certain words. The present section 14 will become subsection 1, and then the new subsection 2, reads what?

Mr. THORSON: "The Governor in Council may exempt from the operation of this section any person who, upon the coming into force of this act, was the holder of a valid and subsisting licence, subject to such terms and conditions as the Governor in Council may prescribe."

The CHAIRMAN: And you say that under the definition section a "person" includes a corporation?

Mr. THORSON: That is correct.

Senator HAYDEN: That only deals with one of the points raised by Mr. Finlayson. The qualification for enjoying exemption is that you hold a valid and subsisting licence at the time this statute comes into force. Well, then any person who is applying for a licence to operate a broadcasting station after the statute comes into force would not enjoy the same benefit.

The CHAIRMAN: No.

Senator BRUNT: But does this cover Mr. Finlayson's case where he applies for a TV licence?

The CHAIRMAN: Oh, yes, because he has a valid and subsisting broadcasting licence.

Senator HAYDEN: What does "valid and subsisting licence" mean?

Mr. THORSON: The expression "licence" is defined.

The CHAIRMAN: Under section 2(d), "licence" means a licence issued under the Radio Act to establish a broadcasting station.

Senator CONNOLLY (*Ottawa West*): That is either for television or radio, is it?

The CHAIRMAN: It just says a broadcasting station; and under section 2(b):

"broadcasting" means the dissemination of any form of radioelectric communication, including radio telegraph, radiotelephone, the wireless transmission of writing, signs, signals, pictures and sounds of all kinds by means of Hertzian waves, etc.

Senator ASELTINE: I think Mr. Finlayson said this covered his case.

Senator BRUNT: I want to make sure this protects the station in Montreal if they apply for a TV licence.

Senator CONNOLLY (*Ottawa West*): Or any other existing station?

Senator BRUNT: That is right; CFRB, or anywhere.

Senator CONNOLLY (*Ottawa West*): I was wondering about the words "subject to such terms and conditions as the Governor in Council may prescribe". Does that mean that these stations will be subject to certain regulations or certain circumstances that will not apply to the ordinary person covered by section 14? I mean, would there be room to interpret that last clause as meaning that certain rules apply to the station to be covered by subsection 1 of section 14, and then a new set of rules which could be arbitrarily drawn up which would apply to these other few stations?

Senator BRUNT: Well, I presume the Government does want to have some control over it, and if they did not add those words, Senator Connolly, it would just be automatic.

The CHAIRMAN: We have the Minister's assurance that with respect to all these present stations that are under section 14, he will favourably receive their applications and has no intention of depriving them of their rights. I am quite willing to accept his statement.